



92nd General Assembly

First Regular Session

2003

Index

Senate Journals

House Journals



2003 House Journals

[Main Menu](#) | [Journal Index](#) | [Senate Journals](#)

Regular Session:

Pages	Journal	Pages	Journal	Pages	Journal
1 - 54	Day 1 - 1/8/03	55 - 59	Day 2 - 1/9/03	60 -64	Day 3 - 1/13/03
65 - 69	Day 4 - 1/14/03	70 - 98	Day 5 - 1/15/03	99 - 121	Day 6 - 1/16/03
122 - 130	Day 7 - 1/21/03	131 - 146	Day 8 - 1/22/03	147 - 160	Day 9 - 1/23/03
161 - 170	Day 10 - 1/27/03	171 - 186	Day 11 1/28/03	187 - 210	Day 12 - 1/29/03
211 - 224	Day 13 - 1/30/03	225 - 235	Day 14 - 2/3/03	236 - 242	Day 15 - 2/4/03
243 - 272	Day 16 - 2/5/03	273 - 294	Day 17 - 2/6/03	295 - 304	Day 18 - 2/10/03
305 - 318	Day 19 - 2/11/03	319 - 330	Day 20 - 2/12/03	331 - 350	Day 21 - 2/13/03
351 - 362	Day 22 - 2/17/03	363 - 376	Day 23 - 2/18/03	377 - 409	Day 24 -2/19/03
410 - 433	Day 25 - 2/20/03	434 - 446	Day 26 -2/24/03	447 - 460	Day 27 - 2/25/03
461 - 478	Day 28 -2/26/03	479 - 504	Day 29 - 2/27/03	505 - 519	Day 30 - 3/3/03
520 - 546	Day 31 - 3/4/03	547 - 568	Day 32 -3/5/03	569 - 594	Day 33 - 3/6/03
595 - 615	Day 34 - 3/10/03	616 - 639	Day 35 - 3/11/03	640 - 669	Day 36 - 3/12/03
670 - 694	Day 37 - 3/13/03	695 - 701	Day 38 - 3/14/03	702 - 720	Day 39 - 3/17/03
721 - 768	Day 40 - 3/18/03	769 - 811	Day 41 - 3/19/03	812 - 840	Day 42 - 3/20/03
841 - 854	Day 43 - 3/31/03	855 - 879	Day 44 - 4/1/03	880 - 914	Day 45 - 4/2/03
915 - 937	Day 46 - 4/3/03	938 - 954	Day 47 - 4/7/03	955 - 973	Day 48 - 4/8/03
974 - 997	Day 49 - 4/9/03	998 - 1015	Day 50 - 4/10/03	1016 - 1029	Day 51 - 4/14/03
1030 - 1061	Day 52 - 4/15/03	1062 - 1094	Day 53 - 4/16/03	1095 - 1132	Day 54 - 4/17/03
1133 - 1139	Day 55 - 4/18/03	1140 - 1145	Day 56 - 4/21/03	1146 - 1170	Day 57 - 4/22/03
1171 - 1247	Day 58 - 4/23/03	1248 - 1320	Day 59 - 4/24/03	1321 - 1362	Day 60 - 4/28/03
1363 - 1406	Day 61 - 4/29/03	1407 - 1472	Day 62 - 4/30/03	1473 - 1500	Day 63 - 5/1/03
1501 - 1549	Day 64 - 5/5/03	1550 - 1578	Day 65 - 5/6/03	1579 - 1638	Day 66 - 5/7/03
1639 - 1702	Day 67 - 5/8/03	1703 - 1751	Day 68 - 5/9/03	1752 - 1801	Day 69 - 5/12/03
1802 - 1878	Day 70 - 5/13/03	1879 - 1997	Day 71 - 5/14/03	1998 - 2106	Day 72 - 5/15/03
2107 - 2193	Day 73 - 5/16/03	2194 - 2196	Day 74 - 5/21/03	2197	Day 75 - 5/28/03

First Extraordinary Session:

Pages	Journal	Pages	Journal		
1 - 7	Day 1 - 6/2/03	8 - 9	Day 2 - 6/3/03	10 - 11	Day 3 - 6/4/03
12 - 33	Day 4 - 6/5/03	34 - 37	Day 5 - 6/12/03	38 - 42	Day 6 - 6/16/03
43 - 55	Day 7 - 6/17/03	56 - 60	Day 8 - 6/18/03	61 - 64	Day 9 - 6/24/03
65 - 80	Day 10 - 6/25/03	81 - 82	Day 11 - 6/27/03	83 - 86	Day 12 - 6/30/03

Second Extraordinary Session:

Pages	Journal
1 - 4	Day 1 - 9/8/03
12 - 14	Day 4 - 9/11/03

Pages	Journal
5 - 6	Day 2 - 9/9/03
15 - 18	Day 5 - 9/12/03

Pages	Journal
7 - 11	Day 3 - 9/10/03

Veto Session:

Pages	Journal
1 - 26	Day 1 - 9/10/03

Pages	Journal
27 - 28	Day 2 - 9/11/03

Pages	Journal
29 - 32	Day 3 - 9/12/03

Journal of the House

NINETY-SECOND GENERAL ASSEMBLY
of the
STATE OF MISSOURI
FIRST REGULAR SESSION

FIRST DAY, WEDNESDAY, JANUARY 8, 2003

The House was called to order at twelve o'clock noon by the Honorable Matt Blunt, Secretary of State.

Prayer by former Representative Pat Kelley.

Unless the Lord builds the House,
Its builders labor in vain.
Unless the Lord watches over the city,
The watchmen stand guard in vain.

Psalm 127:1

Gracious God,

You are an awesome and wonderful God and we praise You and give You thanks for Your many gifts; for the gift of life, family, friends and all your blessings. We put You first on the agenda because that is where You belong. You were here before we were. You created us and put us here to take care of Your incredible creation. You gave us a plan and laws and moral principles that would guide us to a wonderful life. However, all too often, we went our own way and didn't follow Your plan. History has taught us when we go our way instead of Yours, we labor in vain.

Gracious God, we come humbly today to acknowledge the error of our ways and to ask You to fill us with Your spirit and guide us into the future. We pray that as these legislators take their solemn oath to serve here they will also commit to follow You and use the plans and principles You have given us. When we build this House we pray that You will not only be first on the agenda, but that You will be central in our minds and hearts in everything we do. We pray that You will guide and direct the legislators, staff and all those in government and that everything we do will bring honor and glory to You.

Gracious God, thank You for the legislators and others who served in government for their service to our state and bless these new legislators, their families, our staff and all our workers and give them wisdom to make the right decisions and hearts of compassion and a passion for justice for our people.

We pray that You will bless all the people in our state and that all of us will join together to build a House based on the strong foundation You have given us.

In the name of our Lord we pray. Amen.

The Pledge of Allegiance to the flag was recited.

ADDRESS BY SECRETARY OF STATE MATT BLUNT

Governor Holden, Auditor McCaskill, Treasurer Farmer, Attorney General Nixon, Judge Benton and Judge Garrison, Members of the 92nd General Assembly, honored guests, families, fellow citizens, and friends. Good morning.

As a former member of this body it is an honor to preside at this important occasion, the first day of this session and the first day of service as elected officials for many in this Assembly.

2 *Journal of the House*

This day is the culmination of the brilliant process by which free people select their leaders and this is a prominent moment in Missouri history.

Not only have the people placed 90 new legislators in this body, but today we also witness a shift in the leadership of this Chamber for the first time in nearly half a century.

This day is and should always be a great cause of celebration and many Missourians look with renewed hope to this General Assembly; however, those celebratory thoughts are tempered this year by the evident needs of Missourians and by our sacred duty to place state government on a course of service to the people.

Regardless of party affiliation, your energy, your ideas, and your vast experiences are required as our state and its citizens face imposing challenges. All of these obstacles can be surmounted if we apply the same determination demonstrated everyday by the working families of Missouri.

Woodrow Wilson said, "The ear of the leader must ring with the voices of the people." Let us not forget that the best ideas for improving Missouri government are derived from those who sent you to this Capitol.

Missourians have entrusted you with the task of collectively working for the common good of our state. They have asked you to author new ideas and new solutions to Missouri's growing problems.

Democracy is a covenant between the people and their representatives and I have great confidence that you will keep their charge as a sacred obligation.

Fortunately, you will not be alone in your efforts. Missouri is abundant with sound local governments with thousands of dedicated public servants. Missouri's farmers and entrepreneurs continue to provide economic opportunities for the people of our state.

Our state's employers have proven to be good corporate citizens. Missouri businesses want to create good jobs for Missouri's families. And most importantly Missouri is blessed with the finest workforce in the world - men and women whose labor is the foundation of Missouri's future.

I look forward to working with each and every one of you in the days ahead. I congratulate you on your new responsibilities and I thank you for your willingness to serve the people of our great state.

May God grant you the wisdom to guide our state, the strength to make the difficult decisions required of your office and the courage to see those decisions through.

COMMUNICATION FROM THE SECRETARY OF STATE

To the Honorable House of Representatives of the 92nd General Assembly, First Regular Session, of the State of Missouri:

In compliance with Section 115.525, Revised Statutes of Missouri 2002, I have the honor to lay before you herewith a list of the names of the members of the House of Representatives for the 92nd General Assembly (First Regular Session) of the State of Missouri, elected at the General Election held on November 5, 2002.

IN TESTIMONY WHEREOF, I hereunto set my hand and affix the official seal of my office this 8th day of January, 2003.

/s/ Matt Blunt
SECRETARY OF STATE

MISSOURI HOUSE OF REPRESENTATIVES
92nd General Assembly, First Regular Session

District	Name
1st	Brian Munzlinger
2nd	Robert J. Behnen
3rd	Jim Whorton
4th	Brad Lager
5th	Jim Guest
6th	Rachel Bringer
7th	John Quinn
8th	Chris Shoemaker
9th	Wes Shoemyer
10th	Terry L. Witte
11th	Wayne J. Henke
12th	Sherman Parker
13th	Scott T. Rupp
14th	Joe Smith
15th	Thomas S. Green
16th	Carl L. Bearden
17th	Vicki Schneider
18th	Tom Dempsey
19th	Cynthia L. Davis
20th	Danielle (Danie) Moore
21st	Steve Hobbs
22nd	Therese Sander
23rd	Robert (Jeff) Harris
24th	Chuck Graham
25th	Vicky Riback Wilson
26th	Jim Seigfreid
27th	Ed Wildberger
28th	Rob Schaaf
29th	Maurice Lawson
30th	Jason Brown
31st	Trent Skaggs
32nd	Susan Phillips
33rd	Philip Willoughby
34th	Annie Reinhart
35th	Doug Ervin
36th	Gary Kelly
37th	Sharon Sanders Brooks
38th	Dan Bishop
39th	Marsha Campbell
40th	John Patrick Burnett
41st	Melba J. Curls
42nd	Yvonne S. Wilson
43rd	Craig C. Bland
44th	Jenee Lowe
45th	Cathy Jolly
46th	Kate Meiners
47th	Robert Thane (Bob) Johnson
48th	Mike Sager
49th	Terry Young
50th	Vicki Walker
51st	Ray Salva

52nd	Paul LeVota
53rd	Curt Dougherty
54th	Gary Dusenberg
55th	Bryan Pratt
56th	Brian Yates
57th	Yaphett El-Amin
58th	Rodney R. Hubbard
59th	Russ Carnahan
60th	Amber (Holly) Boykins
61st	Connie (LaJoyce) Johnson
62nd	Dennis Wood
63rd	Robin Wright Jones
64th	Bob Hilgemann
65th	Fred Kratky
66th	Michael Vogt
67th	Michael Daus
68th	Larry Gene Taylor
69th	Gina Walsh
70th	Matt Muckler
71st	Esther Haywood
72nd	Betty L. Thompson
73rd	Margaret Donnelly
74th	Thomas (Tom) George
75th	Bruce David Darrough
76th	Michael Spreng
77th	Michael George Corcoran
78th	Clint Zweifel
79th	Albert J. (Al) Liese
80th	Theodore (Ted) Hoskins
81st	Juanita Head Walton
82nd	Sam Page
83rd	Barbara Fraser
84th	Allen Icet
85th	Jim Lembke
86th	Jane Cunningham
87th	Catherine L. Hanaway
88th	Neal C. St. Onge
89th	Jack Jackson
90th	Rick Johnson
91st	Kathlyn Fares
92nd	Charles (Chuck) Portwood
93rd	Jodi A. Stefanick
94th	Richard G. Byrd
95th	Jim Avery
96th	Patricia (Pat) Yaeger
97th	Walt Bivins
98th	Brian D. Nieves
99th	Mike Sutherland
100th	Sue Schoemehl
101st	Ray Adams
102nd	Ryan McKenna
103rd	Mark C. Abel
104th	Wes Wagner
105th	Harold R. Selby
106th	Kevin Engler
107th	Dan Ward

108th	Thomas A. Villa
109th	Kevin Threlkeld
110th	Belinda Harris
111th	Charles W. Schlottach
112th	Merrill Townley
113th	Mark J. Bruns
114th	Bill Deeken
115th	Blaine Luetkemeyer
116th	Tom Self
117th	Larry Crawford
118th	Todd Smith
119th	Larry D. Wilson
120th	Shannon Cooper
121st	David Pearce
122nd	D. J. Davis
123rd	Brian L. Baker
124th	Rex Rector
125th	Jerry R. King
126th	Ed Emery
127th	Steve Hunter
128th	Bryan P. Stevenson
129th	Ron Richard
130th	Kevin Bill Wilson
131st	Marilyn Ruestman
132nd	Jack Goodman
133rd	Ronnie Miller
134th	James Viebrock
135th	Roy W. Holand
136th	B.J. Marsh
137th	Mark Wright
138th	Larry Morris
139th	Brad Roark
140th	Bob Dixon
141st	Jay Wasson
142nd	Jerry Bough
143rd	Maynard Wallace
144th	Van Kelly
145th	Mike Cunningham
146th	Randy Angst
147th	Mark Hampton
148th	Bill L. Ransdall
149th	Bob May
150th	Frank A. Barnitz
151st	Chuck Purgason
152nd	J. C. Kuessner
153rd	Mike Dethrow
154th	Gayle Kingery
155th	Wayne Cooper
156th	Rod Jetton
157th	Scott A. Lipke
158th	Jason G. Crowell
159th	Robert (Rob) Mayer
160th	Peter Myers
161st	Lanie Black
162nd	Denny Merideth
163rd	Otto Bean, Jr.

The following roll call indicated a majority of the Representatives present:

AYES: 162

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brooks	Brown	Bruns	Burnett
Byrd	Campbell	Carnahan	Cooper 120	Cooper 155
Corcoran	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Darrough	Daus	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Engler
Ervin	Fares	Fraser	George	Goodman
Graham	Green	Guest	Hampton	Hanaway
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lembke	LeVota	Liese	Lipke	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Merideth	Miller	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Townley	Viebrock	Villa
Vogt	Wagner	Walker	Wallace	Walsh
Walton	Ward	Wasson	Whorton	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Young	Zweifel			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 001

Lawson

The following Representatives advanced to the bar and subscribed to the oath of office, which was administered by the Honorable Duane Benton, Judge of the Supreme Court of Missouri.

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brooks	Brown	Bruns	Burnett
Byrd	Campbell	Carnahan	Cooper 120	Cooper 155
Corcoran	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Darrough	Daus	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Engler

Ervin	Fares	Fraser	George	Goodman
Graham	Green	Guest	Hampton	Hanaway
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lembke	LeVota	Liese	Lipke	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Merideth	Miller	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Townley	Viebrock	Villa
Vogt	Wagner	Walker	Wallace	Walsh
Walton	Ward	Wasson	Whorton	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Young	Zweifel			

NOMINATIONS FOR TEMPORARY SPEAKER

Representative Cunningham (86) nominated Representative Charles Portwood for temporary Speaker of the House.

Representative Yates seconded the nomination.

Representative Hubbard nominated Representative Russ Carnahan for temporary Speaker of the House.

Representative Carnahan withdrew his nomination.

Secretary of State Blunt declared the nominations closed.

Secretary of State Blunt called for a vote for temporary Speaker of the House.

Secretary of State Blunt ruled that Representative Portwood was elected temporary Speaker of the House.

The following committee was appointed to escort Representative Portwood to the dais: Representatives Marsh, Rector, Cooper (120), Cunningham (86), Bearden, Kelly (144), Donnelly, Carnahan, Walton and Seigfreid.

Representative Portwood assumed the Chair.

ADDRESS BY TEMPORARY SPEAKER CHARLES PORTWOOD

Thank you Mr. Secretary

Whether a Republican or a Democrat, the significance of this day is the same - our motivation is the same - to serve the people of Missouri.

Serving in this august body and presiding as temporary Speaker of the House indeed is an honor. I am pleased to welcome each of our family members, guests, constituents, friends, former members and fellow Missourians who have allowed this day to come to pass.

I am especially proud to be accompanied by my family - if you would please stand: my beautiful and intelligent wife of 20 years, Dawn, my eldest son Charles, my two adorable daughters Katherin and Laura, and my baby boy Harrison. I am thankful for my family who has made the sacrifices to allow me to serve the 92nd district.

The support, love and prayers of our families, friends and constituents are the foundation of this chamber. A change in leadership and direction of the House of Representatives represents a new beginning.

In ushering in this new era, with our sights set not upon politics or partisanship, but upon the principles of good government, I now declare that nominations are in order for Speaker of the House.

NOMINATIONS FOR SPEAKER

Representative Wright nominated Representative Catherine Hanaway for Speaker of the House.

Representative Pratt seconded the nomination.

Representative Villa nominated Representative Mark Abel for Speaker of the House.

Representative Portwood declared the nominations closed.

Representative Portwood called for a vote for Speaker of the House by voting “aye” for Representative Hanaway and voting “no” vote for Representative Abel.

The Chair ruled that Representative Hanaway was elected Speaker of the House.

The following committee was appointed to escort Representative Hanaway to the dais: Representatives Townley, Miller, Reinhart, Crawford, Holand, Purgason, Bland, Campbell, Hampton and Merideth.

Representative Hanaway subscribed to the oath of office which was administered by the Honorable Phillip R. Garrison, Appellate Judge, Southern District Court of Appeals for the State of Missouri.

Speaker Hanaway assumed the Chair.

ADDRESS BY SPEAKER CATHERINE HANAWAY

BUILDING MISSOURI'S FUTURE

Governor, Mr. Secretary, Auditor, Treasurer, Attorney General, Mr. Chief Justice, Your Honors, Esteemed Colleagues and Honored Guests. Today, as I take this gavel, I feel its weight - the weight of the responsibility we all share, regardless of party, to build a better Missouri.

For as John Adams said in his inaugural address, "there can be no spectacle by any nation more pleasing, more noble, majestic or august than an assembly like [this] ... selected at regular periods by their neighbors to make and execute laws for the general good."

If you look at this gavel, it really is very much like another tool, a hammer - a hammer with two heads and no claw. A hammer meant only for building not for tearing down or tearing apart.

All of us have been entrusted by our fellow citizens to build something greater than we have inherited.

First, let's thank those people who helped us get here. Stand up, look into the galleries for your friends and family, wave to them, and applaud with all the gratitude that is in your hearts.

Thank you, members of the House, for choosing me as your Speaker. Thank you, staff members, for your tremendous hard work and a successful transition. Thank you, former members of the House, for the sacrifices you made and your service to this House.

Now, I would like to say a special thank you to my family. My aunt and uncle, Dorothy and Dick Moore, my in-laws, Joe and Nancy Hanaway, my brother, Charles Moore, my sister, Anne Moore, and my parents, Bob and Virginia Moore who have all traveled great distances to be here today.

I thank them for the values they instilled in me, their constant challenge to me to always do my best, and all of their love and support.

Finally, my husband, Chris, and my daughter, Lucy. They have truly made the greatest sacrifices for this day. How do you thank a husband who always puts you before himself or a daughter who is the light of your life? The best I can say is life would not be worth living without you, and I love you with all my heart.

Together, we are setting an uncharted course. There are more new members of this House than ever before, a change in party control for the first time in 48 years and, for the first time in decades, a budget with declining general revenues. We will have less with which we will be expected to do more and do better.

But, we are all leaders and builders. We are the representatives of a great and resilient people.

Together, we can build:

A Missouri where every person who wants a job can find one;

A Missouri where every person regardless of gender, race, creed or color can live their dreams;

A Missouri where every child can get a world-class education from kindergarten through high school and beyond;

A Missouri where the most vulnerable citizens are cared for and treated with dignity;

and, a Missouri that knows the best is yet to come.

We can build a Missouri that begins with accountability and ends with greater opportunity.

This is a grand plan - a plan that will take time, discipline, sacrifice and hard work. But, Missouri is known for hard work. We have led this country in times of great challenge and opportunity. The farmers of our state have fed the world. The men and women of our factories revolutionized air travel and aerospace. Our scientists have mapped the human genome.

Now, our citizens are facing a very difficult time. A time when those who want to work hard and sacrifice have

been denied that chance. During the past 19 months, 77,000 Missourians have lost their jobs. Missouri has led the country in job losses. 77,000 times men and women had to go home and say to their spouses and their children, "Honey, I lost my job today."

Nothing has hurt those families and our state more. In a flash, a taxpayer became a tax consumer. In a flash, a person who was gainfully employed, had health insurance and provided for themselves and their family became a person without a job, without health insurance, without the means to care for themselves and their family.

The policies of our state government have driven jobs out of this state and kept others from coming here. Our state government has stifled growth through an economy-eating, ever ballooning budget, through an open door for job-killing frivolous lawsuits, and through regulatory burdens that crush initiative.

Part of the reason the state is facing a budget crisis is because each time a man or woman loses their job, the state loses tax revenue and has to provide services to the unemployed.

No state program can replace a job. We might be able to provide some short-term assistance. But, we can't give back productivity, we can't give back self-respect and self-reliance, we can't give back opportunity, we can't give back dreams.

Therefore, priority-one must be the creation and retention of good jobs.

When we unbridle the ingenuity, the innovation, the drive, and the creativity within in each of our fellow Missourians, we will reach the heights of prosperity, progress and productivity.

Much will be made of our budget situation. Without question, we can no longer afford to do everything state government has been doing. There is not enough money, because we have overspent and overextended. There will be much pressure to try to borrow or tax our way out of these difficult times. The state is collecting less money because our citizens are earning less money. The voters told us twice last year to keep our hands out of their pockets. We must resist the temptation to take more from our citizens at a time when they have less to give.

The table has been set by our fellow Missourians. They want us to spend what we have more wisely. They want us to hold government accountable. They want to know we have set priorities and that we demand performance from every aspect of state government.

To Governor Holden, I say we need your help, and we want to be your partners. We will do all that we can to craft a state budget that serves our state well. But, you must do your part. Do not send us a budget that balances only through tax increases, expansions of gambling, and use of the Rainy Day Fund - do not send us a budget that does not reflect the will of people of Missouri.

To Department Directors and all those who run state programs, I say when you come to this House this year, come prepared. Be prepared to explain what you do, what you hope to do, why it is important, and how we can measure whether you are successful. The vast majority of the men and women who work in state government are hard working people who serve this state well. But, we are now called on to decide what is working and what is most important.

There are also some Missourians who can't provide for themselves. They can't work because they are young or they are old or they are severely disabled. State government has a solemn duty to educate the young, protect the old, and care for the disabled.

Education is the great equalizer. With a quality education, every Missourian can rise to the highest levels of achievement. Public education is the highest priority in our state constitution, and we must live up to that duty. We must also be willing to change the status quo and act boldly and innovatively to improve our schools.

Our seniors deserve dignity, respect and quality care in our nursing homes. Most nursing homes are filled with caregivers who treat residents like a second family. But, for those who abuse or neglect our seniors, we must make clear that they will pay for their actions.

There are almost 13,000 children who are in the custody of the state. We are by law their guardians. We are their stewards. Last year, we failed five of those children mortally - they died while in our custody. This must not stand. No program, no person, no judge, no caseworker, no foster parent will be able to hide from our quest to root out what is evil in this system.

And, we must also work to protect those children who would be killed even before they are born.

We can build a better Missouri than we have inherited.

I cannot help but think about one of the great builders in my own family - my maternal grandfather - Charlie Mimick.

Grandpa was born in 1898. He was born to large family, without much in the way of material wealth, on the prairies of Nebraska. His first language was Polish, and he had a fourth grade education. But, in his 85 years on this earth he built much of the backbone of this country.

For 50 years, he was a laborer - a bridge builder for the Union Pacific railroad. Throughout my childhood he told me stories of the hardships of life as a bridge builder, how he lived most of the time in a train car, baking in the summer, freezing in the winter, and of the incredible risks they took each day building bridges across great divides. Many men were seriously injured. Some died. Literally, great divides were crossed by building bridges into the air until they reached the other side.

At times, it must have seemed impossible. But, my grandfather and fellow workers didn't see impossibility, they saw possibility. They saw the opportunity to make this country stronger, to get farmers food to people who were hungry, to get medicines to people on the frontier, and to open the West. Along with tens of thousands of men just like him, he built the railroads that opened this country to progress and commerce that united this country from coast-to-coast.

Today, we all begin to answer the call to be builders for the future of Missouri. Not only do we build upon what has gone before, but in many ways we must rebuild the greatness of this state. Like my grandfather, we are going to face enormous challenges - against tremendous odds - and like he and his fellow workers we will have to work as a team to be successful.

The challenges we face were not created in a day, a session, or year; and they won't be solved quickly or easily. But, we can meet these challenges, because our people are strong, able, and willing. The strength of the human spirit will shine through these dark days to bring an even more brilliant dawn.

Each day as I pickup this gavel, I will ask God, our Father, to give me the strength to wield it with justice, compassion, wisdom and strength. I ask the Almighty to bless the work of this House. God bless you and God bless Missouri.

NOMINATIONS FOR SPEAKER PRO TEM

Representative Behnen nominated Representative Rod Jetton for Speaker Pro Tem of the House.

Representative Ruestman seconded the nomination.

Representative Riback Wilson (25) nominated Representative Bill Ransdall for Speaker Pro Tem of the House.

Speaker Hanaway declared the nominations closed.

The Speaker called for a vote for Speaker Pro Tem of the House by voting “aye” for Representative Jetton and voting “no” for Representative Ransdall.

Speaker Hanaway ruled that Representative Jetton was elected Speaker Pro Tem of the House.

The following committee was appointed to escort Representative Jetton to the dais: Representatives King, Wright, Black, Luetkemeyer, Myers, Phillips, Davis (122), Kratky, Thompson and Riback Wilson (25).

Representative Jetton subscribed to the oath of office which was administered by the Honorable Stephen N. Limbaugh, Jr., Chief Justice of the Supreme Court of Missouri.

Speaker Pro Tem Jetton assumed the Chair.

ADDRESS BY SPEAKER PRO TEM ROD JETTON

PATH TO PROSPERITY

Chief Justice Limbaugh, statewide elected officials, Madam Speaker, fellow members and honored guests. Today we are observing not a political victory but a change in Missouri's direction.

This is the first time in 48 years a new party will be leading the Missouri House. Term limits have ushered in new faces, new ideas, and new energy into Missouri government. These ideas and energy will lead the House down a new path that leads to prosperity for all Missourians.

Two hundred years ago this year another journey was begun to blaze a new trail by Lewis and Clark. Their journey was filled with danger and they faced many obstacles along the way, but we have reaped the rewards of following the path they laid out for Missouri.

I want to take a few moments to describe what this new path to prosperity will look like, and discuss some of the obstacles that we'll have to overcome during our journey. Like Lewis and Clark, it will not be an easy path, but together we can overcome the challenges and leave the generations that follow us the same rewards our forefathers gave us.

The Budget and Out of Control Spending

The first obstacle we will encounter is our economy and Missouri's state budget. There is no use in sugar coating the situation. Our budget is a mess. State spending has doubled from 9 to \$19 billion in just the last 10 years. Truthfully we don't even know how or where all that money is being spent! But the citizens of this state know where it is coming from. They are paying it in higher taxes.

In the past 10 years our state has increased gas taxes, property taxes, and income taxes. This flooded the state treasury with money, but as fast as the tax revenues have come in they've not been able to keep pace with state spending.

We must reform our budget and stop out of control state spending.

Revive The Economy

But controlling spending will not solve our budget problems alone. We must adopt policies that improve Missouri's economy. Missouri lost 77,000 jobs just the last 19 months. This is more per capita than any other state in the country. Can you imagine what those 77,000 jobs would have done for our economy? Can you also imagine the devastation felt by those 77,000 families?

You may wonder where all those jobs went? Well, 20,000 of them went overseas, but the others went to states

like Tennessee, Oklahoma, Kentucky, and Arkansas. We have to do something. We need to reform our workers compensation laws. We need to fix our unemployment system. We must cut the needless regulations and bureaucratic red tape that is strangling our small businesses. These policy changes will create a business climate that stimulates our economy and produces jobs.

Together we must create jobs and put Missourians back to work.

Partisan Politics

Another obstacle that stands in our way is partisan politics. All too often in the past partisan politics stifled good policies. Term limits has given us a unique opportunity to put the past behind us. Let's pledge to forget the partisan past and build new bonds of bipartisan friendship that will carry us into the future.

I pledge to work with the Governor, members of the Senate, and each and every one of you for the benefit of all our citizens.

Regional Interests

Missouri is a large state with a very diverse geography. It's citizens are just as diverse as the land they live on. We have the flat farmland where I live in Southeast Missouri, the Ozark Mountains in the southwest corner of the state, and the rolling hills of northern Missouri.

We are also fortunate to have St. Louis and Kansas City, two of the leading cities in America. Kansas City and St. Louis both have big industries, major corporations and large populations. Around these cities we have prosperous suburban communities. The rest of the state is filled with good farmland and friendly small towns and cities. Missouri basically has a little bit of everything. Some states are only farming states while others are just big metropolitan areas. We are blessed to be a well-rounded state.

Too often we let our differences drive us apart. St. Louis fights with Kansas City. The cities fight with the counties. The north fights with the south. The east fights with the west. Sometimes it seems that each area only cares about their selves.

Our differences should be our strength. What we do in this chamber affects the whole state. As the Governor said in his inaugural we have one state and it will take all of us working together to make it great. Let's take the new path that leads to prosperity by putting our regional interest aside and working for all Missourians.

Conclusion

Over the past few weeks I have had many people ask me what the issues and priorities will be in the House next year. Fortunately we have good people in both parties who want to improve Missouri. There are some pressing problems that must be dealt with this year. I believe some of them include:

- Reforming MoDOT and building roads
- Improving education and giving our schools the resources they need
- Protecting the unborn and standing up for the sanctity of life
- Making healthcare more affordable and accessible by passing meaningful tort reform
- Protecting the Second Amendment and allowing citizens to defend themselves
- Ensure our hard-earned tax dollars are spent as promised

These are all issues we'll work on as we go down this new path to prosperity. But we won't be able to solve any of them if we don't fix our budget, stop the partisan fighting, and put the state ahead of our own regional interests. Because all three of the obstacles I have mentioned will affect our ability to address the pressing problems we all care about.

It's a big challenge and it will take each of us doing our part. As I said at the beginning - this new path will not be easy, but it will be rewarding.

We'll never be able to do it without the support of our families. I want to take a moment to thank your families for allowing you to join us in this challenge. I also want to thank someone very special to me, my wife Cassie, and my children Callie, Emily and Will. Without their support I wouldn't be here today. And I want to thank each of you for electing me to be one of your leaders in this chamber. I will strive to help and serve all the members of this House.

As we set out on this journey if we will remember to stay on the path that controls spending, revitalizes our economy, shuns partisan politics and places the state's interest before our own. We can take pride that Missouri will be headed into the 21st century on the right path. The same path that Lewis and Clark blazed for Missouri over 200 years ago.

I ask for your help as we set out on this journey and I pledge my full service and support in overcoming the challenges that lie ahead.

The apostle Paul wrote, "Let us not be weary in well-doing. For in due season we shall reap if we faint not."

Let those of us in the chamber be strong in that resolve. Let us go forward into the next century doing much good and reaping many rewards for the citizens of Missouri.

Thank you, God bless you and God bless our state.

The Speaker resumed the Chair.

The Bill of Rights was read by Miss Danielle Livers, pursuant to SB 831 passed during the Second Regular Session of the Ninety-first General Assembly.

BILL OF RIGHTS

Amendment I

Congress shall make no law respecting an establishment of religion, or prohibiting the free exercise thereof; or abridging the freedom of speech, or of the press; or the right of the people peaceably to assemble, and to petition the government for a redress of grievances.

Amendment II

A well regulated militia, being necessary to the security of a free state, the right of the people to keep and bear arms, shall not be infringed.

Amendment III

No soldier shall, in time of peace be quartered in any house, without the consent of the owner, nor in time of war, but in a manner to be prescribed by law.

Amendment IV

The right of the people to be secure in their persons, houses, papers, and effects, against unreasonable searches and seizures, shall not be violated, and no warrants shall issue, but upon probable cause, supported by oath or affirmation, and particularly describing the place to be searched, and the persons or things to be seized.

Amendment V

No person shall be held to answer for a capital, or otherwise infamous crime, unless on a presentment or indictment of a grand jury, except in cases arising in the land or naval forces, or in the militia, when in actual service in time of war or public danger; nor shall any person be subject for the same offense to be twice put in jeopardy of life or limb; nor shall be compelled in any criminal case to be a witness against himself, nor be deprived of life, liberty, or property, without

due process of law; nor shall private property be taken for public use, without just compensation.

Amendment VI

In all criminal prosecutions, the accused shall enjoy the right to a speedy and public trial, by an impartial jury of the state and district wherein the crime shall have been committed, which district shall have been previously ascertained by law, and to be informed of the nature and cause of the accusation; to be confronted with the witnesses against him; to have compulsory process for obtaining witnesses in his favor, and to have the assistance of counsel for his defense.

Amendment VII

In suits at common law, where the value in controversy shall exceed twenty dollars, the right of trial by jury shall be preserved, and no fact tried by a jury, shall be otherwise reexamined in any court of the United States, than according to the rules of the common law.

Amendment VIII

Excessive bail shall not be required, nor excessive fines imposed, nor cruel and unusual punishments inflicted.

Amendment IX

The enumeration in the Constitution, of certain rights, shall not be construed to deny or disparage others retained by the people.

Amendment X

The powers not delegated to the United States by the Constitution, nor prohibited by it to the states, are reserved to the states respectively, or to the people.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Ashleigh Duncan, Zoe Anastosopolos, Chelsea Brauninger and Eric Brauninger.

HOUSE RESOLUTIONS

Representative Crowell offered **House Resolution No. 1**, which was read.

HOUSE RESOLUTION NO. 1

BE IT RESOLVED that the following be elected permanent officers of the House of Representatives of the Ninety-second General Assembly:

Chief Clerk.....Stephen S. Davis
Doorkeeper.....Alexander Graham Bell
Sergeant-at-Arms.....Ralph Robinett
Chaplains.....Father David Buescher and Reverend James Earl Jackson

On motion of Representative Crowell, **House Resolution No. 1** was adopted.

The following officers subscribed to the oath of office, which was administered by the Honorable Catherine Hanaway, Speaker of the House.

Chief Clerk.....Stephen S. Davis
Doorkeeper.....Alexander Graham Bell
Sergeant-at-Arms.....Ralph Robinett
Chaplains.....Reverend James Earl Jackson

Representative Crowell offered **House Resolution No. 2**, which was read.

HOUSE RESOLUTION NO. 2

BE IT RESOLVED that the Chief Clerk of the House of Representatives of the Ninety-second General Assembly, First Regular Session, inform the Senate that the House is duly convened and is now in session ready for consideration of business; and

BE IT FURTHER RESOLVED that the Chief Clerk of the House of Representatives of the Ninety-second General Assembly is hereby instructed to inform the Senate that the House of Representatives is now duly organized with the following officers to wit:

Speaker.....Catherine Hanaway
Speaker Pro Tem.....Rod Jetton
Chief Clerk.....Stephen S. Davis
Doorkeeper.....Alexander Graham Bell
Sergeant-at-Arms.....Ralph Robinett
Chaplains.....Father David Buescher and Reverend James Earl Jackson

On motion of Representative Crowell, **House Resolution No. 2** was adopted.

Representative Crowell offered **House Resolution No. 3**, which was read.

HOUSE RESOLUTION NO. 3

BE IT RESOLVED that a message be sent to the Governor of the State of Missouri to inform His Excellency that the House of Representatives and the Senate of the Ninety-second General Assembly, First Regular Session of the State of Missouri, are now regularly organized and ready for business, and to receive any message or communication that His Excellency may desire to submit, and that the Chief Clerk of the House of Representatives be directed to inform the Senate of the adoption of this resolution.

On motion of Representative Crowell, **House Resolution No. 3** was adopted.

Representative Crowell offered **House Resolution No. 4**, which was read.

HOUSE RESOLUTION NO. 4

WHEREAS, the members of the Missouri House of Representatives take great pride in recognizing those outstanding public servants who have consistently performed their official duties with the highest degree of dedication, competence, and integrity; and

WHEREAS, the Honorable Matt Blunt is to be praised and commended for the conscientious and effective manner in which he has performed his duty of presiding over the deliberations of the House of Representatives prior to its temporary organization, one of the numerous responsibilities of the Secretary of State pursuant to the Constitution of the Great State of Missouri; and

WHEREAS, since taking the oath on January 8, 2001, the Honorable Matt Blunt has distinguished himself through tireless commitment to each and every one of his responsibilities as Secretary of State; and

WHEREAS, during his distinguished naval career, Matt Blunt served on the *USS JACK WILLIAMS* and the *USS PETERSON*, participated in Operation Support Democracy, and has received numerous commendations including three Navy and Marine Corps Achievement Medals and a Humanitarian Service medal; and

WHEREAS, during his tenure in office, Matt Blunt's primary goal is to make the Secretary of State's office more "efficient and accessible to all Missourians" and he is committed to a belief that the Elections process must be above politics:

NOW THEREFORE, BE IT RESOLVED that we, the members of the Missouri House of Representatives, Ninety-second General Assembly, join unanimously in expressing sincere appreciation and deep gratitude to the Honorable Matt Blunt for the proud and faithful manner in which he has served this legislative body and in wishing him only the best in his continuing endeavors to meet the needs of Missouri's citizens by providing them with the finest quality of service and information available through the office of the Secretary of State; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare a properly inscribed copy of this resolution for the Honorable Matt Blunt as a mark of our esteem for him.

On motion of Representative Crowell, **House Resolution No. 4** was adopted.

Representative Crowell offered **House Resolution No. 5**.

HOUSE RESOLUTION NO. 5

WHEREAS, as the Ninety-second General Assembly of the State of Missouri convenes on Wednesday, January 8, 2003, the members of the Missouri House of Representatives proudly acknowledge services rendered to the General Assembly by distinguished public servants of this fair state; and

WHEREAS, the Honorable Duane Benton, Justice of the Supreme Court of Missouri, deserves countless words of praise and commendation for the selfless manner in which he has given his valuable time to administer the oath of office to members of this legislative body in accordance with Missouri law; and

WHEREAS, during the inaugural session of the House of Representatives, Justice Benton displayed the highest degree of dedication in continuing the long-established tradition of rendering a sense of both dignity and solemnity in the prestigious ceremony which marks the official beginning of each legislator's two-year term in office as an elected representative of the people of Missouri; and

WHEREAS, since his appointment to the Supreme Court in August 1991, Justice Benton has worked tirelessly to help maintain open lines of communication between the judicial and legislative branches of Missouri state government so that each may be informed of the role of the other in serving all citizens; and

WHEREAS, it is entirely fitting and proper that this legislative body should take pause to applaud the numerous laudable achievements of the Honorable Duane Benton during his exemplary legal career:

NOW, THEREFORE, BE IT RESOLVED that we, the members of the Missouri House of Representatives, Ninety-second General Assembly, join unanimously in expressing our most sincere thanks and deepest appreciation to the Honorable Duane Benton for the devoted and faithful manner in which he has served this body and further extend our very best wishes for continued great success and even more outstanding accomplishments in executing his numerous varied duties and responsibilities as a Justice of our State's Highest Court; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare a properly inscribed copy of this resolution for the Honorable Duane Benton as a mark of our esteem for him.

On motion of Representative Crowell, **House Resolution No. 5** was adopted.

Representative Crowell offered **House Resolution No. 6.**

HOUSE RESOLUTION NO. 6

WHEREAS, as the Ninety-second General Assembly of the State of Missouri convenes on Wednesday, January 8, 2003, the members of the Missouri House of Representatives proudly acknowledge services rendered to the General Assembly by distinguished public servants of this fair state; and

WHEREAS, the Honorable Phillip R. Garrison, Appellate Judge, Southern District Court of Appeals for the State of Missouri, deserves countless words of praise and commendation for the selfless manner in which he has given his valuable time to administer the oath of office to members of this legislative body in accordance with Missouri law; and

WHEREAS, during the inaugural session of the House of Representatives, Judge Garrison displayed the highest degree of dedication in continuing the long-established tradition of rendering a sense of both dignity and solemnity in the prestigious ceremony which marks the official beginning of each legislator's two-year term in office as an elected representative of the people of Missouri; and

WHEREAS, it is entirely fitting and proper that this legislative body should take pause to applaud the numerous laudable achievements of the Honorable Phillip R. Garrison during his exemplary legal career:

NOW, THEREFORE, BE IT RESOLVED that we, the members of the Missouri House of Representatives, Ninety-second General Assembly, join unanimously in expressing our most sincere thanks and deepest appreciation to the Honorable Stephen R. Garrison for the devoted and faithful manner in which he has served this body and further extend our very best wishes for continued great success and even more outstanding accomplishments in executing his numerous varied duties and responsibilities as an Appellate Judge for the Southern District Court of Appeals for the State of Missouri; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare a properly inscribed copy of this resolution for the Honorable Phillip R. Garrison as a mark of our esteem for him.

On motion of Representative Crowell, **House Resolution No. 6** was adopted.

Representative Crowell offered **House Resolution No. 7.**

HOUSE RESOLUTION NO. 7

WHEREAS, as the Ninety-second General Assembly of the State of Missouri convenes on Wednesday, January 8, 2003, the members of the Missouri House of Representatives proudly acknowledge services rendered to the General Assembly by distinguished public servants of this fair state; and

WHEREAS, the Honorable Stephen N. Limbaugh, Jr., Chief Justice of the Supreme Court of Missouri, deserves countless words of praise and commendation for the selfless manner in which he has given his valuable time to administer the oath of office to members of this legislative body in accordance with Missouri law; and

WHEREAS, during the inaugural session of the House of Representatives, Chief Justice Limbaugh displayed the highest degree of dedication in continuing the long-established tradition of rendering a sense of both dignity and solemnity in the prestigious ceremony which marks the official beginning of each legislator's two-year term in office as an elected representative of the people of Missouri; and

WHEREAS, it is entirely fitting and proper that this legislative body should take pause to applaud the numerous laudable achievements of the Honorable Stephen N. Limbaugh, Jr. during his exemplary legal career:

NOW, THEREFORE, BE IT RESOLVED that we, the members of the Missouri House of Representatives, Ninety-second General Assembly, join unanimously in expressing our most sincere thanks and deepest appreciation to

the Honorable Stephen N. Limbaugh, Jr. for the devoted and faithful manner in which he has served this body and further extend our very best wishes for continued great success and even more outstanding accomplishments in executing his numerous varied duties and responsibilities as Chief Justice of our State's Highest Court; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare a properly inscribed copy of this resolution for the Honorable Stephen N. Limbaugh, Jr. as a mark of our esteem for him.

On motion of Representative Crowell, **House Resolution No. 7** was adopted.

HOUSE CONCURRENT RESOLUTIONS

Representative Crowell offered **House Concurrent Resolution No. 1**, which was read.

HOUSE CONCURRENT RESOLUTION NO. 1

BE IT RESOLVED by the members of the House of Representatives of the Ninety-second General Assembly, First Regular Session of the State of Missouri, the Senate concurring therein, that the House of Representatives and the Senate convene a joint session in the Hall of the House of Representatives at 10:30 a.m., Wednesday, January 15, 2003, to receive a message from His Excellency, the Honorable Bob Holden, Governor of the State of Missouri; and

BE IT FURTHER RESOLVED that a committee of ten (10) from the House be appointed by the Speaker to act with a committee of ten (10) from the Senate, appointed by the President Pro Tem, to wait upon the Governor of the State of Missouri and inform His Excellency that the House of Representatives and Senate of the Ninety-second General Assembly, First Regular Session, are now organized and ready for business and to receive any message or communication that His Excellency may desire to submit, and that the Chief Clerk of the House of Representatives be directed to inform the Senate of the adoption of this resolution.

On motion of Representative Crowell, **House Concurrent Resolution No. 1** was adopted.

Representative Crowell offered **House Concurrent Resolution No. 2**, which was read.

HOUSE CONCURRENT RESOLUTION NO. 2

BE IT RESOLVED by the members of the House of Representatives of the Ninety-second General Assembly, First Regular Session of the State of Missouri, the Senate concurring therein, that the House of Representatives and the Senate convene a joint session in the Hall of the House of Representatives at 10:30 a.m., Wednesday, January 22, 2003, to receive a message from His Honor Stephen N. Limbaugh, Jr., the Chief Justice of the Supreme Court of the State of Missouri; and

BE IT FURTHER RESOLVED that a committee of ten (10) from the House be appointed by the Speaker to act with a committee of ten (10) from the Senate, appointed by the President Pro Tem, to wait upon the Chief Justice of the Supreme Court of the State of Missouri and inform His Honor that the House of Representatives and Senate of the Ninety-second General Assembly, First Regular Session, are now organized and ready for business and to receive any message or communication that His Honor may desire to submit, and that the Chief Clerk of the House of Representatives be directed to inform the Senate of the adoption of this resolution.

On motion of Representative Crowell, **House Concurrent Resolution No. 2** was adopted.

HOUSE RESOLUTIONS

Representative Crowell offered **House Resolution No. 8**.

HOUSE RESOLUTION NO. 8

BE IT RESOLVED that the Rules of the House of Representatives of the Ninety-first General Assembly, and all amendments thereto, be the temporary Rules of the House of Representatives of the Ninety-second General Assembly, until or unless otherwise ordered.

On motion of Representative Crowell, **House Resolution No. 8** was adopted.

Representative Crowell offered **House Resolution No. 9.**

HOUSE RESOLUTION NO. 9

Proposed
92nd GENERAL ASSEMBLY

RULES OF THE HOUSE

TIME OF MEETING

Rule 1. The time of meeting by the House, unless otherwise ordered, shall be 10:00 a.m.

CONSTITUTIONAL MAJORITY DEFINED

Rule 2. The term "constitutional majority", as used herein, shall mean eighty-two members of the House.

ORDER OF BUSINESS

Rule 3. The first of each day, after the House is called to order, shall be employed as follows unless otherwise ordered by the House:

- (a) Prayer.
- (b) Pledge of Allegiance to American Flag.
- (c) Order of Business:
 - (i) Reading and approval of the Journal of the previous day's session.
 - (ii) Introduction and first reading of House Joint Resolutions.
 - (iii) Introduction and first reading of House Bills.
 - (iv) Reports of standing committees.
 - (v) Reports of special committees.
 - (vi) Bills, reports and other business on the table.
 - (vii) House Joint Resolutions to be perfected and printed.
 - (viii) House Bills to be perfected and printed.
 - (ix) Third reading of House Joint Resolutions.
 - (x) Third reading of House Bills.
 - (xi) Messages from the Senate.
 - (xii) First reading of Senate Joint Resolutions and Senate Bills.
 - (xiii) Second reading of Senate Joint Resolutions and Senate Bills.
 - (xiv) Third reading of Senate Joint Resolutions.
 - (xv) Third reading of Senate Bills.
 - (xvi) Introduction of petitions, memorials, remonstrances and resolutions.

- (xvii) Adoption of petitions, memorials, remonstrances and resolutions.
- (xiii) Such other orders of business as deemed necessary pursuant to law.

HEADINGS ON HOUSE CALENDAR

Rule 4. There shall be provided on the House calendar the following divisions:

- (a) House Bills for second reading.
- (b) House Joint Resolutions for second reading.
- (c) House Bills to be perfected and printed.
- (d) House Joint Resolutions to be perfected and printed.
- (e) House Appropriation Bills to be perfected and printed.
- (f) House Revision Bills to be perfected and printed.
- (g) House Bills - Federal Mandate to be perfected and printed.
- (h) House Bills to be perfected and printed - laid over informally.
- (i) House Joint Resolutions to be perfected and printed - laid over informally.
- (j) House Appropriation Bills to be perfected and printed - laid over informally.
- (k) House Revision Bills to be perfected and printed - laid over informally.
- (l) House Bills - Federal Mandate to be perfected and printed - laid over informally.
- (m) House Bills to be agreed to and placed upon third reading and final passage.
- (n) House Joint Resolutions to be agreed to and placed upon third reading and final passage.
- (o) House Appropriation Bills to be agreed to and placed upon third reading and final passage.
- (p) House Revision Bills to be agreed to and placed upon third reading and final passage.
- (q) House Bills - Federal Mandate to be agreed to and placed upon third reading and final passage.
- (r) House Bills to be agreed to and placed upon third reading and final passage - laid over informally.
- (s) House Joint Resolutions to be agreed to and placed upon third reading and final passage - laid over informally.
- (t) House Appropriation Bills to be agreed to and placed upon third reading and final passage - laid over informally.
- (u) House Revision Bills to be agreed to and placed upon third reading and final passage - laid over informally.
- (v) House Bills - Federal Mandate to be agreed to and placed upon third reading and final passage - laid over informally.
- (w) House Bills reported out of committee by consent and placed upon Consent Calendar for Perfection.
- (x) House Bills perfected by consent to be agreed to and placed upon third reading and final passage.
- (y) Rules Committee Calendar, House Bills or Joint Resolutions to be perfected and printed.
- (z) Rules Committee Calendar, House Bills or Joint Resolutions to be perfected and printed - laid over informally.
- (aa) Rules Committee Calendar, House Bills or Joint Resolutions to be agreed to and placed upon third reading and final passage.
- (bb) Rules Committee Calendar, House Bills or Joint Resolutions to be agreed to and placed upon third reading and final passage - laid over informally.
- (cc) Rules Committee Calendar, Senate Bills or Joint Resolutions to be agreed to and placed upon third reading and final passage.
- (dd) Rules Committee Calendar, Senate Bills or Joint Resolutions to be agreed to and placed upon third reading and final passage - laid over informally.
- (ee) Senate Bills for second reading.
- (ff) Senate Joint Resolutions for second reading.
- (gg) Senate Bills for third reading and final passage.
- (hh) Senate Joint Resolutions for third reading and final passage.
- (ii) Senate Revision Bills for third reading and final passage.
- (jj) Senate Bills - Federal Mandate for third reading and final passage.
- (kk) Senate Bills for third reading and final passage - laid over informally.

- (ll) Senate Joint Resolutions for third reading and final passage - laid over informally.
- (mm) Senate Revision Bills for third reading and final passage - laid over informally.
- (nn) Senate Bills - Federal Mandate for third reading and final passage - laid over informally.
- (oo) Senate Bills for third reading and final passage - Consent Calendar.
- (pp) Courtesy Resolutions Calendar.
- (qq) House Resolutions and Concurrent Resolutions Calendar.
- (rr) Senate Concurrent Resolutions Calendar.
- (ss) Bills in Conference.
- (tt) House Bills with Senate Amendments.
- (uu) House Bills taken from Committee, as provided by the Constitution.
- (vv) Such other calendars as deemed necessary.

FIRST AND SECOND READING OF BILLS

Rule 5. A bill shall be read the first time by journal entry of the title of the bill on the legislative day following its filing. It shall be second read on the following legislative day by journal entry of the title of the bill. The reading of a bill by its title shall be deemed sufficient reading unless the further reading be called for. If the further reading be called for and no objection made, the bill shall be read at length; if however, objection be made, the question shall be determined by the majority of the members present.

ORDERS OF THE DAY

Rule 6. Upon recess or adjournment, the Majority Floor Leader shall advise the entire membership of the business anticipated to be conducted during the remainder of the legislative day and during the next legislative day.

ELECTION OF OFFICERS GENERALLY

Election; Oath; Compensation

Rule 7. The House shall elect by recorded vote the following officers at the commencement of the first regular session of each general assembly. Its presiding officer, who shall be called Speaker of the House, a Speaker Pro Tem, a Chief Clerk, a Sergeant-at-Arms, a Doorkeeper and a Chaplain, who shall hold office during all sessions until the convening of the succeeding General Assembly, unless sooner removed by a vote of the majority of the members. Each shall receive such compensation as may be provided for by law. Each shall take an oath to support the Constitution of the United States and of this State and to faithfully demean themselves in office and to keep the secrets of the House. Said oath shall be administered to the Speaker and Speaker Pro Tem by a Judge of the Supreme Court, Court of Appeals or a Circuit Court and by the Speaker to the other officers. All other officers of the House shall be appointed by, and serve at the pleasure of, the Speaker and receive such compensation as provided by law.

SPEAKER

Speaker to Call Members to Order

Rule 8. The Speaker shall take the chair at the hour to which the House has been adjourned and immediately call the members to order, and on the appearance of a quorum, shall cause the journal of the preceding day to be read (unless otherwise ordered by the House), which may then be corrected by the House.

Parliamentary Rulings; Referral to Parliamentary Committee

Rule 9. Parliamentary rulings may be made only by the Speaker or the Speaker Pro Tem. At their option or at the request from a member of the Parliamentary Committee they may refer points of order to the Parliamentary Committee for an advisory opinion. In their absence rulings shall be made by a parliamentary committee. The Committee on Parliamentary Procedure shall be composed of the Speaker, the Majority Floor Leader and the

Minority Floor Leader, or their designees. No member who is temporarily in the Chair may rule on points of order, except the Speaker or Speaker Pro Tem, until and unless the Parliamentary Committee has been called and ruled. It shall be the duty of the temporary Speaker to call said Parliamentary Committee at the time the point of order is raised and before any discussion on said point of order takes place.

Speaker May Speak on Points of Order

Rule 10. The Speaker may speak on points of order in preference to any other member, arising from his/her seat for that purpose, and shall decide questions of order, subject to an appeal to the House, upon which appeal no member shall speak more than once, except by leave of the House. No member shall inquire of another member nor debate with other members on points of order but shall address his/her remarks only to the chair.

Appeal From a Ruling of the Chair

Rule 11. Should there be an appeal from any ruling of the chair, the question, "Shall the chair be sustained?" shall be immediately put and determined before the House proceeds to other business.

Speaker Has General Supervision of Hall

Rule 12. The Speaker shall have general direction and supervision of the House and shall preserve decorum and order in the Hall.

Supervision of House Employees

Rule 13. The Speaker shall have general supervision and control over all employees of the House.

Speaker May Substitute Member to Perform Duties

Rule 14. The Speaker may substitute any member to perform the duties of the Chair in the absence of the Speaker Pro Tem.

Speaker Shall Sign Bills

Rule 15. The Speaker shall sign all bills, and perform all other duties in relation thereto, as required by the Constitution. He/she shall also sign all joint resolutions and addresses; and all writs, warrants and subpoenas issued by order of the House shall be under his/her hand, attested by the Chief Clerk.

Speaker May Clear Hall

Rule 16. In case of disturbance or disorderly conduct in the lobbies or galleries, the Speaker, temporary Speaker or Chairman of the Committee of the Whole House shall have power to order the same cleared. They shall not however, have the power to remove members from the floor of the House, except by a majority vote of those present.

Manner of Putting Questions

Rule 17. The Speaker shall rise to state and put questions. Questions shall be in the following form: "As many as are in favor (by electronic roll call) vote 'Aye'. As many as are opposed (if by electronic roll call) vote 'No' ". (Or if by voice vote say "Aye" or "No.") If the Speaker doubts on a voice vote, voting shall be ordered by electronic device.

OTHER OFFICERS

Speaker Pro Tem

Rule 18. The Speaker Pro Tem shall perform the duties of Speaker during the sickness or absence of the Speaker, except while some member is discharging such duties as a substitute under Rule 14.

Chief Clerk

Rule 19. It shall be the duty of the Chief Clerk to serve also as Chief Administrator of the House and to attend the House during its sittings. The Chief Clerk, under the direction of the Speaker, shall prepare and keep the House Journal and seasonably record the proceedings of the House; keep regular files of House papers; attest all writs, warrants and subpoenas issued by order of the House; keep an account of all fines imposed by the House; maintain a record of the members' attendance; keep an account of the traveling and expense allowances of all the members; transmit to the Senate messages, communications, copies and documents of the House; keep a docket of proceedings on all bills, resolutions and acts; and execute the commands of the House from time to time.

Sergeant-at-Arms; Doorkeeper and Chaplain

Rule 20. (a) *SERGEANT-AT-ARMS.* It shall be the duty of the Sergeant-at-Arms to attend the House during its sittings; to execute the commands of the House from time to time, together with such process issued by authority thereof as shall be directed to him/her by the Speaker. He/she shall preserve order in the galleries and lobby and keep the entry to the aisle cleared during the session of the House.

(b) *DOORKEEPER.* It shall be the duty of the Doorkeeper, subject to the orders of the Speaker, to attend the sittings of the House. The Doorkeeper shall allow no person to come or remain within the Hall or galleries except as are admitted by the rules or orders of the House. He/she shall execute the commands of the Speaker in relation to his/her duties, and shall obey such other orders as may be made by the House.

(c) *CHAPLAIN.* It shall be the duty of the Chaplain, or a person designated by the Speaker, to attend at the commencement of each day's sitting of the House, to open the sessions thereof with a prayer, visit any member who may be sick, and to preach in the Hall of the House of Representatives whenever requested by a vote of the House.

Employees

Rule 21. The House may employ, and the Speaker appoint, such employees as are necessary to perform the duties of the House. No person shall be initially hired by the House of Representatives who is related to any member of the House within the fourth degree, by consanguinity or by affinity.

COMMITTEES

By Whom Appointed; Composition of Membership

Rule 22. All standing, conference, interim and statutory committees shall be appointed by the Speaker who, when appointing a committee, shall designate a member thereof as chairman, designate another member as vice-chairman and designate the total number of members to serve on each committee, except the minority members of each committee shall be appointed by the Minority Floor Leader, subject to the final approval of the Speaker. The vice-chairman shall preside at all committee meetings in the absence of the chairman. The Speaker of the House, the Speaker Pro Tem, the Majority Floor Leader, the Assistant Majority Floor Leader, the Majority Whip, the Minority Floor Leader, the Assistant Minority Floor Leader and the Minority Whip shall be ex-officio members of all committees of the House for the purpose of a quorum and discussion but shall have no vote unless they are duly appointed members of said committee. The membership of all standing committees and all other committees and commissions, unless otherwise provided by the act or resolution creating them, shall be composed as nearly as may be, of majority and minority party members in the same proportion as the number of majority and minority party members in the House bears to the total membership of the House, except for the Ethics Committee. The Ethics Committee shall consist of an equal number of members from the majority and minority party.

Time of Sitting

Rule 23. No committee shall meet except during those times so designated by the Speaker. No committee shall sit during the session of the House without leave of the House.

Standing Committees Enumerated

Rule 24. The standing committees of the House shall be as follows:

1. Administration and Accounts.
2. Agriculture
3. Appropriations - Agriculture and Natural Resources.
4. Appropriations - Education.
5. Appropriations - General Administration.
6. Appropriations - Health, Mental Health and Social Services.
7. Appropriations - Public Safety and Corrections.
8. Appropriations - Transportation and Economic Development.
9. Budget.
10. Child and Family Security.
11. Communications, Energy and Technology.
12. Conservation and Natural Resources.
13. Corrections and State Institutions.
14. Crime Prevention and Public Safety.
15. Education.
16. Elections.
17. Financial Services.
18. Health Care Policy.
19. Homeland Security and Veterans Affairs.
20. Job Creation and Economic Development.
21. Judiciary.
22. Local Government.
23. Professional Registration and Licensing.
24. Retirement.
25. Rules.
26. Senior Security
27. Small Business.
28. Tax Policy.
29. Tourism and Cultural Affairs.
30. Transportation and Motor Vehicles.
31. Workforce Development and Workplace Safety.

The Speaker may appoint such special committees as he/she deems necessary. Any special committee shall have the authority and duties of a standing committee if so designated by the Speaker.

Duties of the Standing Committees

Rule 25. (1) Administration and Accounts.

(a) *Duties generally.* The Committee on Administration and Accounts shall superintend and have sole and complete control of all financial obligations and business affairs of the House except those employees appointed by or assigned to the Speaker, or assigned to the Budget Committee Chair, the Speaker Pro Tem, the Majority Floor Leader, The Minority Floor Leader and the Officers of the House. The committee shall provide for the receiving and receipt of all supplies, equipment and furnishings purchased for the account of the House, and shall further provide for the use and distribution thereof.

(b) *Funds for operation of member's individual offices.* The committee shall also prescribe rules governing the expenditure of funds allotted to individual members for the operation of their offices. Such rules shall be applied equally to, and shall require the equal treatment of, all members with regard to the expenditure of such

funds. Subject to such rules, each member shall have discretion to expend such funds, for the use of his or her office, without the approval of the committee.

(c) *Allotment of offices, chamber seats and parking spaces.* Each member shall be allotted his or her own office, chamber seat and parking assignment. The committee shall assign all offices, chamber seats, and parking spaces under its control and reserved for members, according to seniority within each respective party caucus, except that no member shall be forced to give up his/her offices, chamber seat or parking space that he/she currently occupies unless such office, chamber seat or parking space is re-assigned by the committee to the members of the opposite party. Notwithstanding any provision of this rule to the contrary, the committee may make assignments to House officers, the floor leaders and assistant floor leaders of each party, the Budget Committee Chair, and the chairman and ranking minority member of the Administration and Accounts Committee, without respect to the seniority of those members.

(d) *Duties of the Chief Clerk in Respect to Committee.* The Chief Clerk of the House may be authorized to act for the committee, but only in the manner and to the extent as may have been previously authorized by the committee. Such authorization shall be entered in the minutes of the committee. The Chief Clerk shall maintain financial records for the House of Representatives in accordance with generally accepted accounting principles. The Chief Clerk of the House shall keep a detailed accounting of all transactions and shall furnish each member of the committee and the Speaker with a copy of such account on a monthly basis.

(2) *The Committee on Agriculture.* The Committee on Agriculture may consider and report upon bills and matters referred to it relating to the protection, promotion and encouragement of agriculture and agribusiness in this state.

(3) *The Committee on Appropriations - Agriculture and Natural Resources.* The Committee on Appropriations - Agriculture and Natural Resources shall report to the Budget Committee upon all bills, measures, and questions referred to it by the Budget Committee pertaining to the appropriations and disbursements of public money for the funding of the Department of Agriculture, the Department of Natural Resources and the Department of Conservation.

(4) *The Committee on Appropriations - Education.* The Committee on Appropriations - Education shall report to the Budget Committee upon all bills, measures, and questions referred to it by the Budget Committee pertaining to the appropriations and disbursements of public money for the funding of the Department of Elementary and Secondary Education and the Department of Higher Education.

(5) *The Committee on Appropriations - General Administration.* The Committee on Appropriations - General Administration shall report to the Budget Committee upon all bills, measures, and questions referred to it by the Budget Committee pertaining to the appropriations and disbursements of public money for the funding of the Public Debt, Elected Officials, Office of Administration, the General Assembly, the Department of Revenue, the Judiciary and the Public Defender.

(6) *The Committee on Appropriations - Health, Mental Health and Social Services.* The Committee on Appropriations - Health, Mental Health and Social Services shall report to the Budget Committee upon all bills, measures, and questions referred to it by the Budget Committee pertaining to the appropriations and disbursements of public money for the funding of the Department of Health, the Department of Mental Health and the Department of Social Services.

(7) *The Committee on Appropriations - Public Safety and Corrections.* The Committee on Appropriations - Public Safety and Corrections shall report to the Budget Committee upon all bills, measures, and questions referred to it by the Budget Committee pertaining to the appropriations and disbursements of public money for the funding of the Departments of Public Safety and Corrections.

(8) *The Committee on Appropriations - Transportation and Economic Development.* The Committee on Appropriations - Transportation and Economic Development shall report to the Budget Committee upon all bills, measures, and questions referred to it by the Budget Committee pertaining to the appropriations and disbursements of public money for the funding of the Department of Transportation, the Department of Economic Development, the Department of Insurance and the Department of Labor and Industrial Relations.

(9) *The Committee on Budget.*

(a) The Committee on Budget shall have the responsibility of filing all appropriations bills, assigning of those bills to the appropriate appropriations committees and shall report upon all bills recommended to it by the respective appropriation committee and any other bills, measures, or questions referred to it pertaining to the appropriation and disbursement of public money.

(b) The Committee on Budget shall consider any bill which requires net additional expenditures of state money in excess of \$100,000 or which reduces net state revenue by more than \$100,000 in any of the four fiscal years immediately following the effective date of the bill. Any such House bill, after having been perfected and

ordered printed by the House, shall be referred to the Committee on Budget for its consideration prior to the bill's submission to the House for third reading and final passage. Any House bill with Senate amendment(s) or any House bill with a Senate substitute which requires net additional expenditure of state money in excess of \$100,000 or which reduces net state revenue by more than \$100,000 in any of the four fiscal years immediately following the effective date of the bill shall be referred to the Committee on Budget for its consideration prior to the bill's submission to the House. Any such Senate bill, after having been approved by the regular standing committee to which it was referred, shall be referred to the Committee on Budget for its consideration prior to its submission to the House for third reading and final passage. Any Senate or House bill amended so as to increase net expenditures or reduce net revenues shall, upon timely motion to recommit, be referred to the Committee on Budget. The primary sponsor or, in the case of a Senate bill, the floor handler, of a bill referred to the Committee on Budget shall be entitled to a hearing on the bill but such hearing shall be limited to the reception of testimony by the primary sponsor or floor handler, as the case may be, in person and none other, without leave of the committee Chair. For the purposes of this rule, "net" is defined as the sum of revenues and expenditures, after reductions and increases brought about by a bill have been calculated. The Committee on Budget may, with the consent of the House Sponsor or Floor Handler, amend an effective date onto any bill referred to the Committee.

(c) *Other duties.* The Committee may consider and report upon any bill or resolution referred to it, which in the opinion of the Speaker, merits special consideration. . The Committee may also consider and report upon bills and matters referred to it relating to the reorganization, consolidation and abolition of boards, bureaus, commissions and other offices and buildings of the state, including the Division of Design and Construction, the capitol grounds and the state and legislative library. The Committee is empowered to study and investigate the efficiency and economy of all branches of Government including the possible existence of fraud, misfeasance, malfeasance, collusion, mismanagement, incompetence, corruption, waste, conflicts of interests and the improper expenditure of Government funds in transactions, contracts and activities of Government or Government officials and employees. The Committee is authorized to hold hearings, sit and act at any time or place within the State of Missouri during the recess and adjournment periods of the House, administer oaths, and take testimony, either orally or by sworn written statement. If the Committee, after hearing, and upon findings incorporated in a report, deems that a particular activity, bureau, agency, committee, commission, department or any other entity of state government should be discontinued, it shall report such finding to the House for further action by the House. The committee shall also consider and report upon bills and matters referred to it relating to the efficiency of government in the state.

(10) *The Committee on Child and Family Security.* The Committee on Child and Family Security may consider and report upon bills and matters referred to it relating to the health and security of children and families. The Committee may also consider and report upon bills and matters referred to it relating to social services.

(11) *The Committee on Communications, Energy and Technology.* The Committee on Communications, Energy and Technology may consider and report upon bills and matters referred to it relating to the development, uses and regulation of communications, technology and utilities and the development, use and conservation of energy and other energy related concerns, environmental impact and pollution and public health and safety as it relates to the issue of energy.

(12) *The Committee on Conservation and Natural Resources.* The Committee on Conservation and Natural Resources may consider and report upon bills and matters referred to it relating to the Department of Conservation, state parks, fish and game, forestry, natural resources and mining.

(13) *The Committee on Corrections and State Institutions.* The Committee on Corrections and State Institutions may consider and report upon bills and matters referred to it relating to adult and juvenile penal and correctional problems, the administration of correctional institutions, the state penitentiary, state hospitals, charitable institutions, and other state properties.

(14) *The Committee on Crime Prevention and Public Safety.* The Committee on Crime Prevention and Public Safety Affairs may consider and report upon bills and matters referred to it relating to criminal laws, public safety and law enforcement matters.

(15) *The Committee on Education.* The Committee on Education may consider and report upon bills and matters referred to it relating to elementary, secondary and higher education in this state, including teachers, financing, property, indebtedness and curriculum.

(16) *The Committee on Elections.* The Committee on Elections may consider and report upon bills and matters referred to it relating to elections and election contests involving members of the House.

(17) *The Committee on Financial Services.* The Committee on Financial Services may consider and report upon bills and matters referred to it relating to banks, banking, savings and loans, credit unions and other

financial institutions and matters related to insurance, insurance companies and the Department of Insurance.

(18) *The Committee on Health Care Policy.* The Committee on Health Care Policy may consider and report upon bills and matters referred to it relating to the health care of the citizens of the State, including mental health, and the Departments of Health and Mental Health. The Committee may also consider and report on bills and matters referred to it relating to medicaid and related matters.

(19) *The Committee on Homeland Security and Veterans Affairs.* The Committee on Homeland Security and Veterans Affairs may consider and report upon bills and matters referred to it relating to terrorism and security against terrorism; veterans affairs and the promotion and strengthening of states rights and military and naval affairs of the State.

(20) *The Committee on Job Creation and Economic Development.* The Committee on Job Creation and Economic Development may consider and report upon bills and matters referred to it relating to commerce, industrial growth, expansion, and development and the creation of jobs.

(21) *The Committee on Judiciary.* The Committee on Judiciary may consider and report upon bills and matters referred to it relating to the judicial branch of the State and the practices and procedures of the courts of this State, and on matters pertaining to civil and administrative laws and procedures, and on matters relating to the ethics of public officials.

(22) *The Committee on Local Government.* The Committee on Local Government may consider and report upon bills and matters referred to it relating to counties, cities, towns, villages, other political subdivisions of the State and local government generally.

(23) *The Committee on Professional Registration and Licensing.* The Committee on Professional Registration and Licensing may consider and report upon bills and matters referred to it relating the regulation of professions and occupations and relating to boards, bureaus and commissions that examine the qualifications of persons engaged in certain professions and occupations and the duties of such agencies and the persons registered by them. The committee may also consider and report upon bills and matters referred to it relating to consumer protection issues.

(24) *The Committee on Retirement.* The Committee on Retirement may consider and report upon bills and matters referred to it relating to the retirement and pensions of state and local officials and employees.

(25) *The Committee on Rules.* (a) *Duties Generally.* The Committee on Rules shall formulate and present for consideration the rules of the House; shall consider and report upon all propositions to amend or change the rules, which propositions shall stand referred without reading or consideration and without discussion, explanation, or debate to the Committee on Rules, and upon any bill which merits special consideration.

(b) *Duties related to printing and proofing bills.* The Committee shall supervise the printing of all bills ordered perfected and printed, assuring that procedures are followed in which all amendments to every such bill are incorporated therein before the bill is printed and that the printed copies of the bill on the desks of the members are true and accurate copies of the bill as ordered perfected and printed. The Committee shall also supervise the printing of all bills which are truly agreed and finally passed, assuring that procedures are followed in which every bill is a true copy of the bill as passed with clerical errors corrected.

(c) *Duties relating to the issuance of courtesy resolutions.* A courtesy resolution is a non-controversial resolution in the nature of congratulations on the birth of a child, celebration of a wedding anniversary, congratulations of an outstanding citizen achievement or a similar event which is in the practice and procedure of the House to consider as a courtesy resolution. While the House is in session, the resolutions that have been issued under the supervision of the Committee shall be printed in the House Journal by number and sponsor. Any resolution that is not a courtesy resolution shall require action by the House as provided for by the House Rules.

(d) *Petition to remove from perfection calendar.* Upon petition of two-thirds of the standing committee chairmen recommending a House Bill or Joint Resolution be removed from the regular perfection calendar and placed on the Rules Committee Calendar to be perfected and printed, the Committee on Rules shall have authority to consider and remove any House Bill or Joint Resolution from the regular perfection calendar and place it upon the Rules Committee Calendar, House Bills or Joint Resolutions to be perfected and printed. And any bill so placed upon said calendar shall, after being perfected and printed, be placed upon the Rules Committee Calendar, House Bills or Joint Resolutions to be agreed to and placed upon third reading and final passage.

(e) *Petition to remove from third reading calendar.* Upon petition of 2/3 of the standing committee chairmen, the Committee on Rules shall have the authority to consider and remove, any Senate Bill or Joint Resolution from the regular third reading calendar and place it upon the Rules Committee Calendar, Senate Bills or Joint Resolutions to be agreed to and placed upon third reading and final passage. The Committee has the privilege of reporting at any time and the consideration of its report shall have precedence over all other business.

Any bill placed upon the Rules Committee Calendar, House Bills or Joint Resolutions to be perfected and printed, by the Committee on Rules may be recommitted to the same committee by a Constitutional majority of the elected members, and if this occurs the bill shall be returned to its place on the Perfection Calendar from which it had been removed.

(26) *The Committee on Senior Security.* The Committee on Senior Security may consider and report upon bills and matters referred to it relating to the security and health of the senior citizens of the State, including matters relating to their care and housing, and the providers of those services.

(27) *The Committee on Small Business.* The Committee on Small Business may consider and report upon bills and matters referred to it relating to the establishment, growth, development, expansion, retention and operations of small businesses in the State.

(28) *The Committee on Tax Policy.* The Committee on Tax Policy may consider and report upon bills and matters referred to it relating to the taxes of the State, tax credits, revenue and public debt of the State, and the interest thereon, and the administration of taxation and revenue laws. The Committee may also inquire into and suggest to the House such changes, if any, that should be made in respect to existing sources of revenue and such new sources of revenue, if any, that in the judgment of the Committee should be considered by the House. The Committee may also inquire into and suggest to the House such changes, if any, that should be made in respect to eliminating any existing sources of revenue, if any, that in the judgment of the Committee should be considered by the House.

(29) *The Committee on Tourism and Cultural Affairs.* The Committee on Tourism and Cultural Affairs may consider and report upon bills and matters referred to it relating to the development and promotion of travel, tourism, recreation, the arts and cultural affairs.

(30) *The Committee on Transportation and Motor Vehicles.* The Committee on Transportation and Motor Vehicles may consider and report upon bills and matters referred to it relating to the Department of Transportation, all means of transportation, including roads, highways, bridges, ferries, airports, railroads and other means of transportation. The Committee may also consider and report upon bills and matters referred to it relating to motor vehicles and traffic regulations.

(31) *The Committee on Workforce Development and Workplace Safety.* The Committee on Workforce Development and Workplace Safety may consider and report upon bills and matters referred to it relating to, Workmen's Compensation, Employment Security and the departments administering each of these, and on matters referred to it relating to the conditions and interest of labor.

Duties of Committee Chair; Committee Organization

Rule 26. (a) *Duty to preside.* It is the duty of the chair to preside at all sessions of the committee. In the absence of the chair, the vice-chair of the committee shall preside, and in his/her absence, a member appointed by the chair.

(b) *Duty to maintain minute book.* The chair shall see that a minute book is kept for his/her committee. The minute book shall contain the attendance and voting records of the committee members, a brief statement of the business that comes before the committee, the names of the persons and witnesses appearing before the committee and what side of a proposition they appeared on behalf of at the committee hearing, or if the appearance was informational in nature and neither for or against the proposition. The Chief Clerk shall be the repository of the minute book after each general assembly.

(c) *Duty to preserve order.* The chair, while the committee is in session, shall preserve order and decorum in and adjacent to the committee room and shall conduct all hearings in accordance with the Rules of the House including the provisions that relate to decorum, debate and dress code. The chair may punish breaches of order and decorum by censure and exclusion from the hearings.

(d) *Bills, reports and other documents.* The chair shall have custody of all bills, papers and other documents referred to the committee and shall make reports authorized by the committee and submit the same to the House without delay.

(e) *When a bill fails.* Whenever a motion that a bill "Do Pass" shall fail, or if there be an even division on the question, the chair shall report said bill back to the House "Do Not Pass" unless said bill is otherwise disposed of by another motion.

Committee Hearings

Rule 27. All bills referred to committees shall be considered by giving the author, the proponents and the opponents a reasonable opportunity to be heard. A committee chair shall not restrict the length of testimony of any witness nor the length of questioning of any witness by a committee member except that the "15 minute rule" shall apply. At the Chair's discretion, the "15 minute rule" may be extended. The "15 minute rule" may only be shortened by the unanimous consent of the committee members present when such waiver is proposed. Persons addressing the committee shall keep their remarks to the point and avoid repetition and are subject to call to order by the chair for failure to do so. The time limits set forth in this rule shall apply to witnesses as well as members.

Quorum

Rule 28. A majority of all committees of 30 or less, and 15 members of all committees consisting of more than 30 members, shall constitute a quorum for the transaction of business.

Meetings - How Announced

Rule 29. Announcement of all meetings of standing committees, except the Budget Committee, shall include a statement of all matters to be considered at the meeting, shall include the bill or resolution numbers to be considered and shall be entered in the journal prior to the day on which the meeting is to take place.

The chair of each committee shall give written notice of the time, date, place and agenda of the meetings, including executive sessions, of his/her committee and each committee having matters pending before it shall hold a meeting at such time, date and place unless excused by the Speaker of the House. Notice shall be given at least one legislative day in advance of the committee meeting. Notice may be reduced to 24 hours by unanimous consent of all members of the committee, whether in attendance or not. Except for the Budget Committee, notice shall never be less than 24 hours. All notices shall include posting of the notice on the bulletin board outside the Speaker's office.

Committees shall comply with the requirements of the statutes pertaining to open meetings.

Committee Substitutes

Rule 30. No bill or substitute may be taken up for consideration by a committee unless said bill or substitute shall have been distributed to the members of the committee at least one legislative day in advance of said consideration. This rule may be waived by unanimous consent of all members of the committee, whether in attendance or not. Failure to take the bill up for consideration at the designated time requires that the one legislative day notice be given again before it is taken up for consideration.

Other Duties

Rule 31. Each committee, in addition to the duty above prescribed, shall perform such other duties as may be required by the House. If it shall become necessary to compel the presence of any person before a committee or to receive sworn testimony before a committee, a subpoena may be issued under the hand of the Speaker as provided by law and an oath or affirmation may be administered by the chair of the committee as provided by law.

Attendance

Rule 32. The secretary of each committee shall keep a record of the attendance of each committee meeting in the minute book of the committee, which shall be available to any person on request. Any member of a committee absent, without good cause, from three consecutive meetings of the committee, as shown by the records of the committee, may be dropped therefrom by a statement to that effect entered into the House Journal by the Speaker. The roll shall be called by the chair or secretary of a committee at each meeting.

Minority Views

Rule 33. The minority of a committee may not make a report or present to the House an alternative report, but has the right to file views to accompany the report.

Committee Relieved of Bill - When

Rule 34. No bill shall be taken away from any standing committee of the House, as provided by the Constitution, until after ten legislative days have expired after referral to the committee by the Speaker. Pursuant to the Constitution, one-third of the members of the House shall have the power to relieve a committee of any bill. Such power may be exercised by filing a petition to that effect with the Chief Clerk of the House. Upon receipt of said petition containing the signatures of at least 55 members, the Chief Clerk shall publish said petition in the Journal and place the discharged bill upon the regular calendar of House Bills taken from Committee, as provided by the Constitution.

Election Contest

Rule 35. Whenever there shall be filed with the Speaker a notice of contest of the election of a member of the House, he/she shall refer the same, without discussion, either to the standing Committee on Elections or a special committee appointed to hear the matter. Said committee shall examine the timeliness and sufficiency of the notice, the depositions and other documents submitted and report to the House its recommendations, whereupon the House shall act by resolution to sustain or reject the committee recommendations.

**Ethics Committee
Complaints of Ethical Misconduct**

Rule 36. (a) The Speaker shall appoint a Committee on Ethics and name the committee's chair. The Minority Floor Leader shall name the committee's vice-chair. The committee shall have an equal number of members of the majority and minority party.

(b) The committee may consider and report upon complaints referred to it relating to a member of the House involving the commission of a crime, misconduct, willful neglect of duty, corruption in office or other complaints relating to the ethical conduct of a member. The committee is authorized to sit and act at any time or place within the State of Missouri during the recess and adjournment periods of the House, administer oaths, and take testimony, either orally or by sworn written statement.

(c) Within 20 calendar days of the commencement of the first regular session of each general assembly, the Committee on Ethics shall adopt Rules of Procedure for the investigation of complaints of ethical misconduct referred to it involving a member of the House. The proposed Rules of Procedure shall be filed by the committee in the form of a House Resolution with the Clerk of the House, reported in the Journal, and placed on the House Resolutions Calendar.

(d) Upon receipt of a complaint, in writing and under oath, of ethical misconduct by a member of the House made by another member, the Speaker shall refer the same, within 10 days, without discussion, to the Committee on Ethics. The complaint shall be confidential. The Committee shall examine the sufficiency of the complaint, and proceed to conduct an investigation as provided in the Committee's Rules of Procedure, if a majority of the Committee appointed so votes upon a roll call.

(e) At the conclusion of the investigation, the Committee shall report its findings, conclusions, and recommendations to the House, whereupon the House shall act by resolution to sustain or reject the Committee recommendations. The Committee may recommend that the House expel the member as provided in Article III, Section 18 of the Missouri Constitution, or that the House punish the member as provided in Article III, Section 18 of the Missouri Constitution, by reprimand on the adoption of the resolution or by censure by the Speaker in open session.

(f) All rules that pertain to standing committees shall apply to the Committee on Ethics to the extent consistent with this rule and any rules of procedure adopted pursuant to this rule.

BILLS

Introduced - Manner of Setting Forth New and Old Material

Rule 37. (a) *When.* Bills may be introduced only on the report of a committee or by any member of the House, in the regular order of business. No member shall file a bill after the constitutional deadline for filing bills.

(b) *Manner of Printing.* Any bill shall have the matter which is being repealed from current law enclosed in bold-faced brackets and the matter which is being added to the law underscored when typewritten and in bold-faced type when printed. A footnote shall be annexed to the first page of each bill which contains material enclosed in bold-faced brackets to the following effect:

"Explanation - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in bold-face type in the above bill is proposed language." Where a section is completely rewritten, the existing section shall be set forth in small type in bold-faced brackets in a note following the new section but the changes need not be distinguished. Any bill or substitute thereof which does not comply with this rule shall not be placed upon the calendar.

(c) *Number of Copies.* Each bill shall be submitted in triplicate.

Number Of Copies Printed

Rule 38. The Chief Clerk shall print such number of copies of all House Bills and House Joint Resolutions as he/she shall deem appropriate; provided however, it shall never be less than 500.

Timing for Placement on Calendar Federal Mandate Calendar

Rule 39. (a) When a federal mandate bill is reported from the committee with recommendation that it "do pass" or "without recommendation", it shall go upon the calendar of the House. No bill shall be taken up for consideration by the House unless it has been upon the calendar for at least one legislative day.

(b) No bill shall be placed on the Federal Mandate Calendars unless it is federally mandated, immediate in nature and reduces revenues or savings if not enacted. A federal mandate bill may only contain subject matter concerning the federal mandate. A member wishing for his or her bill to be considered for placement on the Federal Mandate Calendar shall request in writing to the chair of the committee where such bill has been referred. The written request shall state the deadline with which the State must comply with the federal mandate and what will happen if the State fails to take action by such date. A copy for each committee member of the federal statute(s) or regulation(s) mandating such action shall accompany the request. After the committee has voted "do pass" on a bill with such a request, it shall take a second recorded vote on whether or not to recommend that it be placed on the Federal Mandate Calendar. If said bill is reported do pass by the committee with a recommendation that same be placed on the Federal Mandate Calendar, the chair shall submit to the Speaker a copy of the original written request, along with a copy of the federal statute(s) or regulation(s) mandating State action. If the Speaker concurs with the committee that the bill complies with the requirements of this rule, he/she shall advise the Chief Clerk to place same on the Federal Mandate Calendar. If the Speaker does not concur, he/she may place the bill on the Perfection Calendar. Each bill placed upon the Federal Mandate Calendars shall have attached thereto a copy of the federal statute(s) or regulation(s) that mandates the bill, along with a copy of the request to place the bill on the Federal Mandate Calendar and shall be distributed to all members at least twenty-four hours prior to consideration by the entire House.

Motion To Place On Calendar

Rule 40. If any bill is reported from committee with the recommendation that it "do not pass" it shall not go on the calendar of the House unless ordered by a constitutional majority. At the same time the bill is reported to the House, the committee chair shall notify the author of the bill that such report is being made. A motion to have a bill placed upon the calendar must be made within three legislative days after the bill is reported and when the sponsor of the bill is present or the motion is made by a member upon the sponsor's written request. If no such action is taken within said time, the bill shall lie on the table.

Bills Laid Over Informally

Rule 41. When a bill is reached, in its order, to be perfected and printed, or to be agreed to and read a third time and placed upon its final passage, it may upon the request of the Majority Floor Leader, or the sponsor or handler thereof, if a House Bill, (or upon the request of its handler in the House, if a Senate Bill) hold its place on the calendar, or be laid over informally, and thereafter be called up at any time when otherwise in order.

To Appear In Order

Rule 42. All bills laid over informally and not taken up and disposed of the same day, shall appear in order upon the calendar for the next legislative day following.

Ten Day Rule

Rule 43. If a bill laid over informally is not taken up for further consideration within ten legislative days after being laid over, it shall lie on the table and be dropped from the calendar of the House without further action of the House.

Consent Calendar

Rule 44. (a) Which Bills May Be Placed on the Consent Calendar. Each committee, after a favorable vote on a bill, may further determine by a second and affirmative vote of every member present whether or not such bill is of a noncontroversial nature. Any bill which increases net expenditures of the state, reduces net revenue of the state, or contains penalty provisions, shall not be considered by the committee for consent; provided however, any bill which specifically authorizes an easement or right-of-way involving state property may be considered by the committee for placement on the Consent Calendar.

(b) Procedure on House Bills. If the committee shall so determine, the committee report shall include a request that a bill be placed on the "House Consent Calendar for Perfection". Any bill so reported shall automatically be placed on that calendar and after said bill has remained on the "House Consent Calendar for Perfection" for five legislative days, it shall be ordered perfected and advanced to the "House Consent Calendar for Third Reading and Final Passage" without further action of the House, unless five members, with at least two from each political party, have filed written objection with the Chief Clerk. If such objections are filed, the bill shall be placed on the House Bills to be Perfected and Printed Calendar. An objection made by five members under this rule cannot be rescinded.

(c) Senate Bills - Consent. When the Senate passes a bill by its procedure for consent bills, such bill shall be considered for treatment as a consent bill by the House committee without further request; provided however, that the same committee procedures, votes and requirements for House Bills being considered for consent shall be applied to Senate Bills being considered for consent. A Senate Bill may be considered by the committee for Consent even if it was not a Consent Bill in the Senate.

(d) Procedure on Senate Bills. Senate Bills passed out of the House committee with the request that the bill be placed on the Senate Bills for Third Reading and Final Passage - Consent Calendar are subject to the five member objection provision of this rule.

(e) Deadline for Taking up Senate Consent Bills. No Senate consent bills may be taken up after 6:00 p.m. on the first Thursday following the third Monday in April.

(f) Amendments. House bills may be considered for consent after they are amended in committee but may not be amended on the floor of the House.

Senate consent bills may be amended in committee but not on the floor of the House unless the Senate Rules allow amendment of House consent bills on the floor of the Senate in which case Senate consent bills may be amended on the floor of the House.

AMENDMENTS AND SUBSTITUTES

Rule 45. (a) In Writing. Proposed amendments must be reduced to writing. Every amendment shall be read in its entirety by the clerk unless it has been distributed in advance, the amendment's sponsor requests waiver of the reading, and there is no objection to the request. An amendment shall be considered to have been distributed in advance if, before it is offered, it has been placed on the members' desks in paper form. Every amendment that

exceeds two pages in length must be distributed in advance unless the amendment's sponsor requests waiver of the distribution, and there is no objection to the request. The sponsor of an amendment that has been distributed may make technical corrections at the time the amendment is offered or under consideration. Any technical corrections shall be read in full by the clerk. Technical corrections shall be subject to a point of order that they are not truly technical in nature.

(b) *Distribution Required.* All amendments which are in the first degree (and not substitute amendments) shall be submitted to the Chief Clerk's Office and distributed prior to the opening gavel of the day on which such amendment is offered.

(c) *What Amendments and Substitute Amendments are in Order.* When a bill, motion or proposition is under consideration, a motion to amend and a motion to amend that amendment shall be in order, and it shall also be in order to offer a further amendment by way of a substitute, to which one amendment may be offered. Any proposed amendment in the third degree shall be out of order. Any bill or amendment may be withdrawn by the sponsor before amendment or decision thereon. Once a bill has been amended, it shall be in the possession of the House.

(d) *House Substitutes and Committee Substitutes Treated as Original.* A House committee substitute and any House substitute shall be considered as an original bill for purposes of amendment.

(e) *House Substitute.* A House substitute must be distributed to the members at least one legislative day prior to its consideration by the House. A House amendment which, in the opinion of the Speaker, is in reality a House substitute, must be distributed in the same manner as a House substitute.

(f) *One House Substitute at a Time.* Only one House substitute shall be in order at one time; provided however, that if a member has previously distributed a different House substitute, an explanation of the alternative House substitute shall not be subject to a point of order that such explanation is not germane to the pending House substitute then under consideration.

(g) *When Amendments to Federal Mandate Bills are Permitted.* Amendments to House and Senate Federal Mandate bills are not permitted, except perfecting amendments are permitted to make technical corrections; provided however, upon timely request by a member, a Division of the Question may be in order on a Federal Mandate bill, if it otherwise meets the requirements for a Division of the Question.

Committee Substitute Printed

Rule 46. When a committee recommends a substitute for a bill the original bill will accompany the substitute. The substitute shall be handled on the floor of the House by the committee chair or any member designated by the committee chair. The Chief Clerk shall have an appropriate number of copies of the substitute printed. No committee substitute shall be called from the calendar of the House until the printed copies have been distributed for at least one legislative day. Amendments, if any, may be offered to the substitute before the vote on the motion to adopt the substitute is taken. If the substitute is defeated, the original bill shall be before the House for perfection and shall be considered and shall be handled on the floor by the original sponsor of the bill.

Order of Amendments

Rule 47. When amendments to any bill, motion or proposition are pending they shall be voted on in the following order:

(1) Amendments to the amendment are disposed of before the substitute is taken up. Only one amendment to the amendment is in order at one time; but as rapidly as one is disposed of by rejection or incorporation as a part of the amendment, another is in order as long as any member desires to offer one.

(2) Amendments to the substitute are next voted on, and may be offered, one at a time, and as rapidly as one is disposed of by rejection or incorporation as a part of the substitute amendment, another is in order as long as any member desires to offer one, until the substitute amendment is adopted.

(3) The substitute amendment, as amended, is next voted on. If the substitute amendment is adopted, the underlying amendment to which it was offered shall not be voted upon, but the substitute amendment shall become part of the bill.

(4) The amendment is voted on last. If any substitute has not been agreed to, the vote comes on the amendment as amended.

(5) The House Substitute for the bill is then voted upon. If the House Substitute is adopted, there shall be an additional vote for the perfection of the bill, as amended.

(6) If a House Substitute is not offered or not adopted, a House Committee Substitute is next voted upon,

after opportunity for amendment. If the House Committee Substitute is adopted, there shall be an additional vote for the perfection of the bill, as amended.

(7) If neither a House Substitute nor a House Committee Substitute is offered or adopted, the original House Bill is next voted upon, after opportunity for amendment.

Amendments Incorporated In Bill

Rule 48. All amendments adopted by the House to a bill originating in the House shall be incorporated in the bill as perfected, and the bill, as thus perfected, shall be printed for the use of the members before its final passage. The perfecting and printing shall be done under the supervision of the Chief Clerk who shall assure that the bill is truly perfected and the printed copies furnished to the members are correct.

BILLS AND JOINT RESOLUTIONS

Ayes and Noes Taken

Rule 49. When a bill shall have passed the House and been returned from the Senate with amendments, said amendments may be concurred in collectively, or amended, by a constitutional majority, unless objection be made, in which case the vote shall be taken severally, and no amendment or amendments shall be concurred in by the House except by a constitutional majority and the names of those voting for and against recorded upon the Journal of the House.

Repassage

Rule 50. When all Senate amendments to House Bills have been concurred in by a constitutional majority of the House, the question shall then be put: "Shall the bill as amended be passed?" On this question the ayes and noes shall be called for, and as on first passage, a constitutional majority shall be necessary to the final passage of the bill.

Majority To Perfect

Rule 51. A quorum being present, a majority of those voting aye and no shall be sufficient to perfect a bill and order it printed.

Amending After Perfection; Perfecting Amendments

Rule 52. No bill shall be amended after being perfected and printed without a reconsideration of the vote by which it was ordered perfected and printed and if said bill be amended it shall again be perfected and printed, except that a perfecting amendment to make technical corrections is in order after the bill has been ordered perfected and printed and before it has been read the third time.

Motion for Final Passage

Rule 53. When the Chief Clerk presents a bill as truly perfected and printed, it shall go upon the calendar to be agreed to and passed. When the bill is taken up in its order, the question shall then be: "Shall the bill be third read and passed?" It shall require a constitutional majority to sustain the question.

Course After Passage

Rule 54. When a bill or joint or concurrent resolution passes the House, it shall be certified by the Chief Clerk, noting the day of its passage at the foot thereof.

Perfecting Amendments on Bills Returned From the Senate

Rule 55. No bill or joint or concurrent resolution that has been returned from the Senate may be further

amended without placing the bill in conference, except that a perfecting amendment to make technical corrections is in order in the house of origin when the bill is taken up for final passage as amended by the other house. The perfecting amendment may be directed to the bill or to amendments to the bill. If a perfecting amendment is adopted, the bill as finally passed with the perfecting amendment shall be returned to the other house for its concurrence in the perfecting amendment.

Conference Reports

Rule 56. (a) *Signatures on a Conference Report.* All conference committees shall be composed of five conferees from each house and no conference report shall be submitted to either house unless approved by a majority vote of the full committee with not less than two conferees from each house signing the report.

(b) *Review for Correctness.* Before a conference report is taken up by the House, it shall be reviewed for the technical correctness of the report and of any amendments, bill or substitute the report recommends for passage by the House.

(c) *Notice Requirements.* No conference committee report shall be taken up and considered unless the same has been distributed to the members at least one legislative day prior to consideration.

(d) *Exceeding the Differences.* Unless authority is granted by the House to exceed the differences, the conferees must confine themselves to matters that are within the scope of the differences between the House position and the Senate position. When a report is offered for adoption, the point of order that the conferees have exceeded the differences shall be in order. The Speaker may rule on the point of order or may place the question of whether the conferees have exceeded the differences before the House for a vote. A majority of members voting prevails on the question.

RESOLUTIONS

Joint and Concurrent Resolutions

Rule 57. All joint and concurrent resolutions designed to submit to the qualified voters of the state amendments to the Constitution of the State of Missouri, to be voted upon by such voters, shall be read on three separate days, and shall be reported upon by the committee of the House, and shall otherwise be proceeded upon in like manner as a bill.

Joint and Concurrent of Congress

Rule 58. All joint and concurrent resolutions of the Congress of the United States designed to submit to the legislature an amendment to the Constitution of the United States shall be submitted as a Concurrent Resolution and read on three separate days, shall be reported upon by a committee, shall be adopted only by a constitutional majority and shall otherwise be proceeded upon in like manner as a bill.

The text of the amendment as proposed by the Congress of the United States shall not be amended.

Reference of Resolutions, etc. Stand Referred

Rule 59. All petitions, memorials, remonstrances, resolutions and other papers offered shall stand referred, without reading, consideration, discussion, explanation or debate, to the Committee on Rules unless timely referred to some other appropriate committee by the Speaker. Those papers that are favorably recommended by the committee for adoption by the House shall be printed in the Journal and placed upon a resolutions calendar. Courtesy resolutions shall be printed in the Journal by number except those determined by the Committee to be of a controversial nature which shall be printed in full.

SENATE BILLS

Referral

Rule 60. Each Senate Bill shall, upon second reading, be referred to the appropriate committee of the House.

Go Upon The Calendar

Rule 61. When a Senate Bill is reported from the committee to which it was referred with the recommendation that it "do pass", or "without recommendation", it shall go upon the House Calendar for the third reading and final passage, provided that no Senate Bill shall be taken up for consideration by the House unless it has been upon the Calendar for at least one legislative day.

Senate Bills Reported "Do Not Pass"

Rule 62. If a Senate Bill is reported from the committee to which referred with the recommendation that it "do not pass" it shall not go upon the calendar of the House for third reading and final passage, unless so ordered by a constitutional majority of the House. In such case, the motion to place the bill on the calendar shall be made within three legislative days of the report, and by a member who has been requested by the Senate sponsor of the bill.

Amendments

Rule 63. Senate Bills may be amended by the House when placed upon third reading and final passage, before the vote is taken thereon.

BILLS NOT TO BE PASSED ON PREVIOUS ROLL CALL

Rule 64. No bill shall be passed by any roll call previously taken on another bill, nor shall more than one bill be passed on any one roll call.

MOTIONS

Must Be Read or Stated Before Debate

Rule 65. When a motion is made it shall be stated by the Chair or read aloud by the Clerk before being debated.

When In Possession of the House

Rule 66. When a motion is stated by the Speaker or read by the clerk it shall be deemed to be in possession of the House. The motion may be withdrawn by the author at any time before a decision or amendment.

To Be Reduced to Writing

Rule 67. Every motion shall be reduced to writing if the Speaker or any member demands it.

Must Be Germane

Rule 68. No motion or proposition on a subject different from that under consideration shall be admitted under color of amendment.

Privileged

Rule 69. When a question is under debate, no motion shall be entertained but to adjourn; to take a recess; to lay on the table; for the previous question; to postpone to a certain day; to recommit to committee; or to postpone indefinitely; which several motions shall have precedence in the order herein set forth.

Dilatory

Rule 70. When any of the motions enumerated in the preceding rule have been made and lost, no similar motion shall be entertained until some other business is transacted by the House.

Privileged Motions In Order - When

Rule 71. Except as otherwise limited herein, and except when a member is speaking or the roll is being called, the privileged motions set forth in Rule 69 are always in order, and pending the result of such a motion, no member shall leave his/her seat in the House.

Previous Question

Rule 72. Any member may move the previous question. The motion shall be restated by the Speaker in this form: "Shall the question under immediate consideration be now put?" It may be moved like any other question but it shall only prevail when supported by a constitutional majority and until decided shall preclude amendments and debate. If the motion is sustained, the proponent of the matter under consideration shall be allowed one minute in which to make a closing statement before the House votes on the question. A failure to sustain the motion shall not take the matter under consideration from further consideration of the House; but the House shall proceed as if the motion had not been made.

Not Debatable

Rule 73. Motions to adjourn and for the previous question shall be decided without debate; provided however, that a motion to adjourn is subject to a request by five members for a roll call vote. All other privileged motions are debatable.

Division of Questions

Rule 74. Any member may have, as a personal right, a division of the question where the sense will admit of it. When the question having been divided is a Senate Bill for Third Reading, each part of the bill shall be voted upon separately and a subsequent separate vote shall be taken on the entire bill. When a bill is divided for consideration, the title and enacting clause shall be considered a separate part and shall, unless otherwise amended, be technically changed to reflect any amendments or deletions to the bill.

Indefinite Postponement

Rule 75. When a question is postponed indefinitely, the same shall not be acted upon again during the session.

Question Laid on the Table - How Taken Up

Rule 76. When a question has been laid on the table, the same cannot be taken up again without a vote of two-thirds of the members present.

Motion to Recommit to Committee

Rule 77. Any member may make a motion, at any time prior to the time said bill is third read and passed, that a bill be recommitted to the committee from which it was reported or that a bill be committed to another specifically named committee, which shall be sustained if a majority of the members present vote in the affirmative.

Motion to Reconsider - Must Be Made within Three Days

Rule 78. When a motion that a bill be perfected and printed, or that a bill be agreed to, read a third time, and placed upon its passage fails, or when any other question is decided by the House, any member voting on the prevailing side may move to reconsider the vote provided that the motion to reconsider is made within three legislative days after the day on which the vote was taken.

Procedure for Motion to Reconsider

Rule 79. A constitutional majority is required to sustain any motion to reconsider. If the motion to reconsider is sustained the House shall proceed to the original question or motion immediately before proceeding to other questions; whereupon the original question shall be voted upon before any other business of the House is transacted. This shall not preclude further debate or amendment of the proposition, if otherwise appropriate. Any motion to reconsider having failed once shall not be reconsidered again, except to reconsider the vote by which an appropriation bill failed to pass. In the case of an appropriation bill, the motion to reconsider may be considered as many times as the House chooses.

DECORUM AND DEBATE

On Speaking

Rule 80. When any member is about to speak in a debate or deliver a matter to the House, he/she shall rise from his/her seat and respectfully address himself/herself to "Mr. Speaker" or "Madam Speaker." The member shall refer, as appropriate, to other members as "Lady", "Gentleman" or "Representative". The member shall confine himself/herself to the questions under debate and avoid personality. If any member violates the rules of the House, the Speaker, or any member, may call him/her to order. Any member called to order shall immediately sit down, unless permitted to explain, and the House shall, if appealed to, decide the case.

Appeals

Rule 81. If there is no appeal, the decision of the Speaker is final. If the decision of the Speaker is in favor of the member called to order he/she may proceed; if otherwise, and the case requires it, he/she shall be liable to the censure of the House.

Member to Rise or Seek Recognition

Rule 82. The Speaker shall not recognize any member desiring to speak unless such member arises or appropriately seeks recognition at or near his/her desk. When two or more members seek recognition at the same time the Speaker shall name the member who is to speak first, the other members having the preference next to speak.

Member May Speak - How Often

Rule 83. No member shall speak more than twice on the same question without leave of the House, nor more than once until all other members desiring to speak have spoken. Except when reporting a bill or resolution from a committee, no member may speak or inquire for more than fifteen minutes unless by unanimous consent of the House.

No Member Shall Name Another Member in Debate

Rule 84. No member shall name another member in debate, but shall refer to the member by district number or county.

Members Not to Use Profanity

Rule 85. No member may use profanity either while speaking on the floor or in committee.

Members Not to Walk Across House - When

Rule 86. While the Speaker is putting any question or addressing the House, no one shall walk out of or cross the House. When a member is speaking or the Journal is being read, no member shall engage in any private conversation; nor while a member is speaking shall anyone pass between him/her and the Speaker. No member shall walk between two members who are engaged in debate or inquiries in the Hall of the House.

Order of Questions

Rule 87. Except as otherwise set forth in these rules, all questions shall be propounded in the order in which they are moved except privileged questions, which shall be propounded as stated in Rule 69.

Voting

Rule 88. Every member shall be present within the hall of the House during its sittings, unless excused or necessarily prevented; and shall vote on each question put; unless he/she has a direct personal or pecuniary interest in such question. No member shall be recorded as voting when he/she was not present when the vote was taken. Nothing herein contained shall prohibit a member from voting "Present" on a question, and such vote shall be recorded in the Journal. In the case of equal division the question shall be lost. In the event that a member's vote (or absence) is incorrectly recorded in the Journal, he/she shall file with the Chief Clerk an affidavit stating that he/she was in the chamber at the time the vote was taken, that he/she did in fact vote, that the vote (or absence) was incorrectly recorded and the correct vote that should have been recorded.

Verification of the Roll Members Not to Interrupt Calling of Ayes and Noes; Changing Vote

Rule 89. Except as otherwise specifically allowed by these rules no member shall be permitted to interrupt a roll call, and no member shall be allowed to vote or change his/her vote (except to have his/her vote correctly recorded) after a verification has begun, or after the final vote is announced.

Demand for Verification

Rule 90. Any five members may demand a verification of the roll call if such is made at any time prior to the time the voting has ended; which, in the event of electronic voting, shall be when the Speaker orders the voting board closed. A demand for verification and a call for absentees are the only reasons for which a member may interrupt a roll call vote.

Bell to Signal Recorded Vote

Rule 91. At a reasonable time prior to the beginning of taking the ayes and noes by electric roll call on any question, a bell notifying the members of a roll call shall be sounded. After the votes are registered the absentees shall be noted and upon demand of any member, another bell signifying that a call of absentees is being taken shall be sounded and a reasonable time shall be allowed after the sounding of the bell before the voting is closed.

Roll Call Votes

Rule 92. In all cases where a rule of the House of Representatives refers to the "calling of the names of the members" or "calling of the ayes or noes" or "calling of the roll", such reference shall be understood to refer also to the "taking" of the vote by electronic roll call system. There shall be a taking of the vote by electronic roll call system on the motion of any one member which is seconded by four other members immediately standing. A vote by electronic roll call shall be limited to thirty minutes, except in the cases of quorum calls.

Dress Code

Rule 93. At all times when the House is seated, proper attire for gentlemen shall be business attire, including coat, tie, dress trousers and dress shoes/boots. Proper attire for women shall be dresses or skirts or slacks worn with a blazer or sweater and appropriate dress shoes/boots. This rule shall apply to all members and staff on the floor of the House and lower gallery.

Eating, Smoking, Distracting Activities

Rule 94. No food, newspapers, or other items or activities distractive to House deliberations shall be permitted

on the floor of the House while the House is in session. Smoking is prohibited in the Hall of the House, upper and lower galleries, except that members may smoke in the East Gallery.

Electronic Devices

Rule 95. Tape recorders, portable phones, video equipment, television equipment, photography equipment and/or any other electronic recording devices are not authorized for use on the floor of the House or in any gallery of the House unless permission has been granted by the Speaker. Nothing contained in this rule shall prevent any member from using a portable laptop computer, which is hereby specifically authorized.

Ascending the Dais

Rule 96. No person shall ascend to the Dais without first being recognized to do so by the Speaker.

INTERIM PROCEDURE

Bills - End of First Regular Session

Rule 97. All House Bills or House Joint and Concurrent Resolutions in possession of the House and not finally acted upon shall, at 5:59 p.m. on the first Friday following the second Monday in May in odd-numbered years, be laid on the Speaker's desk. All Senate Bills and Senate Joint and Concurrent Resolutions in possession of the House and not finally acted upon shall, at 5:59 p.m. on the first Friday following the second Monday in May in odd-numbered years, be laid on the President Pro Tem's desk. House Bills and Joint and Concurrent resolutions laid on the Speaker's desk may be re-referred by the Speaker to House committees at the second regular session of the General Assembly in even-numbered years. This rule may only be suspended by a vote of two-thirds of the elected members of the House.

Bills - Pre-Filing

Rule 98. A member or member-elect of the House of Representatives may file a bill or joint resolution by mail or in person with the Chief Clerk of the House at any time during the period beginning on December first and ending on the day before a regular session begins which next precedes the session at which the bill or joint resolution is to be considered. Upon receiving a bill or joint resolution filed during the pre-filing period preceding a regular session of the General Assembly in odd-numbered years, the Chief Clerk of the House shall immediately date, number and have the bill or joint resolution printed in the most economical manner as approved by the House Rules Committee and made available according to the rules and practices of the General Assembly next preceding that for which the bill or joint resolution is filed and those bills and joint resolutions received during the filing period preceding a regular session in an even-numbered year shall be printed and made available according to the then effective rules of that General Assembly. All bills or joint resolutions that are pre-filed shall be deemed filed on the day the House begins its regular session.

Interim Committees

Rule 99. All standing committees named during the first regular session of a general assembly may meet to consider bills or perform any other necessary legislative function during the interim between the session ending on the thirtieth day of May and the session commencing on the first Wednesday after the first Monday of January; except the Speaker may appoint a subcommittee, made up of members of the standing committee, to act in place of the standing committee during the interim. The Speaker may appoint special interim committees to consider bills or perform other necessary legislative duties. Members of each of the committees, or any subcommittee thereof, shall be reimbursed for their necessary and actual expenses incurred while attending meetings of the committee or subcommittee, if approved by the Speaker.

CALL OF THE HOUSE

Names of Absentees to Be Called

Rule 100. A call of the House may be made at any time on motion seconded by ten members and sustained by a majority of those present; (names of members may be called orally or by electronic roll call) and under a call of the House a majority of those present may send for and compel the attendance of absent members; and a majority of all the members present shall be a sufficient number to adjourn.

Absent Members May Be Sent For

Rule 101. Upon the call of the House, the names of those members present shall be recorded and the absentees noted, and those whose names do not appear may be sent for and taken into custody wherever found by the Sergeant-at-Arms or special messenger appointed.

Prohibited While Voting In Progress

Rule 102. No call of the House shall be made after the Speaker has directed the clerk to open the electronic voting device to record the names of the members and until the vote be announced.

Majority Not Under Arrest May Censure And Fine Delinquent Members

Rule 103. The majority of those present, not under arrest, may make an order for the censure or fine of delinquent members, and prescribe the terms under which they shall be discharged.

Release from Custody

Rule 104. When a member shall have been discharged from custody and admitted to his/her seat the House shall decide whether such discharge shall be with or without fees; and, in like manner, whether a delinquent member, taken into custody by a special messenger shall defray the expense of such special messenger.

COMMITTEE OF WHOLE HOUSE

When Permitted

Rule 105. On motion, the House may resolve itself into a Committee of the Whole House for consideration of any business which may properly come before it.

Chair Appointed by Speaker

Rule 106. In forming a Committee of the Whole House, the Speaker shall leave his/her chair, and a Chairman preside in the Committee, who shall be appointed by the Speaker.

Procedure upon Bills

Rule 107. Upon a bill being committed to a Committee of the Whole House, the same shall be first read at length by the Clerk, and then again read and debated by clauses, leaving the preamble to be last considered. After report, the bill shall again be subject to debate and amended by clauses, as before.

Amendment to Motion Must Be Incorporated in Original Motion

Rule 108. All amendments made to an original motion in Committee of the Whole House shall be incorporated with the motion and so reported.

Amendments Shall Be Noted

Rule 109. All amendments made to reports, resolutions or other matters committed to a Committee of the Whole House shall be noted and reported, as in case of bills.

Rules of Proceedings

Rule 110. Rules and proceedings of the House shall be observed in Committee of the Whole House, as far as they are applicable, except that limiting the number of times of speaking.

Quorum

Rule 111. A majority of the members elected shall be a quorum to do business, and if, at any time, a sufficient number shall not be present in Committee of the Whole House, and the Committee shall arise, and the Speaker shall resume the chair and the Chairman report the cause of the rising of the Whole Committee.

ADMISSION TO HALL

Definitions

Rule 112. The space between the granite columns shall be known as the floor of the House and the space beyond the granite columns on either side shall be known as the lower gallery, and the space on the upper floor of the House shall be known as the upper gallery.

Admission to House Floor

Rule 113. No person shall be admitted to the floor of the House or the House East Gallery other than the officers and members of the House and the staffs of the Speaker, Speaker Pro Tem, Majority and Minority Floor Leaders, Assistant Majority and Minority Floor Leaders and Chairman of the Budget Committee and, at the request of the Speaker, technical support staff needed to maintain data processing equipment and other equipment. Other persons may be admitted to the floor and East Gallery with the consent of the House. For the purposes of this rule, the Chief Clerk's staff, the Assistant Chief Clerk, any doormen, sergeant-at-arms and House Photographer are considered officers of the House. Guests may upon written request, submitted five days in advance and with the consent of the Speaker, address the House from the dais at the beginning or adjournment of a daily legislative session or any recess thereof.

Admission to Lower Gallery

Rule 114. No person shall be admitted to the lower gallery of the House except members of the General Assembly, spouses of members, employees of the General Assembly, Joint Committee staff, the Governor, the Lieutenant Governor, the Secretary of State, the State Auditor, the State Treasurer, the State Attorney General, Judges of the Supreme Court, Clerk of the Supreme Court, Judges of the Courts of Appeal or Circuit Courts, Members of Congress, the Governor's Chief of Staff and former members of the General Assembly who are not registered lobbyists or who do not lobby for an individual or organization, and physically disabled persons. No official except current members of the General Assembly otherwise allowed to enter the lower gallery by this rule shall engage in any activity supporting or opposing any bill or resolution before the House from the lower gallery. Other persons may be admitted to the gallery by the Speaker upon special request of any Representative when the House is in session. Members of the press may enter the lower galleries while the House is in session for the purpose of interviewing members of the House.

Admission to Upper Gallery

Rule 115. The gallery at the front of the chamber above the Speaker's dais shall be reserved for members of the press having valid credentials issued by the Speaker. All other upper galleries shall be open to the public.

RULES

May Be Rescinded or Amended - How

Rule 116. Any motion or resolution purporting to rescind or change the standing rules of the House or to introduce a new rule shall stand without reading or consideration and without discussion, explanation, or debate to the Committee on Rules. Such motions or resolutions as shall be favorably recommended by such committee for adoption by the House shall, upon such recommendation, be printed in the Journal and shall be placed upon a Resolutions Calendar. A constitutional majority shall be required to pass such a resolution. Nothing herein shall prohibit a member from offering substitute rules or amendments to rules recommended by the committee.

May Be Dispensed With

Rule 117. Rules 69, 78 and 79 of the House shall not be suspended or dispensed with, unless by unanimous consent or unless two-thirds of the elected members concur therein. No other standing rule or order of the House shall be dispensed with, except by unanimous consent or unless a constitutional majority concur therein and motions for that purpose shall be limited to the question or proposition under consideration.

JEFFERSON'S MANUAL

Rule 118. The rules of parliamentary practice comprised in "Jefferson's Manual" and the "Rules of the House of Representatives of the United States", and the official collection of precedents and interpretations of the rules by parliamentary authorities of the United States House of Representatives shall govern the House in all cases in which they are applicable and not inconsistent with the standing rules and orders of the House and the joint rules of the Senate and House of Representatives. The Chief Clerk, the Speaker, the Speaker Pro Tem, the Majority Floor Leader, the Assistant Majority Floor Leader, the Minority Floor Leader and the Assistant Minority Floor Leader will make available copies of these documents in their offices to any member who so requests. Three copies of these documents shall be available during sessions of the House: one copy shall be at a location determined by the majority party and one copy shall be at a location determined by the minority party and one copy shall be in the possession of the Chief Clerk or his/her designee. The documents shall be purchased by the House and shall be the property of the House and not of the individual holding office. The Manual, Rules, precedents and interpretations above referred to, shall be taken as authority in deciding questions not otherwise provided for in these rules.

HOUSE COURTESY RESOLUTION OFFERED AND ISSUED

House Resolution No. 10 - Representative Hanaway

HOUSE CONCURRENT RESOLUTIONS

Representative Townley offered House Concurrent Resolution No. 3 and
House Concurrent Resolution No. 5.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTION

The following House Concurrent Resolution was read the first time and copies ordered printed:

HCR 4, introduced by Representative Seigfreid, et al, relating to the salary recommendations of the Missouri Citizen's Commission on Compensation for Elected Officials.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the first time and copies ordered printed:

HJR 1, introduced by Representative Harris (23), relating to school district bond elections.

HJR 2, introduced by Representatives Seigfreid and Davis (122), relating to the powers and duties of the state highways and transportation commission.

HJR 3, introduced by Representatives Seigfreid and Davis (122), relating to compensation of elected officials.

HJR 4, introduced by Representative Johnson (90), relating to the state board of education.

HJR 5, introduced by Representative Dusenberg, relating to the department of transportation.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 26, introduced by Representative Green, relating to property taxation.

HB 27, introduced by Representative Selby, relating to sales tax exemptions for new motor vehicles and watercraft.

HB 28, introduced by Representative Selby, relating to property taxation.

HB 29, introduced by Representative Villa, relating to the state highways and road system.

HB 30, introduced by Representative Villa, relating to transitional school districts.

HB 31, introduced by Representatives Villa and Byrd, relating to merchandising practices for motor vehicle rentals and subleasing.

HB 32, introduced by Representative Villa, relating to taxable tangible personal property assessment lists.

HB 33, introduced by Representative Fraser, relating to the licensure of homes for children.

HB 34, introduced by Representatives Fraser and Myers, relating to school-term calendars.

HB 35, introduced by Representatives Jolly, Moore and LeVota, relating to sexual conduct involving child victims.

HB 36, introduced by Representatives Jolly and Willoughby, relating to liquor control.

HB 37, introduced by Representative Johnson (47), relating to the Missouri Rx card program.

HB 38, introduced by Representatives Stevenson, Richard and Ruestman, relating to Missouri Southern State College.

HB 39, introduced by Representatives Stevenson, Richard and Ruestman, relating to Missouri Southern State College.

HB 40, introduced by Representatives Richard and Stevenson, relating to offenses against public order.

HB 41, introduced by Representative Seigfreid, relating to a municipal transient guest tax.

HB 42, introduced by Representatives Seigfreid and Davis (122), relating to state highways and transportation commission.

HB 43, introduced by Representative Stevenson, relating to juvenile courts.

HB 44, introduced by Representative Stevenson, relating to juries.

HB 45, introduced by Representative Stevenson, relating to compulsory school attendance.

HB 46, introduced by Representatives Richard, Ruestman and Wallace, relating to Pearl Harbor Remembrance Day, D-Day, VE Day and VJ Day.

HB 47, introduced by Representatives Portwood and Page, relating to the senior Rx program.

HB 48, introduced by Representatives Schaaf and Wildberger, relating to names of certain state colleges.

HB 49, introduced by Representative George, relating to noncertificated school employees.

HB 50, introduced by Representatives Johnson (47) and Fraser, relating to tax exemptions.

HB 51, introduced by Representative Mayer, relating to suspension or expulsion of pupils in public schools.

HB 52, introduced by Representatives Seigfreid and Davis (122), relating to state employees' pay.

HB 53, introduced by Representative Dempsey, relating to assessed valuation of certain improvements to real property.

HB 54, introduced by Representatives Jolly, Moore, Sanders Brooks, Skaggs, Marsh, LeVota, Burnett, Sager, Bishop and Walker, et al, relating to the DNA profiling system.

HB 55, introduced by Representatives Johnson (47), Campbell, Yates, LeVota, Sager, Dusenberg and Pratt, et al, relating to state aid.

HB 56, introduced by Representatives Riback Wilson (25) and Donnelly, relating to watercraft.

HB 57, introduced by Representative Riback Wilson (25), relating to personal property lists.

HB 58, introduced by Representatives Salva, Johnson (47) and Dougherty, relating to enterprise zones in certain cities.

HB 59, introduced by Representative Johnson (61), et al, relating to suicide.

HB 60, introduced by Representative Sutherland, relating to refunds of tax payments mistakenly or erroneously made.

HB 61, introduced by Representative Crowell, relating to operation of motorcycles.

HB 62, introduced by Representatives Phillips and Cunningham (86), relating to the A+ program.

HB 63, introduced by Representatives Jolly, Johnson (90), Bishop, Sager, Walker, Whorton, Willoughby, Moore, LeVota, Skaggs, Wildberger, Harris (23) and Burnett, et al, relating to dangerous felonies.

HB 64, introduced by Representatives Jolly, Skaggs, Moore, Townley, Johnson (90) and Sager, relating to confinement of persons without process.

HB 65, introduced by Representative Selby, relating to sales tax on motor vehicles.

HB 66, introduced by Representative Bringer, relating to distribution of controlled substances.

HB 67, introduced by Representative Bringer, relating to endangering the welfare of a child.

HB 68, introduced by Representative Bringer, relating to involuntary manslaughter.

HB 69, introduced by Representative Bringer, relating to detention on arrest without warrant.

HB 70, introduced by Representative Crowell, relating to modification of child custody.

HB 71, introduced by Representative Luetkemeyer, et al, relating to a mandatory assembly for Veterans Day.

HB 72, introduced by Representative Luetkemeyer, et al, relating to recording documents.

HB 73, introduced by Representative Luetkemeyer, relating to higher education savings programs.

HB 74, introduced by Representatives St. Onge, Hanaway, Bearden, Hunter, May, Fares and Byrd, et al, relating to unemployment reimbursement for Indian tribes in compliance with federal mandate.

HB 75, introduced by Representatives Ruestman, Wilson (130), Dusenber, Richard, Stevenson and Viebrock, et al, relating to special license plates.

HB 76, introduced by Representatives Holand and Davis (122), relating to orientation and training of school board members.

HB 77, introduced by Representatives Holand and Davis (122), relating to alternative education programs.

HB 79, introduced by Representative Bland, relating to taxation for public mass transportation systems.

HB 80, introduced by Representative Bland, relating to taxation for public mass transportation systems.

HB 81, introduced by Representative Bland, relating to alcohol-related traffic offenses.

HB 82, introduced by Representative Bland, relating to the licensing of surety recovery agents.

HB 83, introduced by Representative Bland, relating to waste tires.

HB 84, introduced by Representatives Ward and Sager, relating to sexual offenders.

HB 85, introduced by Representative Ward, relating to financial assistance for food pantries.

HB 86, introduced by Representative Ward, et al, relating to employee salaries within the Missouri department of transportation.

HB 87, introduced by Representative Ward, et al, relating to concealable firearms.

HB 88, introduced by Representative Ward, et al, relating to the state highways and transportation department fund.

HB 89, introduced by Representatives Ward and Sager, et al, relating to Medicaid and Medicare eligibility.

HB 90, introduced by Representatives Ward and Sager, et al, relating to property assessments on homesteads.

HB 91, introduced by Representatives Mayer, Crowell, Jetton and Lipke, relating to county crime reduction funds.

HB 92, introduced by Representative Wright, relating to sexual offenses.

HB 93, introduced by Representative Moore, to authorize the conveyance of property owned by the state in the County of Callaway to the City of Fulton.

HB 94, introduced by Representatives Portwood, Dempsey, Sager, Avery, Ervin, Nieves, Jetton, Pratt, St. Onge, Yates, Hunter, Dusenberg and Roark, et al, relating to property taxation.

HB 95, introduced by Representative Portwood, relating to gambling moneys for schools.

HB 96, introduced by Representative Luetkemeyer, et al, relating to boating safety.

HB 97, introduced by Representative Johnson (90), relating to a law enforcement sales tax.

HB 98, introduced by Representatives Graham and Byrd, relating to disability discrimination.

HB 99, introduced by Representative Seigfreid, relating to campaign contribution filing requirements.

HB 100, introduced by Representative Johnson (47), relating to appeals from zoning board of adjustment decisions.

HB 101, introduced by Representative Johnson (47), relating to refunds of incorrectly collected sales tax to original purchasers.

HB 102, introduced by Representatives Phillips, Reinhart and Ervin, relating to licensure of pharmacies and pharmacists.

HB 103, introduced by Representatives Johnson (47) and Yates, relating to certificate of need.

HB 104, introduced by Representative Hoskins, relating to voter registration.

HB 105, introduced by Representative Hoskins, relating to complaints filed with the Missouri ethics commission.

HB 106, introduced by Representative Hoskins, relating to license plates.

HB 107, introduced by Representative Shoemyer (9), relating to new generation cooperative incentive tax credits.

HB 108, introduced by Representative Dempsey, relating to property taxes.

HB 109, introduced by Representatives Fares and St. Onge, et al, relating to school-term calendars.

HB 110, introduced by Representatives Fares, Portwood and St. Onge, et al, relating to the taxation of property.

HB 111, introduced by Representatives Townley and Johnson (47), et al, relating to court costs and attorney's fees.

HB 112, introduced by Representatives Townley and Cunningham (86), et al, relating to immunizations for school children.

HB 113, introduced by Representatives Jolly, Willoughby, LeVota, Burnett, Moore, Johnson (90), Sager, Wildberger, Harris (23) and Meiners, et al, relating to assault crimes.

HB 114, introduced by Representatives Myers and Whorton, et al, relating to pesticides.

HB 115, introduced by Representatives Myers and Whorton, relating to tire sales.

HB 116, introduced by Representatives Myers and Whorton, et al, relating to tax credits for contributions to agricultural commodity development.

HB 117, introduced by Representatives Schaaf, Wildberger and Stevenson, et al, relating to names of state colleges.

HB 118, introduced by Representatives Icet, Zweifel and St. Onge, relating to state audits.

HB 119, introduced by Representative Dempsey, et al, relating to school board approval of tax increment financing.

HB 120, introduced by Representatives Barnitz, Ransdall, Hampton, Kuessner, Townley, Ward and Sager, et al, relating to concealable weapons.

HB 121, introduced by Representatives Portwood, Stefanick, Avery, Baker, Moore and Deeken, et al, relating to health insurance coverage for chiropractic care.

HB 122, introduced by Representative Johnson (47), relating to a public mass transportation system sales tax.

HB 123, introduced by Representative Luetkemeyer, relating to health insurance coverage for cancer.

HB 124, introduced by Representative Ward, relating to title insurance.

HB 125, introduced by Representative Ward, relating to assault of a Missouri sexual offender treatment center or department of corrections employee.

HB 126, introduced by Representatives Merideth, Crowell and Myers, relating to state funding for the education of certain disabled students.

HB 127, introduced by Representative Willoughby, relating to criminal history record information.

HB 128, introduced by Representative Willoughby, relating to honorary high school diplomas for certain civilian prisoners of war and veterans.

HB 129, introduced by Representative Johnson (47), relating to the mandated health benefit review committee.

HB 130, introduced by Representative Shoemyer (9), relating to new generation cooperative incentive tax credits.

HB 131, introduced by Representative Deeken, relating to local government employees' retirement system.

HB 132, introduced by Representatives Wright, Morris, Marsh, Roark, Dixon, Stevenson, Schaaf and Bough, et al, relating to names of state colleges.

HB 133, introduced by Representative Willoughby, relating to elections of circuit and associate judges.

HB 134, introduced by Representatives Crawford, Bruns, Ward, Townley, Moore, Luetkemeyer and Purgason, relating to state employees' pay.

HB 135, introduced by Representatives Crawford, Munzlinger, Whorton, Dougherty, Cooper (120) and Hunter, et al, relating to firearms regulation.

HB 136, introduced by Representatives Crawford, Moore, Dougherty, Jetton, Cooper (120), Ward and Whorton, et al, relating to concealable weapons.

HB 137, introduced by Representatives Crawford, Dusenber, Townley, Ward, Bearden and Purgason, relating to wearing protective headgear while operating a motorcycle or motortricycle.

HB 138, introduced by Representatives Crawford, Self, Bruns, Deeken, Moore, Ward, Townley, Smith (14) and Hunter, relating to corrections officers certification, training, and standards.

HB 139, introduced by Representatives Crawford, Sutherland, Bearden and Shoemyer (9), et al, relating to assessment of real property.

HB 140, introduced by Representative Crawford, relating to fines for certain motor vehicle infractions.

HB 141, introduced by Representative Mayer, relating to subpoenas.

HB 142, introduced by Representatives Dempsey, Wright, Willoughby, Spreng, Smith (14), Ward, Johnson (90), Bivins, Dixon, Skaggs, Avery and Stevenson relating to high-speed Internet access.

HB 143, introduced by Representatives Moore, Crawford, Luetkemeyer, Ervin, Sager, Behnen, Portwood, Sutherland and Hunter, et al, relating to income taxation.

HB 144, introduced by Representatives Luetkemeyer and Cooper (155), relating to sales taxes for financing an exhibition center and recreational facilities.

HB 145, introduced by Representative Graham, for the purpose of enacting the dedication to donation act.

HB 146, introduced by Representative Graham, relating to the governing boards of certain state higher education institutions.

HB 147, introduced by Representative Villa, relating to gaming activities.

HB 148, introduced by Representatives Crawford and Reinhart, relating to selling a child.

HB 149, introduced by Representatives Bivins and Avery, relating to assessed value of residential property.

HB 150, introduced by Representatives Avery and Bivins, relating to property taxation.

HB 151, introduced by Representative El-Amin, relating to jury service.

MESSAGE FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SR 2**.

SENATE RESOLUTION NO. 2

BE IT RESOLVED by the Senate, that the Secretary of the Senate inform the House of Representatives that the Senate of the First Regular Session of the Ninety-second General Assembly is duly convened and is now in session and ready for consideration of business;

BE IT FURTHER RESOLVED that the Secretary of the Senate notify the House of Representatives that the Senate is now organized with the election of the following named officers:

President Pro Tem	Peter Kinder
Secretary of Senate	Terry L. Spieler
Sergeant-at-Arms	Glenn Pound
Doorkeeper	Ken Holman

“God Bless America” was sung by Ms. Mary Katherine Branum.

BENEDICTION

The benediction was given by Father Robert A. Kurwicki from St. Joseph’s Church in Westphalia, Missouri.

Almighty God, Creator of Heaven and Earth, we now peacefully bring to a conclusion this historic moment in this venerable Chamber by asking once again for Your divine blessings.

Lord of All, bless the citizens of this State, and its House of Representatives, its newly elected Speaker, its leaders, all officers, staff, employees, pages, plus all members.

Bless our new Speaker, may she find many people willing to cooperate, may her friends be true and critics few.

Bless all new members, and their families and supporters, may they keep their idealism. Bless all returning members, may their past experiences make them wiser and more grateful for the opportunity to serve the Show- Me State.

Finally, give this body clear vision when facing difficult votes and decisions.

May the work accomplished during this 92nd General Assembly reflect Your Holy Will. We ask Your blessings in Your Most Powerful Name, for You live and reign, forever and ever. Amen.

WITHDRAWAL OF HOUSE BILLS

December 12, 2002

Ted Wedel
Chief Clerk
State Capitol
Jefferson City, Missouri 65101

Dear Chief Clerk:

I would like to request that **House Bill 78** filed December 12, 2002 be withdrawn.

Thank you for your assistance.

Sincerely,

/s/ Rob Mayer

December 31, 2002

Ted Wedel
Chief Clerk, Missouri House of Representatives
Room 307B State Capitol Building
Jefferson City, MO 65101

Dear Ted:

I am requesting that **House Bill 107** be withdrawn.

Thank you for your consideration.

Sincerely,

/s/ Wes Shoemyer (9)

ADJOURNMENT

On motion of Representative Crowell, the House adjourned until 10:00 a.m., Thursday, January 9, 2003.

HOUSE CALENDAR

SECOND DAY, THURSDAY, JANUARY 9, 2003

HOUSE CONCURRENT RESOLUTION FOR SECOND READING

HCR 4

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 1 through HJR 5

HOUSE BILLS FOR SECOND READING

HB 26 through HB 77

HB 79 through HB 106

HB 108 through HB 151

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

SECOND DAY, THURSDAY, JANUARY 9, 2003

Speaker Hanaway in the Chair.

Prayer by Reverend James Earl Jackson.

Heavenly Father, we acknowledge Your presence, as we should, this morning and throughout our day.

In You Lord we put our trust. We come to You for wisdom, insight, and understanding recognizing that You are our source. For the honor of Your name, lead us out of this present dark time.

Keep us from unwise decisions, uneducated positions, and intrusive ideologies.

Let Your favor shine on each one of us as we proceed with the business of this day.

Now, may the grace of the Lord Jesus Christ be with us all. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: John Ross Maloyed and Emma Maloyed.

The Journal of the first day was approved as printed by the following vote:

AYES: 162

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brooks	Brown	Bruns	Burnett
Byrd	Campbell	Carnahan	Cooper 120	Cooper 155
Corcoran	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Darrough	Daus	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Engler
Ervin	Fares	Fraser	George	Goodman
Graham	Green	Guest	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hobbs
Holand	Hoskins	Hubbard	Hunter	Ice
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King

2 *Journal of the House*

Kingery	Kratky	Kuessner	Lager	Lembke
LeVota	Liese	Lipke	Lowe	Luetkemeyer
Marsh	May 149	Mayer 159	McKenna	Meiners
Merideth	Miller	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Selby	Self	Shoemaker	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Wagner	Walker	Wallace	Walsh	Walton
Ward	Wasson	Whorton	Wildberger	Willoughby
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 001

Lawson

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 11
and
House Resolution No. 12 - Representative Whorton
House Resolution No. 13
through
House Resolution No. 17 - Representative Dusenberg
House Resolution No. 18 - Representative Guest
House Resolution No. 19 - Representative Walker
House Resolution No. 20 - Representative George, et al
House Resolution No. 21 - Representative Kratky
House Resolution No. 22
through
House Resolution No. 24 - Representative Moore

SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 4 was read the second time.

SECOND READING OF HOUSE JOINT RESOLUTIONS

HJR 1 through **HJR 5** were read the second time.

SECOND READING OF HOUSE BILLS

HB 26 through **HB 77**, **HB 79** through **HB 106**, and **HB 108** through **HB 151** were read the second time.

COMMITTEE ASSIGNMENT

RULES, JOINT RULES, AND BILLS PERFECTED AND PRINTED

Crowell, Jason - Chair

Wright, Mark - Vice Chair

Abel, Mark

Goodman, Jack

Johnson, Connie (61)

Johnson, Rick (90)

Luetkemeyer, Blaine

Pearce, David

Purgason, Chuck

Ransdall, Bill

Viebrock, James

Villa, Tom

REFERRAL OF HOUSE RESOLUTION

The following House Resolution was referred to the Committee indicated:

HR 9 - Rules, Joint Rules, and Bills Perfected and Printed

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 152, introduced by Representatives Johnson (47) and Curls, relating to police relief and pension systems.

HB 153, introduced by Representatives Avery, Smith (14) and Stevenson, et al, relating to jury service.

HB 154, introduced by Representatives Roark, Kelly (144), Rector, Crowell, Stevenson, Emery, Phillips, Hunter and Jetton, et al, relating to covenant marriage.

HB 155, introduced by Representative George, relating to employment security.

HB 156, introduced by Representatives Phillips, Reinhart, Ervin, Baker, Muckler and

Cunningham (86), et al, relating to informed consent for abortion.

HB 157, introduced by Representatives Johnson (90), Harris (23), Willoughby, Sager, Dougherty, Jolly, Schoemehl, Skaggs, Walker, Harris (110), Carnahan, Whorton and Bishop, relating to the amendment of definitions regarding the telemarketing no-call list to further protect consumers.

WITHDRAWAL OF HOUSE JOINT RESOLUTION

January 7, 2003

The Honorable Catherine Hanaway
Speaker of the House
State Capitol Bldg., Rm. 308
Jefferson City, MO 65101

Dear Speaker:

I would like to withdraw **HJR 5**, a proposed constitutional amendment which replaces the Highways and Transportation Commission with a Director of Transportation.

I have received substantial interest from several colleagues so I will be receiving signatures from those co-signers and will then re-file this bill.

Thank you for your assistance regarding this minor delay.

Respectfully submitted,

/s/ Gary Dusenberg
State Representative-Elect
District 54

WITHDRAWAL OF HOUSE BILL

January 9, 2003

Steve Davis, Chief Clerk
Missouri House of Representatives
State Capitol Building
Jefferson City, MO 65101

Dear Steve,

Effective immediately, please withdraw **HB 38** from this year's legislation.

Sincerely,

/s/ Bryan Stevenson

ADJOURNMENT

On motion of Representative Crowell, the House adjourned until 4:00 p.m., Monday, January 13, 2003.

COMMITTEE MEETING

RULES, JOINT RULES, AND BILLS PERFECTED AND PRINTED

Monday, January 13, 2003, 1:00 pm. Hearing Room 6.

Public Hearing to be held on: HR 9

HOUSE CALENDAR

THIRD DAY, MONDAY, JANUARY 13, 2003

HOUSE BILLS FOR SECOND READING

HB 152 through HB 157

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

THIRD DAY, MONDAY, JANUARY 13, 2003

Representative Purgason in the Chair.

Prayer by Reverend James Earl Jackson.

Heavenly Father, even as it is written, "The Lord is my Light and my Salvation whom shall I fear, the Lord is the strength of my life, of whom shall I be afraid", so are You our Light and our Salvation.

Give ear to our words as we come before You this afternoon. Consider our meditation, Lord God, as we humble ourselves before You. Hear us, Magnificent King, as we lift our voice to You.

Grant us eyes to see the real battles, the real issues, the real dangers, the real opportunities that intersect our path throughout this day. Protect us from the hypnotic hum of activities that deaden our spiritual perceptiveness.

Grant us, out of Your sovereignty, strength of character, a sharpness of vision, and the joy of serving.

Now, may the grace of the Lord be with us all. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Sydni Davis.

The Journal of the second day was approved as printed by the following vote:

AYES: 158

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brooks	Brown	Bruns	Burnett
Byrd	Campbell	Carnahan	Cooper 120	Cooper 155
Corcoran	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Darrough	Daus	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	Ice	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly 36	Kingery	Kratky	Kuessner

PRESENT: 000

ABSENT WITH LEAVE: 005

Dougherty Kelly 144 King Lawson Reinhart

Representative Morris offered House Resolution No. 36.

House Resolution No. 25 - Representative Fraser
House Resolution No. 26
through
House Resolution No. 29 - Representative Dempsey
House Resolution No. 30 - Representative Jetton
House Resolution No. 31
and
House Resolution No. 32 - Representative Miller
House Resolution No. 33 - Representative Walton
House Resolution No. 34 - Representative Stevenson
House Resolution No. 35 - Representative Dempsey
House Resolution No. 37
and
House Resolution No. 38 - Representative Wagner

HB 152 through **HB 157** were read the second time.

COMMITTEE REPORT

Committee on Rules, Joint Rules and Bills Perfected and Printed, Chairman Crowell reporting:

Madam Speaker: Your Committee on Rules, Joint Rules and Bills Perfected and Printed, to which was referred **House Resolution No. 9**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Amendment No. 1, House Committee Amendment No. 2, House Committee Amendment No. 3, House Committee Amendment No. 4, House Committee Amendment No. 5, House Committee Amendment No. 6, House Committee Amendment No. 7 and House Committee Amendment No. 8.**

House Committee Amendment No. 1

AMEND House Resolution No. 9, Rule 3, by adding the following immediately after 3(c)(iii):

“(iv) Second reading of House Bills and Joint Resolutions”; and renumber the remaining subparts of 3(c) accordingly.

House Committee Amendment No. 2

AMEND House Resolution No. 9, Rule 26, by adding a new subsection that reads as follows:

“(f) When a motion has been decided by a committee, any member voting on the prevailing side may move to reconsider the vote provided that: (i) the Chair still has possession of the bill; and (ii) the motion to reconsider is made on the same day on which the motion was decided or at the next day on which the committee convenes with a quorum present at a properly scheduled meeting at which the original motion would be in order. A majority of the members appointed to the committee is required to sustain any motion to reconsider.”

House Committee Amendment No. 3

AMEND House Resolution No. 9, Rule 25(31), by deleting the word “Workmen’s” and inserting in lieu thereof the word **“Workers”**.

House Committee Amendment No. 4

AMEND House Resolution No. 9, Rule 25, Subsection 12, by adding the following immediately after the words “forestry, natural resources”:

“, environment,”.

House Committee Amendment No. 5

AMEND House Resolution No. 9, Rule 29, by deleting the word “standing”.

House Committee Amendment No. 6

AMEND House Resolution No. 9, Rule 29, by adding the following at the end of the first paragraph:

“When the Budget Committee is meeting on a matter set forth in Rule 25(9)(b), the Chair shall notify the committee members in advance of that fact and shall further advise the committee members, in advance, of the bill(s) or other matter(s) to be considered.”

House Committee Amendment No. 7

AMEND House Resolution No. 9, Rule 36, by inserting the following after the words “vice-chair”:

“and minority members.”

House Committee Amendment No. 8

AMEND House Resolution No. 9, Rule 45(g), by deleting all of said subsection and inserting in lieu thereof the following:

“When Federal Mandate Bills can be amended. Amendments to House and Senate Bills - Federal Mandate are permitted only within the scope of the federal mandate. Perfecting amendments are permitted to make technical amendments.”

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 158, introduced by Representatives Zweifel and Corcoran, relating to state audits.

HB 159, introduced by Representative Zweifel, relating to recall elections for school board members.

HB 160, introduced by Representatives Luetkemeyer and Hampton, relating to watercraft regulations.

HB 161, introduced by Representative Salva, relating to licensure of massage therapists.

HB 162, introduced by Representative Shoemaker (8), relating to a memorial highway.

HB 163, introduced by Representatives Pratt, Yates and Dusenberg, relating to human cloning.

HB 164, introduced by Representatives Yates, Dusenberg and Pratt, relating to registered sexual offender search on the Internet.

HB 165, introduced by Representative Ransdall, relating to adult cabarets.

HB 166, introduced by Representative Baker, relating to incorporation of cities.

HB 167, introduced by Representative Kelly (144), relating to sales of intoxicating liquor to a minor.

HB 168, introduced by Representative Kelly (144), relating to sexual contact with a student while on public school property.

HB 169, introduced by Representative Kelly (144), relating to lack of consent in kidnaping and other crimes involving restraint.

HB 170, introduced by Representative Kelly (144), relating to special license plates.

HB 171, introduced by Representatives Wood, Portwood, St. Onge, Schneider and Behnen, et al, relating to real estate agents.

HB 172, introduced by Representative Shoemyer (9), relating to fences.

HB 173, introduced by Representatives Stevenson, Hunter, Ruestman, Jetton, Dixon, Wright, Richard, Crowell, and Wilson (130), et al, relating to Missouri Southern State College.

SENATE MESSAGES

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCR 1**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCR 2**.

ADJOURNMENT

On motion of Representative Crowell, the House adjourned until 10:00 a.m., Tuesday, January 14, 2003.

HOUSE CALENDAR

FOURTH DAY, TUESDAY, JANUARY 14, 2003

HOUSE BILLS FOR SECOND READING

HB 158 through HB 173

HOUSE RESOLUTION

HR 9, HCAs 1, 2, 3, 4, 5, 6, 7 & 8 (1-08-03, Pages 20-44) - Crowell

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

FOURTH DAY, TUESDAY, JANUARY 14, 2003

Representative Townley in the Chair.

Prayer by Reverend James Earl Jackson.

Heavenly Father, even as it is written, "The Lord has heard my supplication, the Lord receives my prayer," so may You hear and receive our prayer.

We come in simple dependence upon Your grace and rest in simple faith upon Your greatness.

Grant us expanse of vision that we might see the immense possibilities arrayed before us this day.

Grant us out of generosity of Your wisdom: true knowledge and insight that we might rightly conduct the affairs of this state.

Instruct us, teach us, and guide us in our course of action this day that our accomplishments may be of eternal consequence.

Father, may Your grace and mercy cover Annie Reinhart and her family seeing her through surgery to recovery.

Now, may the grace of our Lord, and the love of God, and the fellowship of the Holy Spirit be with us all.
Amen.

The Pledge of Allegiance to the flag was recited.

The Journal of the third day was approved as corrected by the following vote:

AYES: 160

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brooks	Brown	Bruns	Burnett
Byrd	Campbell	Carnahan	Cooper 120	Cooper 155
Corcoran	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Darrough	Daus	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Engler
Ervin	Fares	Fraser	George	Goodman
Graham	Green	Guest	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hobbs
Holand	Hoskins	Hubbard	Hunter	Ice
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	Kingery

Kratky	Kuessner	Lager	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Merideth
Miller	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 003

King Lawson Reinhart

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

- House Resolution No. 39
and
House Resolution No. 40 - Representative Yaeger, et al
House Resolution No. 41
and
House Resolution No. 42 - Representative Hubbard
House Resolution No. 43 - Representative Marsh
House Resolution No. 44 - Representative Muckler
House Resolution No. 45 - Representative Goodman
House Resolution No. 46 - Representative Crawford
House Resolution No. 47 - Representative Whorton
House Resolution No. 48 - Representative Henke
House Resolution No. 49 - Representative Curls
House Resolution No. 50 - Representative Wright
House Resolution No. 51 - Representative Shoemaker (8)
House Resolution No. 52 - Representative Thompson
House Resolution No. 53 - Representative Wilson (42)

SECOND READING OF HOUSE BILLS

HB 158 through **HB 173** were read the second time.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTION

The following House Concurrent Resolution was read the first time and copies ordered printed:

HCR 6, introduced by Representative Bruns, et al, relating to the salary recommendations of the Missouri Citizen's Commission on Compensation for Elected Officials.

INTRODUCTION OF HOUSE JOINT RESOLUTION

The following House Joint Resolution was read the first time and copies ordered printed:

HJR 6, introduced by Representatives Yates, Dusenberg, Pratt and Brown, et al, relating to term limits.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 174, introduced by Representative Bland, relating to retired teachers and administrators in urban school districts.

HB 175, introduced by Representative Bland, relating to the Missouri minority business advocacy commission.

HB 176, introduced by Representative Bland, relating to missing persons.

HB 177, introduced by Representative Bland, relating to installment payments of property taxes in certain charter counties.

HB 178, introduced by Representative Bland, relating to drivers' licenses.

HB 179, introduced by Representative Bland, relating to the creation of the state board of public records.

HB 180, introduced by Representative Johnson (47), relating to police relief and pension systems.

HB 181, introduced by Representatives Seigfreid and Smith (118), relating to a municipal transient guest tax.

HB 182, introduced by Representatives May, Viebrock and Moore, et al, relating to the official state grass.

HB 183, introduced by Representatives Willoughby, Johnson (90), Sager, Whorton, Cunningham (86), Skaggs, Harris (23), Walker and Jolly, et al, relating to unsolicited commercial electronic mail.

HB 184, introduced by Representative Johnson (47), relating to liquor control.

HB 185, introduced by Representatives Schneider, Brown, Parker, Moore, Sander, Dixon, Goodman and Avery, et al, relating to abducted children.

HB 186, introduced by Representatives Jolly, Willoughby, Abel, Johnson (90), Sager, LeVota, Curls, Carnahan, Burnett, Wilson (42), Zweifel, Harris (23), Muckler, Green, Donnelly, Yaeger, Bishop, Haywood, Henke, Walker, Meiners, Jones, Hampton, Campbell, Spreng, Fraser, Ransdall, Schoemehl, Wildberger, Dougherty, Bland, Selby, Villa, Lowe, Davis (122), McKenna, Barnitz, Seigfreid, Shoemyer (9), Young, Liese, Riback Wilson (25) and Ward, relating to protection of the elderly.

HB 187, introduced by Representatives Cooper (120) and Davis (122), relating to special license plates for motorcycles.

WITHDRAWAL OF HOUSE BILLS

January 14, 2003

Steve Davis, Chief Clerk
Missouri House of Representatives
State Capitol Building
Jefferson City, MO 65101

Dear Steve:

Please withdraw **HB 118**, relating to audits of State agencies.

Sincerely,

/s/ Representative Allen Icet
84th District

January 14, 2003

Steve Davis, Chief Clerk
Mo. House of Representatives
State Capitol Building
Room 306C
Jefferson City, MO 65101

Re: **HB 123**

I had previously filed **HB 123** related to requirements for health insurance coverage for cancer clinical trials, but respectfully ask that this bill be withdrawn. I have requested a new draft and will be refiling this legislation under a different number.

Thanking you in advance for your assistance in this matter.

Best regards,

/s/ Blaine Luetkemeyer

115th District

ADJOURNMENT

On motion of Representative Wright, the House adjourned until 10:00 a.m., Wednesday, January 15, 2003.

CORRECTIONS TO THE HOUSE JOURNAL

Correct House Journal, Third Day, Monday, January 13, 2003, Page 64, by inserting immediately after line 12, the following:

The following members' presence was noted: Kelly (144) and Dougherty.

HOUSE CALENDAR

FIFTH DAY, WEDNESDAY, JANUARY 15, 2003

HOUSE CONCURRENT RESOLUTION FOR SECOND READING

HCR 6

HOUSE JOINT RESOLUTION FOR SECOND READING

HJR 6

HOUSE BILLS FOR SECOND READING

HB 174 through HB 187

HOUSE RESOLUTION

HR 9, HCAs 1, 2, 3, 4, 5, 6, 7 & 8 (1-08-03, Pages 20-44) - Crowell

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

FIFTH DAY, WEDNESDAY, JANUARY 15, 2003

Speaker Hanaway in the Chair.

Prayer by Reverend James Earl Jackson.

Heavenly Father, even as it is written, "You Lord are a shield about me, my glory and the lifter of my head" so may You be a shield to watch over us as we come before You this morning.

You are our point of reference for counsel and have the master plan for our lives: knowing the end from the beginning.

May our thoughts reveal purity of heart, our words reveal uncompromising truth, and may our pursuits be sculptured in Your will.

Father, as we journey through this day, cause the darkness of misunderstanding to yield to the light of reason.

Guide us in Your strength and Your wisdom.

We pray for Representative Gayle Kingery, that Your grace, mercy and peace would keep him through his hospitalization.

Guide the hand of the attending physicians, direct their thoughts.

May the grace of our Lord, and the love of God, and the fellowship of the Holy Spirit be with us all. Amen.

The Pledge of Allegiance to the flag was recited.

The Journal of the fourth day was approved as printed.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 54

through

House Resolution No. 56 - Representative Ervin

House Resolution No. 57

and

House Resolution No. 58 - Representative Goodman

House Resolution No. 59 - Representatives Jolly and Meiners

House Resolution No. 60 - Representative Skaggs

House Resolution No. 61 - Representative Whorton

House Resolution No. 62

through

House Resolution No. 64 - Representative Willoughby

House Resolution No. 65 - Representative Emery

SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 6 was read the second time.

SECOND READING OF HOUSE JOINT RESOLUTION

HJR 6 was read the second time.

SECOND READING OF HOUSE BILLS

HB 174 through **HB 187** were read the second time.

Representative Crowell moved that Rule 114 be suspended.

Which motion was adopted by the following vote:

AYES: 159

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brooks	Brown	Bruns	Burnett
Byrd	Campbell	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	Icet	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly 144	Kelly 36	King	Kratky
Kuessner	Lager	Lembke	LeVota	Liese
Lipke	Lowe	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Merideth	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Selby	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Wagner	Walker	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25

Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Young	Zweifel	Madam Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 004

Carnahan	Kingery	Lawson	Reinhart
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ESCORT COMMITTEE

The Speaker appointed the following committee to escort Lieutenant Governor Joe Maxwell, and members of the Senate to the dais: Representatives Roark, St. Onge, Behnen, Byrd, Dempsey, Jetton, Bringer, Villa, Curls and Shoemyer (9).

MESSAGE FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following escort committee to act with a like committee from the House pursuant to **HCR 1**: Senators Clemens, Dolan, Griesheimer, Klindt, Yeckel, Bland, Coleman, DePasco, Dougherty and Stoll.

JOINT SESSION

The hour of the Joint Session having arrived, the Senate in a body was admitted and Lieutenant Governor Maxwell, presiding, called the Joint Assembly to order.

The Secretary of the Senate called the roll, which showed a majority of the Senators present:

AYES: 34

Bartle	Bland	Bray	Caskey	Cauthom
Champion	Childers	Clemens	Coleman	Days
DePasco	Dolan	Dougherty	Foster	Gibbons
Goode	Griesheimer	Gross	Jacob	Kennedy
Kinder	Klindt	Loudon	Mathewson	Nodler
Quick	Russell	Scott	Shields	Steelman
Stoll	Vogel	Wheeler	Yeckel	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 000

The Chief Clerk of the House called the roll, which showed a majority of the Representatives present:

AYES: 158

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brooks	Brown	Bruns	Burnett
Byrd	Campbell	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Hunter	Ice	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kratky	Kuessner
Lager	Lembke	LeVota	Liese	Lipke
Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Merideth	Miller	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Richard	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Townley	Viebrock	Villa
Vogt	Wagner	Walker	Wallace	Walsh
Walton	Ward	Wasson	Whorton	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 005

Carnahan	George	Kingery	Lawson	Reinhart
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ESCORT COMMITTEE

The Speaker appointed the following committee to escort His Excellency Governor Bob Holden to the dais: Representatives Portwood, Fares, May, Moore, Mayer, Hunter, Abel, Donnelly, Ransdall and Thompson.

The Doorkeeper announced the approach of the Honorable Bob Holden, Governor of the State of Missouri. The Governor was duly escorted to the House Chamber and the Speaker's dais, where he delivered the following message to the assembly in Joint Session.

**STATE OF THE STATE ADDRESS
BY
GOVERNOR BOB HOLDEN**

January 15, 2003

Mr. President, Madam Speaker, Mr. President Pro Tem, Distinguished State Officials, Mr. Chief Justice, Honored Members of the Missouri Supreme Court, Members of the 92nd General Assembly, First Lady Lori Hauser Holden, and Citizens of the State of Missouri:

I come before you today, the 15th of January, on the anniversary of the birth of one of our greatest American leaders, Dr. Martin Luther King, Jr.

Had his life not been tragically ended at the age of 39, he would be 74 today.

Yet in that short life span, the words he spoke and the principles he stood for...fought for...and died for...had such an impact that they continue to help chart our course today.

In the face of threats and intimidation that he and other civil rights leaders faced, Dr. King taught us the important lesson of perseverance.

And, he warned us against the temptation of "wallowing in the valley of despair".

He had a Dream...and in spite of seemingly impossible obstacles, he held firm to that Dream.

Today, Dr. King's wisdom and leadership can guide us as we move forward in challenging times.

President Franklin Roosevelt faced such times.

He faced the greatest economic depression this country has ever known, and he taught us that when you lead with "frankness and vigor", you are met with "understanding and support".

Our own Harry Truman faced tough economic times as President.

Yet he offered the American people straight talk and a plan....a plan he called his Fair Deal.

This plan proposed reforms and some tough medicine, but it did not sacrifice the future.

Instead it protected the future by emphasizing education and research.

From these leaders we have learned to have a dream...to have perseverance...to be honest about our situation....and to have a plan to move forward.

Like these leaders, we must overcome the challenges of the present.

We must turn our challenges into opportunities.

Each of you has come here to do your best for your district and the people you represent.

Some of you are returning for your final term as a state senator or state representative.

You have a unique opportunity to offer wisdom, experience, and knowledge to help us meet the most challenging budgetary situation faced by our state since the Great Depression.

Many of you are here for the very first time.

Never before have these chambers had such an influx of new faces.

And for the first time in years, we have a divided government...with one party controlling the executive branch and another controlling the legislature.

Cynics might say that this kind of divided government cannot work.

For the sake of the people of the State of Missouri, I say it must!

I welcome your energy and enthusiasm.

I welcome your new ideas.

To each and every one of you, I want to reiterate what I said November 7th, following your election.

I want to work with anyone - Democrat or Republican, veteran legislator or freshman - who comes here to help move our state forward.

We must all remember why the voters sent us here.

In the weeks ahead, you will hear a lot about bills and amendments, hearings and caucuses, appropriations and withholdings, and thousands of other things.

But at the end of the day, our work isn't about any of that.

Our work is about people.

Our work is about those people back home who have put their trust in us.

This job is about what we can do to help our citizens live decent lives and help our children grow up safe, well educated, and ready to work.

It is about providing jobs for our workers and helping our seniors retire in dignity.

The citizens of Missouri look to us for all these things.

They look to you and me to lead through challenging economic times.

Some may think that we must stop dead in our tracks in our efforts to make Missouri a better place to learn, work, and live.

Some may think our days of progress are over.

I reject that!

In tough times, it is more important than ever that we continue to lead and to achieve.

Let's look at all we have accomplished.

In the past two years, we increased funding for education at the elementary and secondary level, while 17 other states chose to cut funding for education.

We've made real progress in our schools.

Reading scores are up.

ACT scores are up.

Our school dropout rate is down.

We have doubled the number of teachers who are nationally board certified.

We've added character education programs and accountability programs.

We now have individual school report cards and parents can go on-line to see how their child's school sizes up.

At our universities, we've increased support for life sciences because we know this is the key to our future knowledge-based economy.

We passed landmark legislation to improve health care for women.

We have continued our MC+ for Kids program, providing health care for previously uninsured children.

And we've done something the federal government has failed to do - we passed a prescription drug plan for our seniors.

We've made all these accomplishments while maintaining our Triple A bond rating.

Only seven other states have such a high rating.

This top rating means the financial market has the highest confidence in our management ability.

We were the first state in the nation to create an Office of Homeland Security.

I pulled together leaders from many different professions - health, emergency services, transportation, and law enforcement - to improve security at every level.

Because of their work, we have already seen improvements in communications and law enforcement and emergency response efforts that will serve us well in a variety of situations.

We have accomplished all of these things, while keeping the budget in balance, as our constitution requires.

Now is not the time to turn back.

JOBS AND THE ECONOMY

As we look to the future, our single most important priority can be summed up in one word - "jobs".

We must make every effort both to hold on to our good jobs and to move our state more rapidly into the new "knowledge-based economy" of the future.

As you know, the current national economy has not produced a net gain of even one single job during the last two years.

In fact, there has been a net loss of jobs nationally.

In Missouri we must put together a job stimulus effort that makes the right choices that will pay off for the long term.

I am proposing several actions today to help Missouri hold on to good paying manufacturing jobs and to help our state plan for the future.

First, I am calling for a one-percentage point reduction in the corporate tax rate.

If we make certain all businesses pay their fair share, we can broaden our tax base, and we can provide some stimulus to small businesses and all those good corporate citizens in Missouri who are working hard and paying their fair share.

Reducing the corporate tax rate will provide support for Missouri businesses in a time of economic challenge with the goal of growing the economy and creating jobs.

Second, I want to provide the right incentives to protect the right jobs already in Missouri.

Currently, our economic incentive programs primarily concentrate on attracting new businesses to our state.

We must tailor more of our incentives to retain good companies already in Missouri.

It makes no sense to offer incentives to attract companies to Missouri that provide low paying jobs, while Missouri employers with higher wages may be looking elsewhere.

We will insist these incentives be tied to important capital investments such as retooling or investing in new technologies.

In St. Louis alone, this change would help protect the jobs of about 2,600 people with salaries averaging over \$60,000 a year at the Hazelwood Ford Plant.

Missouri's economic future also depends on a quality total transportation system.

However, the public has expressed a lack of confidence in the current structure, and we cannot address under funding until we address accountability.

That is why I am proposing a constitutional amendment that would transfer responsibility for managing the department to the Governor, effective 2005.

If we are to move forward on transportation, the public must know whom to hold accountable.

Finally, we must make Missouri a leader in the new "knowledge-based" economy of the future.

The critical foundation of this effort - the key to Missouri's future is - and must always be - education.

Improving education in our state is the most important step we can take to provide better opportunities for our children and to improve our climate for the knowledge-based economy.

And as we advance to the economy of the future, our investment in higher education becomes even more important.

Investments made in our universities...made when our economy was stronger...were the right investments to make.

Missouri is now poised to move forward in the knowledge-based economy by focusing on innovation and the critical areas of the life sciences, advanced manufacturing, and information technology.

But to quote the Chancellor at the University of Missouri - Columbia, it takes a long time to build up a major research university - one that contributes to our economy and one that competes with other major universities.

And just a short time to tear one down.

Support for our universities is an investment in the jobs of the future.

And that is why I also urge all businesses and corporations in this state to strengthen their commitment to higher education.

Because, if you are in business in Missouri, the benefits of a strong higher education system flow directly to you - from the quality of your future workforce to the research that provides advances in agriculture, technology, life sciences, biotechnology, and advanced manufacturing.

I am taking two steps to strengthen the link between our businesses and higher education.

I am appointing a Commission on the Future of Higher Education.

This voluntary commission will make recommendations on how we can find ways to strengthen the link between higher education and economic growth in our state, how we can improve higher education overall in Missouri, and identify any new funding sources for our colleges and universities.

Second, I have called for a new alliance between businesses and our universities.

I have asked leaders in higher education and in the private sector to create the Research Alliance of Missouri to coordinate research and provide more access to technology for Missouri businesses.

They start their work today.

By these two steps, we can better direct and connect higher education and the economy.

We must make our colleges, universities, and technical schools the engines that fuel our economy of the future.

MISSOURI'S CURRENT BUDGET

We must also resolve our budget situation if we are to move our state forward.

Missouri now faces a projected one billion dollar budget shortfall.

Former Governor Ashcroft's budget director has briefed business leaders in this state to help them better understand the significance of this shortfall.

Perhaps some of you have seen his presentation, in which he points out that only \$6.8 billion of our budget is state general revenue.

The remainder of the budget is federal money earmarked for specific services and dedicated state funds such as money for highways.

This \$6.8 billion is what you and I directly control.

One half of that goes to education - K-12 and higher education.

The other half goes into critical services for the mentally ill, the disadvantaged, and ensuring public safety.

In fact, more than half of the general revenue funded employees in Missouri state government work in our 24-hour institutions - our prisons, mental health hospitals, veterans homes, and group homes.

A one billion dollar shortfall in a \$6.8 billion budget leaves few good options.

We have a challenge...as do forty-five other states.

Time magazine reports that states are facing the most severe budget crisis since World War II.

Our neighbor Kansas, with a budget about half our size, has a \$1 billion shortfall over two years.

Our neighbor to the east, Illinois, has a \$5 billion deficit.

And California has a \$35 billion shortfall.

These examples are telling evidence of the weakness in our national economy.

But knowing that other states share this dilemma does nothing to solve the problems here.

We have to do that ourselves, and it will take a united, focused effort on the part of those in this room today.

It is time for some plain Missouri talk.

To those who suggest we need to cut spending, let me assure you we have...and we will continue to reduce the size of government.

But if we are to be honest, we must acknowledge that already Missouri ranks near the bottom in per capita spending by state government.

In fact, we are 44th in per capita spending.

And if we are to be honest, we must acknowledge the progress we have already made to streamline government.

During the past two years, my administration has done more to reduce the size of government than any other administration - Democrat or Republican - in recent history.

In two years, we have cut \$900 million from the budget and more than 1,000 state jobs to meet the constitutional obligation of keeping the budget balanced.

Last week I approved additional withholdings just to keep our budget balanced through the end of June.

Because of declining revenue due to the national economy, we still have a shortfall in this year's budget, which ends June 30.

One of your first orders of business in this session must be to approve an appropriation for the securitization of the tobacco settlement.

Without this action, deep cuts in education and other vital services will be necessary.

I trust you will see the wisdom of following through and implementing tobacco securitization, as you overwhelmingly approved it last year.

Despite all these efforts, we still have a one billion dollar shortfall next year.

Today I am announcing my plan to meet both our constitutional responsibility to balance the budget and our civic responsibility to provide for the well being of our citizens.

We have combed the budget...department by department...program by program...line by line...looking for savings.

The actions I am announcing today will bring the total reductions I have had to make to \$1.1 billion.

We are making every appropriate effort to cover next year's shortfall, reduce the size of government, and live within our means.

But, to cover the shortfall in cuts alone would require making one billion dollars in additional reductions.

And would require actions that you and I cannot accept.

Some states already have resorted to such actions.

More than 100 school districts in seven states...states like Arkansas and Colorado...are now shutting down their public schools one day a week.

In California, the Governor has called for reductions in health care spending that will deny service to at least 209,000 needy people.

Kentucky has released 567 prison inmates.

This is a road I am not willing to take.

Members of this General Assembly: we are at a crossroads in this state.

We can take the road of the one billion dollar cut - which leads us backward.

This road leads to deep cuts in education, massive layoffs, and significant cuts to vital state services.

Or we can take a better road...the road forward.

One that continues our progress to streamline government, but one that protects and maintains critical services and also leads us to a brighter future.

We can take a road that provides better opportunities for our children and the job producing economy of the future.

Today I am calling on you to take the second road by embracing a new budget plan...one I call the Fair Share Plan.

FAIR SHARE BUDGET

I began discussion of this new plan with legislative leaders last September.

Then I went to other locations throughout the state to share my concerns about the budget with our citizens and to seek their input.

Time and time again, these Missourians told me they did not want vital services cut.

And time and time again, they recognized that an investment in education is an investment in jobs.

The people of Missouri have said they want their priorities funded.

Today I come to you with a plan that protects those priorities...one that continues our efforts to reduce the size of government, but one that does not sacrifice our future.

One important element of this Fair Share Budget is to close special interest loopholes that do nothing to grow our economy.

The vast majority of Missouri businesses do not benefit from these special breaks, which create a larger tax burden for the rest of our businesses.

And eliminating them is long overdue.

Some of these loopholes are blatantly unfair and were simply written to carve out breaks for special interests.

Some were well intentioned at one time, but have now outlived their usefulness.

And some were simply bad ideas or poorly written.

Many tax lawyers and accountants have developed a good eye for spotting gray areas of our law.

There's nothing illegal about that.

But I am reminded of W.C. Fields, who once said that his purpose for reading the Bible was to look for loopholes.

Tax advisors for special interests read the law the same way.

We have given them way too much easy reading.

My staff and I have spent the last four months working with business leaders and economists across this state.

Together we have identified a number of loopholes that should be closed.

For example, one of these loopholes allows national franchises to avoid paying corporate income taxes in Missouri by setting up dummy corporations in states that charge no corporate tax.

National franchises get this tax break, while the local hardware stores and corner drugstores pay their fair share.

Twenty-five other states, including our neighbor Illinois, have already closed this loophole, which costs Missouri millions every year.

Another Missouri tax loophole exempts royalties, dividends, and interest income Missouri businesses receive from their out-of-state interests.

This is essentially income that is not taxed anywhere.

This money is generated by corporate activity in our state and should be treated like other Missouri income.

We are the only state in the nation to offer this break, and it is costing us \$31 million every year.

When small Missouri businesses and working families see these perks that have been carved out for a few, their confidence in the fairness of our government is eroded.

They know that special interest tax loopholes are the worst form of wasteful spending.

By making these changes in our laws, we restore equity to our system, and we will generate revenue to allow us to meet our goals for the future.

Closing loopholes will allow us to make the one-percentage point corporate tax rate reduction we need to stimulate our economy.

It does not put an undue burden on any corporation to pay the taxes that most Missouri businesses have been paying all along.

But even when we close these loopholes, we will still be left with a major revenue hole in the budget.

Therefore, I am proposing that we increase the admission fee on gaming boats by \$2.00, raise the gross receipt tax by two percent, and eliminate loss limits.

These steps will protect the school foundation formula from cuts.

I will also seek a cigarette tax dedicated to health care.

But in this proposal, the money will be needed to protect existing health care needs, including health care for our low-income elderly.

I propose these two revenue increases - gaming fees and cigarette taxes - as an alternative to a general tax.

These are optional taxes that most citizens won't have to pay.

Finally, I propose a five-percent surcharge on individual income tax on households making more than \$200,000 a year.

This proposal will only affect two percent of Missourians.

Changing our tax structure is never easy.

But responsible leadership demands such action.

My Fair Share Budget guarantees needed revenue but not at the expense of the majority of the working families of Missouri, who already pay their fair share.

If implemented, these actions will prevent deep cuts.

My plan ensures that we continue toward a goal of a leaner state government.

But I do not want it to be a meaner state government.

I know we must make additional savings.

This is one of the toughest budgets that has ever been proposed.

We have made major cuts, and they have been painful.

And we will continue to make cuts.

But we cannot cut and cut alone.

We cannot cut ourselves out of this hole without sacrificing our future and our economy.

We cannot cut ourselves out of this hole without hurting our most vulnerable citizens.

In fact, we must strengthen our resolve to protect our foster care children.

This past fall I ordered an investigation of our foster care program, and as a result, I have ordered a restructuring of the program and several personnel changes.

I have proposed a new children's division in the Department of Social Services and an ombudsman to investigate complaints and monitor children's services.

And the budget I present today prevents cuts in funding for children in state custody.

We must also strengthen our resolve to protect our elderly.

I am proposing tougher laws to protect the elderly in our nursing homes.

This is the opportunity to show our elderly we are on their side.

We must pass the Senior Care and Protection Act.

And we must strengthen our resolve to support another group of good Missourians who deserve our support...our state workers.

Missouri state workers have not had a cost of living pay increase in two years.

Regrettably, our budget crisis means we cannot fund an across the board increase this year.

But my budget does include an early retirement plan for state workers, which would save \$24 million, and allow us to provide a modest increase of \$600 annually to state workers who make less than \$40,000.

This increase would be directed to those on the front line of service.

These are the workers who provide the security in our prisons, the assistance in our schools for the blind and the deaf, and the care in our state hospitals.

Time and time again, I have expressed to them my appreciation.

But praise and thanks do not put food on the table.

As we begin this new 2003 legislative session, I want to again welcome all new legislators of both parties.

I want to reiterate my commitment to work with you to govern our state responsibly.

On the opening day of this legislative session, much attention was given in both chambers to the problems we face as Missourians and much was said about what we want for Missourians.

But not one idea was put forward as to how we achieve these goals.

What Missourians expect from us is neither rhetoric nor a partisan battle over whether we have a revenue problem or a spending problem.

What Missourians expect from us is leadership and solutions.

I come to you today with solutions...solutions that meet our constitutional duty to produce a balanced budget and still preserve the key services Missourians expect state government to provide.

Your responsibility now is to send me a balanced budget.

But let me be clear as this process begins:

I will not sign a budget that cuts one billion dollars.

A budget balanced on the backs of hard working Missouri families is not acceptable.

I will not consider a plan that destroys an opportunity for quality public education for all our children...nor will I tolerate schemes to steal money from our poor schools and our rural schools to fund our richest schools.

I will not sit on the sidelines and let our legislative leaders try to pit higher education against elementary and secondary education.

We are all in this together.

Such actions would violate our duty to our children and their future.

And I will not accept a plan that hurts our working families and turns our back on our most vulnerable - our elderly, our disabled, or our children in foster care.

KEEPING FAITH WITH THE FUTURE

Today I am submitting a Fair Share Budget that provides a solution to our one billion dollar deficit.

But it requires us to work together with resolve.

This budget requires continued cuts...but not cuts that sacrifice our priorities.

This plan is a solution to our one billion dollar deficit for fiscal year 2004.

This is a budget that allows us to keep faith with the future.

Our great leaders of the past kept faith with the future.

Dr. King did not wallow in the valley of despair.

Instead he focused on the dream for a better tomorrow.

Harry Truman did not abandon the future.

In fact, it is said that Truman, from the time of his high school graduation, kept in his wallet these lines by the great poet Tennyson:

"For I dipped into the future, far as the human eye could see, saw the Vision of the world...all the wonder that could be."

Our challenges today pale in comparison to those faced by our parents and grandparents - who fought our great wars, survived the Great Depression, and worked long and hard every day of their lives.

They kept faith with the future by investing in education, in the interstate highway system, in engineering and medical research and space exploration.

We have a commitment to our parents...to our children...and our grandchildren.

Our future demands that we embrace the economy of tomorrow by making the right investments now.

As we deal with the realities of today, we must keep our faith with the future.

We must look ahead as far as the eye can see...to find a vision for our state...and all the wonder it can be.

Thank you.

The Joint Session was dissolved by Senator Gibbons.

Speaker Hanaway resumed the Chair.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTION

The following House Concurrent Resolution was read the first time and copies ordered printed:

HCR 7, introduced by Representative El-Amin, relating to the St. Louis Central Office of the Division of Workforce Development.

INTRODUCTION OF HOUSE JOINT RESOLUTION

The following House Joint Resolution was read the first time and copies ordered printed:

HJR 7, introduced by Representatives Whorton, Johnson (90), Sager, Townley, Kuessner and Kelly (36), et al, relating to the right to hunt, fish, and harvest game.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 188, introduced by Representative Munzlinger, relating to the establishment of the Missouri sheriff methamphetamine relief team.

HB 189, introduced by Representatives Parker, McKenna, Bearden, Fares, Avery, Kratky and Abel, et al, relating to appropriations for community college district maintenance funds.

HB 190, introduced by Representatives Fares, St. Onge, Behnen, Fraser and Holand, et al, relating to the taxation of nonresident professional athletes and entertainers.

HB 191, introduced by Representatives Fares, St. Onge and Byrd, relating to senior citizens property tax relief.

HB 192, introduced by Representative Luetkemeyer, relating to health insurance coverage for cancer.

HB 193, introduced by Representative Luetkemeyer, et al, relating to mandated benefits for health insurance.

HB 194, introduced by Representatives Stevenson, Jackson, Smith (14), Dixon, Wilson (130), Moore, Bough, Emery, Baker and Wallace, et al, relating to assault crimes.

HB 195, introduced by Representatives Curls, Johnson (47), Jolly, Wilson (42), Campbell, Lowe and Walker, relating to police relief and pension systems.

HB 196, introduced by Representatives Sager, Lowe, LeVota, Wildberger, Young, Curls, Jolly and Bland, et al, relating to the establishment of a recruitment campaign for adoptive and foster care families.

HOUSE RESOLUTION

HR 9, with **House Committee Amendment No. 1**, **House Committee Amendment No. 2**, **House Committee Amendment No. 3**, **House Committee Amendment No. 4**, **House Committee Amendment No. 5**, **House Committee Amendment No. 6**, **House Committee Amendment No. 7** and **House Committee Amendment No. 8**, relating to House Rules, was taken up by Representative Crowell.

On motion of Representative Crowell, **House Committee Amendment No. 1** was adopted.

On motion of Representative Crowell, **House Committee Amendment No. 2** was adopted.

On motion of Representative Crowell, **House Committee Amendment No. 3** was adopted.

On motion of Representative Crowell, **House Committee Amendment No. 4** was adopted.

On motion of Representative Crowell, **House Committee Amendment No. 5** was adopted.

Representative Wright offered **House Substitute Amendment No. 1 for House Committee Amendment No. 6**.

*House Substitute Amendment No. 1
for
House Committee Amendment No. 6*

AMEND House Resolution No. 9, Page 30, Rule 29, in the first sentence by deleting the words “, except the Budget Committee,”; and

Further amend Rule 29 in the second paragraph by deleting the words “Except for the Budget Committee, notice”, and inserting in lieu thereof the word “**Notice**”.

On motion of Representative Wright, **House Substitute Amendment No. 1 for House Committee Amendment No. 6** was adopted.

On motion of Representative Crowell, **House Committee Amendment No. 7** was adopted.

On motion of Representative Crowell, **House Committee Amendment No. 8** was adopted.

Representative Crowell offered **House Amendment No. 1**.

House Amendment No. 1 was withdrawn.

Representative Crowell offered **House Amendment No. 1.**

House Amendment No. 1

AMEND House Resolution No. 9, Page 22, Rule 5, in the first sentence, by deleting the word “following” and inserting in lieu thereof the word “**of**”; and

Further amend Rule 25(6) after the words “Department of Health” by adding the words “**Senior Services**”; and

Further amend Rule 25(10) after the words “social services” by adding the words “**and housing**”.

On motion of Representative Crowell, **House Amendment No. 1** was adopted.

Representative Viebrock offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Resolution No. 9, Page 34, Rule 45(b), by deleting the same and renumbering the remaining subparagraphs in Rule 45.

On motion of Representative Viebrock, **House Amendment No. 2** was adopted.

Representative Ransdall offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Resolution No. 9, Rule 59, Page 36, Line 5 of said rule, by deleting the word “printed” and substituting the word “**listed**”.

On motion of Representative Ransdall, **House Amendment No. 3** was adopted.

Representative Johnson (90) offered **House Amendment No. 4.**

House Amendment No. 4

AMEND House Resolution No. 9, Page 24, Rule 21, Line 1, by inserting after the word “necessary” the following: “**and authorized by the Committee on Administration and Accounts**”.

Representative Johnson (90) moved that **House Amendment No. 4** be adopted.

Which motion was defeated.

Representative Riback Wilson (25) offered **House Amendment No. 5.**

House Amendment No. 5

AMEND House Resolution No. 9, Rule 25(10), by inserting after the word “health” in the first sentence the following: “**, well-being,**”.

On motion of Representative Riback Wilson (25), **House Amendment No. 5** was adopted.

Representative Riback Wilson (25) offered **House Amendment No. 6**.

House Amendment No. 6 was withdrawn.

Representative Graham offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Resolution No. 9, Rule 25(10), by deleting all of said Rule 25(10) and inserting in lieu thereof the following:

“(10) The Committee on Child and Family Welfare and Security. The Committee on Child and Family Welfare and Security may consider and report upon bills and matters referred to it relating to the health, welfare, and security of children and families. The committee may also consider and report upon bills and matters referred to it relating to social services.”; and

Further amend intersectional references accordingly.

Speaker Pro Tem Jetton assumed the Chair.

Representative Riback Wilson (25) offered **House Substitute Amendment No. 1 for House Amendment No. 6**.

*House Substitute Amendment No. 1
for
House Amendment No. 6*

AMEND House Resolution No. 9, Rule 25(10), by deleting from the caption and the first sentence the words “The Committee on Child and Family Security” and inserting in lieu thereof the following: **“The Committee on Children and Families”**; and

Further amend Rule 24, by deleting “Child and Family Security” and inserting in lieu thereof the following: **“Children and Families”**.

On motion of Representative Riback Wilson (25), **House Substitute Amendment No. 1 for House Amendment No. 6** was adopted.

Representative Harris (23) offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Resolution No. 9, Page 25 of the Journal of the House, Line 36, by inserting after all of said line the following:

“32. Higher Education.”; and

Further amend said resolution, Page 29 of the Journal of the House, Line 30, by inserting after all of said line the following:

"(32) *The Committee on Higher Education. The Committee on Higher Education may consider and report upon bills and matters referred to it relating to higher education in the state, including teachers, financing, property, indebtedness, and curriculum.*"; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Harris (23) moved that **House Amendment No. 7** be adopted.

Which motion was defeated by the following vote:

AYES: 069

Abel	Adams	Barnitz	Bishop	Bland
Boykins	Bringer	Brooks	Burnett	Campbell
Corcoran	Curls	Darroug	Daus	Davis 122
Donnelly	Dougherty	El-Amin	Fraser	George
Graham	Green	Hampton	Harris 110	Harris 23
Henke	Hilgemann	Hoskins	Hubbard	Johnson 61
Johnson 90	Jolly	Jones	Kelly 36	Kratky
Kuessner	LeVota	Liese	Lowe	McKenna
Meiners	Muckler	Page	Ransdall	Sager
Salva	Schoemehl	Seigfreid	Selby	Shoemyer
Skaggs	Spreng	Thompson	Villa	Vogt
Wagner	Walker	Walsh	Walton	Ward
Whorton	Wildberger	Willoughby	Wilson 25	Wilson 42
Witte	Yaeger	Young	Zweifel	

NOES: 087

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Guest
Hobbs	Holand	Hunter	Ice	Jackson
Jetton	Johnson 47	Kelly 144	Lager	Lembke
Lipke	Luetkemeyer	Marsh	May	Mayer
Miller	Moore	Morris	Munzlinger	Myers
Nieves	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Rector	Richard
Roark	Ruestman	Rupp	Sander	Schaaf
Schlottach	Schneider	Self	Shoemaker	Smith 118
Smith 14	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Threlkeld	Townley	Viebrock	Wallace
Wasson	Wilson 119	Wilson 130	Wood	Wright
Yates	Madam Speaker			

PRESENT: 000

ABSENT WITH LEAVE: 007

Carnahan	Haywood	King	Kingery	Lawson
Merideth	Reinhart			

Representative Zweifel offered **House Amendment No. 8.**

House Amendment No. 8

AMEND House Resolution No. 9, Rule 24, Subsection (12), by inserting “, **Environment**” immediately after the word “Conservation”; and

Further amend said Rule, Subsection (22), by inserting “**and Urban Affairs**” after the words “Local Government”; and

Further amend said Rule, Subsection (31), by inserting at the beginning of said line the following: “**Labor,**”; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Zweifel moved that **House Amendment No. 8** be adopted.

Which motion was defeated by the following vote:

AYES: 069

Abel	Adams	Barnitz	Bishop	Bland
Boykins	Bringer	Brooks	Burnett	Campbell
Corcoran	Curls	Darrough	Daus	Davis 122
Donnelly	Dougherty	El-Amin	Fraser	George
Graham	Green	Hampton	Harris 110	Harris 23
Henke	Hilgemann	Hoskins	Hubbard	Johnson 61
Johnson 90	Jolly	Jones	Kelly 36	Kratky
Kuessner	LeVota	Liese	Lowe	McKenna
Meiners	Muckler	Page	Ransdall	Sager
Salva	Schoemehl	Seigfreid	Selby	Shoemyer
Skaggs	Spreng	Thompson	Villa	Vogt
Wagner	Walker	Walsh	Walton	Ward
Whorton	Wildberger	Willoughby	Wilson 25	Wilson 42
Witte	Yaeger	Young	Zweifel	

NOES: 085

Angst	Avery	Baker	Bearden	Behnen
Bivins	Black	Bough	Brown	Bruns
Byrd	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dusenberg	Emery	Engler
Ervin	Fares	Goodman	Guest	Hobbs
Holand	Hunter	Icet	Jackson	Jetton
Johnson 47	Kelly 144	Lager	Lembke	Lipke
Luetkemeyer	Marsh	May	Mayer	Miller
Moore	Morris	Munzlinger	Nieves	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Rector	Richard	Roark	Ruestman
Rupp	Sander	Schaaf	Schlottach	Schneider
Self	Shoemaker	Smith 118	Smith 14	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Threlkeld
Townley	Viebrock	Wallace	Wasson	Wilson 119
Wilson 130	Wood	Wright	Yates	Madam Speaker

PRESENT: 000

ABSENT WITH LEAVE: 009

Bean	Carnahan	Haywood	King	Kingery
Lawson	Merideth	Myers	Reinhart	

Representative Johnson (90) offered **House Amendment No. 9.**

House Amendment No. 9

AMEND House Resolution No. 9, Rule 25(9)(b), Line 2, by deleting the following: "[100,000]"; and inserting in lieu thereof the following: "**\$50,000**"; and

Further amend said Rule, Line 6, by deleting the following: "[\$100,000]" and inserting in lieu thereof the following: "**\$50,000**".

Representative Johnson (90) moved that **House Amendment No. 9** be adopted.

Which motion was defeated by the following vote:

AYES: 067

Adams	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Campbell	Corcoran
Curls	Darrough	Daus	Davis 122	Donnelly
Dougherty	El-Amin	Fraser	Graham	Green
Hampton	Harris 110	Harris 23	Henke	Hilgemann
Hoskins	Hubbard	Johnson 61	Johnson 90	Jolly
Jones	Kelly 36	Kratky	Kuessner	LeVota
Liese	Lowe	McKenna	Meiners	Muckler
Page	Ransdall	Sager	Salva	Schoemehl
Seigfreid	Selby	Shoemyer	Skaggs	Spreng
Thompson	Villa	Vogt	Wagner	Walker
Walsh	Walton	Ward	Whorton	Wildberger
Willoughby	Wilson 25	Wilson 42	Witte	Yaeger
Young	Zweifel			

NOES: 087

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Guest
Hobbs	Holand	Hunter	Icet	Jackson
Jetton	Johnson 47	Kelly 144	Lager	Lembke
Lipke	Luetkemeyer	Marsh	May	Mayer
Miller	Moore	Morris	Munzlinger	Myers
Nieves	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Rector	Richard
Roark	Ruestman	Rupp	Sander	Schaaf
Schlottach	Schneider	Self	Shoemaker	Smith 118
Smith 14	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Threlkeld	Townley	Viebrock	Wallace

Wasson	Wilson 119	Wilson 130	Wood	Wright
Yates	Madam Speaker			

PRESENT: 000

ABSENT WITH LEAVE: 009

Abel	Carnahan	George	Haywood	King
Kingery	Lawson	Merideth	Reinhart	

Representative Johnson (90) requested a verification of the roll call on the motion to adopt **House Amendment No. 9.**

Representative El-Amin offered **House Amendment No. 10.**

House Amendment No. 10

AMEND House Resolution No. 9, Rule 25(20), by inserting the following words after the word “creation” the words “**and retention**”; and deleting the word “and” before the word “development”; and replacing it with “;”.

On motion of Representative El-Amin, **House Amendment No. 10** was adopted.

Representative Sager offered **House Amendment No. 11.**

House Amendment No. 11

AMEND House Resolution No. 9, Rule 30, by deleting from the first sentence the words “of the committee at least one legislative day in advance of said consideration”; and

Further amend said Rule by deleting the last sentence of said Rule.

Representative Sager moved that **House Amendment No. 11** be adopted.

Which motion was defeated.

Representative Wilson (42) offered **House Amendment No. 12.**

House Amendment No. 12 was withdrawn.

Representative Wilson (42) offered **House Amendment No. 12.**

House Amendment No. 12

AMEND House Resolution No. 9, Page 27, Rule 25(15), by inserting an open bracket (I) before the word “elementary”; and

Further amend said Resolution, page and section, by inserting a closed bracket (J) before the word “in”; and

Further amend said Resolution, page and section, by inserting the following: “**life-long learning**”.

On motion of Representative Wilson (42), **House Amendment No. 12** was adopted.

On motion of Representative Crowell, **HR 9, as amended**, was adopted by the following vote:

AYES: 152

Adams	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberry
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Ice	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	Kratky	Kuessner	Lager	Lembke
LeVota	Liese	Lipke	Lowe	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Miller	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Richard	Roark	Ruestman
Rupp	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Townley	Viebrock	Villa
Vogt	Wagner	Walker	Wallace	Walsh
Walton	Ward	Wasson	Wildberger	Willoughby
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 003

Sager	Selby	Whorton
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PRESENT: 000

ABSENT WITH LEAVE: 008

Abel	Carnahan	Haywood	King	Kingery
Lawson	Merideth	Reinhart		

Speaker Hanaway resumed the Chair.

Representative Crowell, having voted on the prevailing side, moved that the vote by which **HR 9, as amended**, was adopted, be reconsidered.

Which motion was adopted by the following vote:

AYES: 150

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bough	Boykins	Bringer
Brown	Bruns	Burnett	Byrd	Campbell
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Henke	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
Kratky	Kuessner	Lager	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Richard	Roark	Ruestman	Rupp
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Townley	Viebrock	Villa
Vogt	Wagner	Walker	Wallace	Walsh
Walton	Ward	Wasson	Whorton	Willoughby
Wilson 119	Wilson 130	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 003

Sager	Wildberger	Wilson 25
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PRESENT: 000

ABSENT WITH LEAVE: 010

Bland	Brooks	Carnahan	Haywood	King
Kingery	Lawson	Merideth	Reinhart	Wilson 42

Representative Crowell, having voted on the prevailing side, moved that the vote by which **House Amendment No. 12 to HR 9** was adopted, be reconsidered.

Which motion was adopted by the following vote:

AYES: 153

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins

Bringer	Brooks	Brown	Bruns	Burnett
Byrd	Campbell	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Guest	Hampton	Harris 110	Harris 23	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Ice	Jackson	Jetton	Johnson 47
Johnson 61	Jolly	Jones	Kelly 144	Kelly 36
Kratky	Kuessner	Lager	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Selby	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Wagner	Walker	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Witte	Wood	Wright	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 010

Carnahan	Green	Haywood	Johnson 90	King
Kingery	Lawson	Merideth	Reinhart	Wilson 42

House Amendment No. 12 was withdrawn.

Representative Wilson (42) offered **House Amendment No. 12**.

House Amendment No. 12 was withdrawn.

Representative Wilson (42) offered **House Amendment No. 12**.

House Amendment No. 12

AMEND House Resolution No. 9, Page 27, Rule 25(15), Line 2, by inserting the following after the word “education” the following: “**and life-long learning**”.

On motion of Representative Wilson (42), **House Amendment No. 12** was adopted.

On motion of Representative Crowell, **HR 9, as amended**, was adopted by the following vote:

AYES: 151

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brooks	Brown	Bruns	Burnett
Byrd	Campbell	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Guest
Harris 110	Harris 23	Henke	Hilgemann	Hobbs
Holand	Hoskins	Hubbard	Hunter	Iceet
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	Kratky
Kuessner	Lager	Lembke	LeVota	Liese
Lipke	Lowe	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Miller	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Richard	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Self	Shoemaker	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Wagner	Walker	Wallace	Walsh	Walton
Ward	Wasson	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 002

Selby Whorton

PRESENT: 000

ABSENT WITH LEAVE: 010

Carnahan	Emery	Green	Hampton	Haywood
King	Kingery	Lawson	Merideth	Reinhart

MESSAGE FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCR 1**, entitled:

Rejecting the amount of increase in compensation for public officials as recommended by the Citizen's Commission on Compensation for Elected Officials.

SENATE CONCURRENT RESOLUTION NO. 1

Rejecting the amount of increase in compensation for public officials as recommended by the Citizen's Commission on Compensation for Elected Officials.

WHEREAS, in November 1994, the people of Missouri established in the Missouri Constitution an independent citizen's commission that was given primary responsibility to establish a schedule of compensation for public officials based upon a review and study of the duties of elected state officials, judges and members of the General Assembly; and

WHEREAS, the Commission has faithfully undertaken its responsibility and submitted a compensation schedule that provides for an increase in compensation for the affected public officials in the amount of 5.8% and an increase for judges in the amount of \$6,000 per year; and

WHEREAS, the percentage increase recommended by the Citizen's Commission on Compensation for Elected Officials was based upon recommendations made by the Personnel Advisory Board and the Missouri Commission on Total Compensation for all state employees for fiscal year 2004; and

WHEREAS, the Citizen's Commission report makes clear that the Commission intended public officials should be treated the same as all other state employees; and

WHEREAS, the increases ultimately adopted for all state employees may well not be those recommended by the Commission when its schedule was approved and filed; and

WHEREAS, the General Assembly believes that public officials and judges should not receive any cost-of-living increase in compensation, if at all, in excess of the average salary adjustment provided to other state employees; and

WHEREAS, the Missouri Constitution clearly provides that the recommendations of the Commission are subject to appropriations, and therefor may be reduced or rejected by the General Assembly and no increase shall take effect unless and until appropriated:

NOW, THEREFORE, BE IT RESOLVED by the members of the Missouri Senate of the First Regular Session of the Ninety-second General Assembly, the House of Representatives concurring therein, that we hereby reject the Compensation Schedule of the 2002 Report and Compensation Schedule of the Missouri Citizens Commission on Compensation for Elected Officials dated, November 27, 2002.

In which the concurrence of the House is respectfully requested.

WITHDRAWAL OF HOUSE BILL

January 15, 2003

Mr. Steve Davis, Chief Clerk
Missouri House of Representatives
State Capitol Building
Jefferson City, MO 65101

Dear Mr. Davis:

Please withdraw **HB 127**, relating to criminal history records. I have requested a new draft and will be refileing this legislation under a different number.

Thank you.

Very truly yours,

/s/ Philip O. Willoughby

District 33

The following member's presence was noted: Carnahan.

ADJOURNMENT

On motion of Representative Crowell, the House adjourned until 10:00 a.m., Thursday, January 16, 2003.

HOUSE CALENDAR

SIXTH DAY, THURSDAY, JANUARY 16, 2003

HOUSE CONCURRENT RESOLUTION FOR SECOND READING

HCR 7

HOUSE JOINT RESOLUTION FOR SECOND READING

HJR 7

HOUSE BILLS FOR SECOND READING

HB 188 through HB 196

SENATE CONCURRENT RESOLUTION FOR SECOND READING

SCR 1

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

SIXTH DAY, THURSDAY, JANUARY 16, 2003

Representative Holand in the Chair.

Prayer by Reverend James Earl Jackson.

Heavenly Father, Lord of Heaven and Earth, even as it is written, "The Lord looks down from Heaven on the entire human race" so may You look upon us this day.

In the frailty of our existence we approach You asking of Your wisdom and insight.

Clothe us with Your deliberate plan for this day, not stampeded by the urgency of thought or the frenzied pursuit of our own plans. Let the powerful simplicity of Your order and control; direct our hearts, our minds, and our hopes.

Guide our steps so that we may not devise our own ways.

Now, may the grace of our Lord, and the love of God, and the fellowship of the Holy Spirit be with us all. Amen.

The Pledge of Allegiance to the flag was recited.

The Journal of the fifth day was approved as corrected by the following vote:

AYES: 153

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brooks	Brown	Bruns	Burnett
Byrd	Campbell	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Guest
Harris 110	Harris 23	Henke	Hilgemann	Hobbs
Holand	Hoskins	Hubbard	Hunter	Ice
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kratky	Kuessner	Lager	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Rector
Richard	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schneider

Schoemehl	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Townley	Viebrock	Villa
Vogt	Wagner	Walker	Wallace	Walsh
Walton	Ward	Wasson	Whorton	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 010

Carnahan	Graham	Green	Hampton	Haywood
Kingery	Lawson	Merideth	Ransdall	Reinhart

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 66
through

House Resolution No. 72 - Representative Witte
House Resolution No. 73 - Representative Deeken
House Resolution No. 74 - Representative Hunter

House Resolution No. 75
and

House Resolution No. 76 - Representative Witte
House Resolution No. 77 - Representative Lembke (85)
House Resolution No. 78 - Representative Sager
House Resolution No. 79 - Representatives Jolly, Walker and Meiners
House Resolution No. 80 - Representative Ruestman
House Resolution No. 81 - Representative Dixon
House Resolution No. 82 - Representative Taylor
House Resolution No. 83 - Representative Viebrock
House Resolution No. 84 - Representative Harris (110)
House Resolution No. 85 - Representative Reinhart
House Resolution No. 86 - Representative Lager

SECOND READING OF HOUSE JOINT RESOLUTION

HJR 7 was read the second time.

SECOND READING OF HOUSE BILLS

HB 188 through **HB 196** were read the second time.

SECOND READING OF SENATE CONCURRENT RESOLUTION

SCR 1 was read the second time.

INTRODUCTION OF HOUSE JOINT RESOLUTION

The following House Joint Resolution was read the first time and copies ordered printed:

HJR 8, introduced by Representatives Dusenberg, Yates, Pratt, Johnson (47), Baker, Avery and Brown, et al, relating to the department of transportation.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 197, introduced by Representatives Johnson (47), Pratt, Yates, Skaggs, Walker, Dempsey and Wright, et al, relating to tax credits for distressed communities.

HB 198, introduced by Representatives Stevenson, Wilson (130), Ruestman, Smith (14), Bough, Moore, Dixon and Bruns, et al, relating to confinement of persons without process.

HB 199, introduced by Representatives Jolly, Johnson (47), Bishop, Campbell, Burnett, Curls, Wilson (42), Lowe, Meiners, Sager, Young, Walker, Salva, LeVota, Dougherty, Davis (122), Abel, Skaggs, Willoughby, Yaeger, and Darrouh, relating to certain police officers.

HB 200, introduced by Representatives Johnson (47), Villa, Deeken, Fraser and Sander, relating to the death penalty.

HB 201, introduced by Representative Bland, relating to the task force on trade and investment.

HB 202, introduced by Representatives Portwood, Hunter, Whorton, Moore and Merideth, et al, relating to the Missouri calcium initiative.

HB 203, introduced by Representatives Portwood, Myers, Hunter and Cunningham (86), relating to intent statements for certain proposed legislative measures.

HB 204, introduced by Representative Ransdall, relating to enterprise zones.

HB 205, introduced by Representatives Ervin, Bishop, Willoughby, Skaggs and Kelly (36), relating to park concession stands.

HB 206, introduced by Representatives Hunter, Townley, Jetton, Mayer, Emery and Selby, et al, relating to food inspection.

HB 207, introduced by Representative Wagner, relating to bingo and satellite bingo.

HB 208, introduced by Representatives Engler, Jetton, Lipke (157), Mayer and Wagner, et al, relating to the public service commission's jurisdiction of consumer-owned electric corporations.

HB 209, introduced by Representatives Lembke (85), Portwood, Threlkeld, Avery, Cooper (155), Phillips, Ervin, Rupp, Muckler, Dixon, Dougherty, Nieves, Baker and Stevenson, et al, relating to the cloning of human beings.

HB 210, introduced by Representative Kratky, relating to the creation of the gang resistance education and training program fund.

HB 211, introduced by Representatives Merideth, Seigfreid, Davis (122), Mayer and Shoemaker (8), et al, relating to licensing of auctioneers.

HB 212, introduced by Representatives Behnen, Wright, Myers, Bearden, Roark, Shoemaker (8), Wagner, McKenna, Cooper (120), Moore, Smith (14), Quinn, Avery and Stevenson, et al, relating to Missouri state highway patrol salary schedule.

HB 213, introduced by Representatives Myers and Munzlinger, et al, relating to adverse possession actions.

HB 214, introduced by Representatives Myers, Ransdall, Whorton and Lipke (157), et al, relating to income tax revenues from nonresidents.

HB 215, introduced by Representatives Myers, Portwood, Whorton, Shoemaker (8) and Munzlinger, et al, relating to the environmental regulation consistency act.

HB 216, introduced by Representatives Myers, Whorton and Shoemaker (8), et al, relating to the state's leasing of buildings.

HB 217, introduced by Representatives Myers and Portwood, et al, relating to whistleblower protections for physicians.

HB 218, introduced by Representatives Myers, Whorton and Munzlinger, et al, relating to permits issued by the department of natural resources.

HB 219, introduced by Representative Myers, relating to case workers in the division of family services.

COMMITTEE ASSIGNMENTS

ADMINISTRATION AND ACCOUNTS

Miller, Ronnie - Chair

Morris, Larry - Vice-Chair

Behnen, Bob

Cooper, Shannon
Cunningham, Mike
Davis, D.J.
Hampton, Mark
Haywood, Esther
McKenna, Ryan
Reinhart, Annie
Richard, Ron
Salva, Ray
Sander, Therese
Wagner, Wes

AGRICULTURE

Myers, Peter - Chair

Sander, Therese - Vice-Chair
Barnitz, Frank
Bean, Otto
Black, Lanie
Bringer, Rachel
Davis, D.J.
Guest, Jim
Harris, Belinda
Hobbs, Steve
Kelly, Van
Kelly, Gary
King, Jerry
Mayer, Robert
Merideth, Denny
Moore, Danielle
Munzlinger, Brian
Quinn, John
Seigfreid, Jim
Shoemyer, Wes
Townley, Merrill
Ward, Dan
Whorton, Jim
Witte, Terry

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Quinn, John - Chair

Hobbs, Steve - Vice-Chair
Bringer, Rachel
Darrough, Bruce

Guest, Jim
Harris, Belinda
Henke, Wayne
King, Jerry
Kuessner, J.C.
Lager, Brad
Munzlinger, Brian
Myers, Peter
Sager, Mike
Schlottach, Charlie
Townley, Merrill
Viebrock, Jim
Whorton, Jim
Witte, Terry

APPROPRIATIONS - EDUCATION

Fares, Kathlyn - Chair

Wallace, Maynard - Vice-Chair
Baker, Brian
Bishop, Daniel
Burnett, John
Corcoran, Michael
Cunningham, Jane
Graham, Chuck
Harris, Jeff
Haywood, Esther
Hoskins, Ted
Kingery, Gayle
LeVota, Paul
Morris, Larry
Nieves, Brian
Pearce, David
Rector, Rex
Rupp, Scott
Schoemehl, Sue
Walker, Vicki
Wilson, Larry
Wright, Mark

APPROPRIATIONS - GENERAL ADMINISTRATION

Roark, Brad - Chair

Lembke, Jim - Vice-Chair
Deeken, Bill

Dougherty, Curt
Goodman, Jack
Liese, Albert
Lipke, Scott
Luetkemeyer, Blaine
Muckler, Matt
Salva, Ray
Smith, Todd
Spreng, Michael
Sutherland, Mike
Villa, Thomas
Yates, Brian
Young, Terry

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Purgason, Chuck - Chair

Holand, Roy - Vice-Chair
Bean, Otto
Brooks, Sharon Sanders
Campbell, Marsha
Cooper, Wayne
Curls, Melba
Donnelly, Margaret
El-Amin, Yaphett
Johnson, Connie
May, Bob
Page, Sam
Phillips, Susan
Portwood, Charles
Reinhart, Annie
Schaaf, Robert
Skaggs, Trent
Stefanick, Jodi
Stevenson, Bryan
Wilson, Vicky Riback

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Moore, Danielle - Chair

Engler, Kevin - Vice-Chair
Adams, Ray
Behnen, Bob
Bruns, Mark
Cooper, Shannon

Hubbard, Rodney
Hunter, Steve
Kelly, Gary
Kelly, Van
Sander, Therese
Vogt, Michael
Ward, Dan
Wildberger, Ed

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Black, Lanie - Chair

Ervin, Doug - Vice-Chair
Bland, Craig
Boykins, Amber
Crawford, Larry
Cunningham, Mike
Dempsey, Tom
Dethrow, Mike
Icet, Allen
Jones, Robin
Kratky, Fred
Meiners, Kate
Richard, Ron
Smith, Joe
Taylor, Larry
Walsh, Gina
Yaeger, Patricia
Zweifel, Clint

BUDGET

Bearden, Carl - Chair

Lager, Brad - Vice-Chair
Barnitz, Frank
Black, Lanie
Boykins, Amber
Campbell, Marsha
Crawford, Larry
Fares, Kathlyn
Fraser, Barbara
Graham, Chuck
Holand, Roy
Icet, Allen
Johnson, Connie

Lowe, Jenee
Merideth, Denny
Moore, Danielle
Myers, Peter
Purgason, Chuck
Quinn, John
Reinhart, Annie
Roark, Brad
Shoemyer, Wes
Stevenson, Bryan
Walton, Juanita
Wilson, Vicky Riback
Wilson, Yvonne

CHILDREN AND FAMILIES

Phillips, Susan - Chair
Stevenson, Bryan - Vice-Chair
Davis, Cynthia
Dougherty, Curt
Ervin, Doug
Fraser, Barbara
Henke, Wayne
Hobbs, Steve
Holand, Roy
Meiners, Kate
Reinhart, Annie
Walker, Vicki
Wright, Mark
Young, Terry

COMMUNICATIONS, ENERGY AND TECHNOLOGY

Rector, Rex - Chair
Emery, Ed - Vice-Chair
Angst, Randall
Bivins, Walt
Bough, Jerry
Byrd, Richard
Donnelly, Margaret
George, Thomas
Graham, Chuck
Green, Tom
Hilgemann, Robert
Hunter, Jerry

LeVota, Paul
Lowe, Jeneé
Miller, Ronnie
Roark, Brad
Viebrock, Jim
Walsh, Gina
Willoughby, Philip
Wilson, Kevin

CONSERVATION AND NATURAL RESOURCES

Townley, Merrill - Chair
Dethrow, Mike - Vice-Chair
Bough, Jerry
Brown, Jason
Hobbs, Steve
Lawson, Maurice
Liese, Albert
May, Bob
Merideth, Denny
Munzlinger, Brian
Myers, Peter
Quinn, John
Seigfreid, Jim
Self, Tom
Ward, Dan
Whorton, Jim
Willoughby, Philip
Wilson, Larry
Witte, Terry
Zweifel, Clint

CORRECTIONS AND STATE INSTITUTIONS

Kelly, Van - Chair
Guest, Jim - Vice-Chair
Black, Lanie
Hampton, Mark
Harris, Belinda
Hubbard, Rodney
Johnson, Bob
Quinn, John
Rector, Rex
Thompson, Betty

Townley, Merrill
Ward, Dan
Wildberger, Ed

CRIME PREVENTION AND PUBLIC SAFETY

Mayer, Robert - Chair

Nieves, Brian - Vice-Chair
Adams, Ray
Bringer, Rachel
Bruns, Mark
Dixon, Bob
Dusenberg, Gary
Goodman, Jack
Johnson, Rick
Jolly, Cathy
Kelly, Gary
Kelly, Van
Kuessner, J.C.
Lipke, Scott
McKenna, Ryan
Sander, Therese
St. Onge, Neal
Wilson, Yvonne

EDUCATION

Cunningham, Jane - Chair

Baker, Brian - Vice-Chair
Behnen, Bob
Bishop, Daniel
Bivins, Walt
Bough, Jerry
Corcoran, Michael
Davis, D.J.
Dusenberg, Gary
El-Amin, Yaphett
Ervin, Doug
Fares, Kathlyn
Fraser, Barbara
Harris, Jeff
Haywood, Esther
Lembke, Jim
May, Bob
Moore, Danielle

Parker, Sherman
Schoemehl, Sue
Walton, Juanita
Wilson, Kevin
Wilson, Yvonne
Young, Terry

ELECTIONS

May, Bob - Chair

Deeken, Bill - Vice-Chair
Dougherty, Curt
Hoskins, Ted
Icet, Allen
King, Jerry
Seigfreid, Jim
Selby, Harold
Viebrock, Jim
Wagner, Wes
Wasson, Jay
Yates, Brian

ETHICS

Crowell, Jason - Chair

Thompson, Betty - Vice-Chair
Byrd, Richard
Daus, Mike
Hampton, Mark
Hanaway, Catherine
Pratt, Bryan
Villa, Thomas

FINANCIAL SERVICES

Luetkemeyer, Blaine - Chair

Parker, Sherman - Vice-Chair
Brooks, Sharon Sanders
Daus, Mike
Dixon, Bob
Engler, Kevin
Jolly, Cathy
Liese, Albert
Morris, Larry
Pearce, David

Richard, Ron
Roark, Brad
Rupp, Scott
Self, Tom
Skaggs, Trent
Spreng, Michael
Vogt, Michael
Wagner, Wes
Ward, Dan
Wilson, Larry

HEALTH CARE POLICY

Holand, Roy - Chair

Stefanick, Jodi - Vice-Chair
Bland, Craig
Cooper, Wayne
Donnelly, Margaret
Green, Tom
Kingery, Gayle
Morris, Larry
Page, Sam
Pratt, Bryan
Schaaf, Robert
Selby, Harold
Threlkeld, Kevin

HOMELAND SECURITY AND VETERANS AFFAIRS

Shoemaker, Chris - Chair

Cooper, Wayne - Vice-Chair
Angst, Randall
Avery, Jim
Bough, Jerry
Brown, Jason
Carnahan, Russ
Jackson, Jack
LeVota, Paul
Ruestman, Marilyn
Salva, Ray
Schoemehl, Sue
Self, Tom
Smith, Joe
Vogt, Michael
Walsh, Gina

Ward, Dan
Wildberger, Ed

JOB CREATION AND ECONOMIC DEVELOPMENT

Dempsey, Tom - Chair

Pearce, David - Vice-Chair
Adams, Ray
Bringer, Rachel
Curls, Melba
Dixon, Bob
El-Amin, Yaphett
Emery, Ed
Hoskins, Ted
Jackson, Jack
Kratky, Fred
Lembke, Jim
Richard, Ron
Schneider, Vicki
Schoemehl, Sue
Shoemaker, Chris
Taylor, Larry
Thompson, Betty
Vogt, Michael
Wood, Dennis

JUDICIARY

Byrd, Richard - Chair

Pratt, Bryan - Vice-Chair
Bishop, Daniel
Burnett, John
Carnahan, Russ
Goodman, Jack
Harris, Jeff
Jetton, Rod
Johnson, Connie
Johnson, Rick
Lipke, Scott
Mayer, Robert
Ruestman, Marilyn
Stevenson, Bryan
Viebrock, Jim

Vogt, Michael
Willoughby, Philip
Yates, Brian

LOCAL GOVERNMENT

Johnson, Bob - Chair
Brown, Jason - Vice-Chair
Angst, Randall
Boykins, Amber
Curls, Melba
Daus, Mike
Davis, Cynthia
Dethrow, Mike
Emery, Ed
Engler, Kevin
George, Tom
Phillips, Susan
Salva, Ray
Schneider, Vicki
Seigfreid, Jim
Villa, Thomas
Wagner, Wes
Wasson, Jay

PROFESSIONAL REGISTRATION AND LICENSING

Behnen, Bob - Chair
Schaaf, Robert - Vice-Chair
Avery, Jim
Dougherty, Curt
Holand, Roy
Jones, Robin
Kratky, Fred
Lager, Brad
Page, Sam
Portwood, Chuck
Ruestman, Marilyn
Shoemyer, Wes
Stefanick, Jodi
Wasson, Jay
Yaeger, Patricia

RETIREMENT

Smith, Todd - Chair

Rupp, Scott - Vice-Chair

Bean, Otto

Bland, Craig

Bough, Jerry

Davis, D.J.

Dempsey, Tom

Haywood, Esther

Kelly, Gary

King, Jerry

Muckler, Matt

Threlkeld, Kevin

SENIOR SECURITY

Portwood, Charles - Chair

Schneider, Vicki - Vice-Chair

Bean, Otto

Brooks, Sharon Sanders

Carnahan, Russ

Engler, Kevin

Luetkemeyer, Blaine

Muckler, Matt

Salva, Ray

Schlottach, Charles

Skaggs, Trent

Spreng, Michael

Sutherland, Mike

Threlkeld, Kevin

Wilson, Kevin

Wood, Dennis

Yaeger, Patricia

Young, Terry

SMALL BUSINESS

St. Onge, Neal - Chair

Angst, Randall - Vice-Chair

Adams, Ray

Baker, Brian

Cunningham, Mike

Darrough, Bruce

Davis, Cynthia

Dougherty, Curt
Fares, Kathlyn
Jolly, Cathy
McKenna, Ryan
Nieves, Brian
Parker, Sherman
Skaggs, Trent
Wasson, Jay
Zweifel, Clint

TAX POLICY

Cooper, Shannon - Chair

Sutherland, Mike - Vice-Chair
Baker, Brian
Bland, Craig
Campbell, Marsha
Darrough, Bruce
Davis, Cynthia
Goodman, Jack
Hilgemann, Robert
Icet, Allen
Lipke, Scott
Sager, Mike
Shoemaker, Chris
Smith, Todd
St. Onge, Neal
Walker, Vicki
Wilson, Vicki Riback
Zweifel, Clint

TOURISM AND CULTURAL AFFAIRS

Marsh, B.J. - Chair

Taylor, Larry - Vice-Chair
Bruns, Mark
Cooper, Wayne
Curls, Melba
Deeken, Bill
El-Amin, Yaphett
Fares, Kathlyn
Jackson, Jack
Kuessner, J.C.
McKenna, Ryan
Meiners, Kate

Reinhart, Annie
Selby, Harold
Villa, Thomas
Wallace, Maynard
Walton, Juanita
Wood, Dennis

TRANSPORTATION AND MOTOR VEHICLES

Crawford, Larry - Chair

Schlottach, Charles - Vice-Chair
Avery, Jim
Black, Lanie
Brooks, Sharon Sanders
Corcoran, Michael
Daus, Mike
Donnelly, Margaret
Dusenberg, Gary
Engler, Kevin
Green, Tom
Henke, Wayne
Hilgemann, Robert
Jones, Robin
Kingery, Gayle
Kuessner, J.C.
Lager, Brad
Rector, Rex
Smith, Joe
Threlkeld, Kevin

WORKFORCE DEVELOPMENT AND WORKPLACE SAFETY

Hunter, Steve - Chair

Wilson, Kevin - Vice-Chair
Bivins, Walt
Burnett, John
Cunningham, Jane
George, Tom
Harris, Jeff
Hubbard, Rodney
Johnson, Rick
Johnson, Bob
Lowe, Jenee
Luetkemeyer, Blaine
Phillips, Susan

Smith, Todd
Wallace, Maynard
Walsh, Gina

REFERRAL OF HOUSE CONCURRENT RESOLUTION

The following House Concurrent Resolution was referred to the Committee indicated:

HCR 6 - Rules

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 27 - Tax Policy
HB 29 - Transportation and Motor Vehicles
HB 30 - Education
HB 32 - Tax Policy
HB 39 - Education
HB 40 - Crime Prevention and Public Safety
HB 43 - Judiciary
HB 44 - Judiciary
HB 45 - Education
HB 46 - Homeland Security and Veterans Affairs
HB 48 - Education
HB 51 - Education
HB 53 - Tax Policy
HB 60 - Tax Policy
HB 61 - Transportation and Motor Vehicles
HB 70 - Children and Families
HB 72 - Homeland Security and Veterans Affairs
HB 73 - Financial Services
HB 74 - Workforce Development and Workplace Safety
HB 75 - Transportation and Motor Vehicles
HB 76 - Education
HB 77 - Education
HB 79 - Local Government
HB 80 - Local Government
HB 82 - Professional Registration and Licensing
HB 83 - Conservation and Natural Resources
HB 91 - Crime Prevention and Public Safety
HB 93 - Corrections and State Institutions
HB 101 - Tax Policy
HB 102 - Professional Registration and Licensing
HB 106 - Transportation and Motor Vehicles

HB 108 - Tax Policy
HB 109 - Education
HB 110 - Tax Policy
HB 111 - Judiciary
HB 112 - Health Care Policy
HB 114 - Agriculture
HB 115 - Conservation and Natural Resources
HB 116 - Tax Policy
HB 117 - Education
HB 119 - Tax Policy
HB 121 - Health Care Policy
HB 122 - Local Government
HB 129 - Financial Services
HB 131 - Retirement
HB 132 - Education
HB 134 - Budget
HB 135 - Judiciary
HB 136 - Crime Prevention and Public Safety
HB 137 - Transportation and Motor Vehicles
HB 140 - Transportation and Motor Vehicles
HB 141 - Judiciary
HB 142 - Communications, Energy and Technology
HB 143 - Tax Policy
HB 144 - Tourism and Cultural Affairs
HB 145 - Health Care Policy
HB 148 - Crime Prevention and Public Safety
HB 185 - Children and Families

WITHDRAWAL OF HOUSE BILLS

January 15, 2003

The Honorable Catherine Hanaway
Speaker of the House
State Capitol Bldg., Rm. 308
Jefferson City, MO 65101

Dear Speaker:

Respectfully, I would like to withdraw **HB 153**. This bill would change the qualification age of jury service from 21 to 18.

I have received substantial interest from several colleagues so I will be receiving signatures from those co-signers and will then re-file this bill.

Thank you for your assistance.

Sincerely,

/s/ Jim Avery

District 95

January 16, 2003

Mr. Steve Davis, Chief Clerk
Missouri House of Representatives
Room 306C
State Capitol

Dear Mr. Davis:

I would like to withdraw **HB 92**. I will be refiling this legislation under a different number.

Thank you.

Sincerely,

/s/ Rep. Mark Wright

Asst. Majority Floor Leader

ADJOURNMENT

On motion of Representative Stefanick, the House adjourned until 10:00 a.m., Tuesday, January 21, 2003.

CORRECTIONS TO THE HOUSE JOURNAL

Correct House Journal, Fifth Day, Wednesday, January 15, 2003, pages 90 and 91, roll call, by showing Representative Myers voting "no" rather than "absent with leave".

Pages 94 and 95, roll call, by showing Representative Wilson (42) voting "aye" rather than "absent with leave".

Page 96, roll call, by showing Representative Emery voting "aye" rather than "absent with leave".

COMMITTEE MEETINGS

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Wednesday, January 22, 2003, 3:00 pm. Hearing Room 4.

Organizational meeting.

APPROPRIATIONS - EDUCATION

Wednesday, January 22, 2003, 3:00 pm. Hearing Room 1.
Organizational meeting.

APPROPRIATIONS - GENERAL ADMINISTRATION

Wednesday, January 22, 2003, 5:00 pm. Hearing Room 3.
Organizational meeting.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Wednesday, January 22, 2003, 3:00 pm. Hearing Room 5.
Organizational meeting.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Wednesday, January 22, 2003, 3:00 pm. Hearing Room 3.
Organizational meeting.

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Wednesday, January 22, 2003, 3:00 pm. Hearing Room 7.
Organizational meeting. Members to be announced.

BUDGET

Wednesday, January 22, 2003, 8:00 am. Hearing Room 3.
Linda Luebbering, Budget Director, Office of Administration,
Division of Budget and Planning.

CHILDREN AND FAMILIES

Tuesday, January 21, 2003, 5:00 pm. Hearing Room 1.
Public Hearing to be held on: HB 185

COMMUNICATIONS, ENERGY, AND TECHNOLOGY

Tuesday, January 21, 2003, 12:00 pm. Hearing Room 3.
Organizational meeting. Introducing committee members
and those concerned with electrical & gas energy.

CONSERVATION AND NATURAL RESOURCES

Wednesday, January 22, 2003. Hearing Room 5 upon morning adjournment.
Organizational meeting.

HEALTH CARE POLICY

Wednesday, January 22, 2003, 5:00 pm. Hearing Room 6.
Organizational meeting.

RULES

Tuesday, January 21, 2003, 2:00 pm. Hearing Room 1.

Executive session shall follow.

Public Hearing to be held on: HCR 6

TAX POLICY

Tuesday, January 21, 2003, 12:00 pm. Hearing Room 7.

Organizational meeting.

HOUSE CALENDAR

SEVENTH DAY, TUESDAY, JANUARY 21, 2003

HOUSE JOINT RESOLUTION FOR SECOND READING

HJR 8

HOUSE BILLS FOR SECOND READING

HB 197 through HB 219

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

SEVENTH DAY, TUESDAY, JANUARY 21, 2003

Representative Miller in the Chair.

Prayer by Reverend James Earl Jackson.

Heavenly Father, God of grace and mercy, even as it is written , “I will bless the Lord who has counseled me” so may we receive Your counsel this morning.

You have purposed us in Your love; therefore, we prosper by Your grace and by Your mercy.

May we gain new points of balance in our understanding.

In Your mercy, enlarge our awareness and viewpoint.

Father, as we conduct the necessary business of this day, may new details of Your truth be opened or deepened in our minds.

May we quickly respond to Your guidance.

Now, may the grace of our Lord, and the love of God, and the fellowship of the Holy Spirit be with us all.

In the name of Your Son we pray. Amen.

The Pledge of Allegiance to the flag was recited.

The Journal of the sixth day was approved as corrected by the following vote:

AYES: 156

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Ice	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lembke	LeVota	Liese	Lipke

Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Merideth	Miller	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Richard	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Townley	Viebrock	Villa
Vogt	Walker	Wallace	Walsh	Ward
Wasson	Whorton	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 007

Boykins	Carnahan	Haywood	Lawson	Reinhart
Wagner	Walton			

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 87
and

- House Resolution No. 88 - Representative Harris (23)
- House Resolution No. 89 - Representative Page
- House Resolution No. 90 - Representative Reinhart
- House Resolution No. 91 - Representative Bishop
- House Resolution No. 92 - Representative Walton
- House Resolution No. 93 - Representative St. Onge
- House Resolution No. 94 - Representative Phillips
- House Resolution No. 95 - Representative Salva
- House Resolution No. 96 - Representative Shoemyer (9)
- House Resolution No. 97 - Representative Wilson (119)
- House Resolution No. 98 - Representative Adams

SECOND READING OF HOUSE JOINT RESOLUTION

HJR 8 was read the second time.

SECOND READING OF HOUSE BILLS

HB 197 through **HB 219** were read the second time.

INTRODUCTION OF HOUSE JOINT RESOLUTION

The following House Joint Resolution was read the first time and copies ordered printed:

HJR 9, introduced by Representatives Parker, Stevenson, Smith (14) and Crowell, et al, relating to term limits.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 220, introduced by Representative Johnson (90), relating to law enforcement officers' health impairment.

HB 221, introduced by Representatives Luetkemeyer, Pearce and Parker, et al, relating to banking.

HB 222, introduced by Representative Luetkemeyer, et al, relating to fishing contests.

HB 223, introduced by Representatives Riback Wilson (25), Bland, Wilson (42), Thompson, Hubbard, Jones, Walton, Boykins, Campbell and Walker, et al, relating to the death penalty.

HB 224, introduced by Representative Luetkemeyer, relating to health insurance administration.

HB 225, introduced by Representative Luetkemeyer, relating to sufficiency of health insurance networks.

HB 226, introduced by Representatives Holand and Hampton, relating to the conservation commission.

HB 227, introduced by Representative Willoughby, relating to criminal history record information.

HB 228, introduced by Representatives Smith (14), Bearden, Graham, Cunningham (86), Bruns, Shoemaker (8) and Hanaway, et al, relating to unsolicited commercial electronic mail.

HB 229, introduced by Representatives Wright, Portwood, Dixon, Cunningham (86), Phillips, Bruns, Shoemaker (8) and Davis (19), et al, relating to sexual offenses.

HB 230, introduced by Representatives Jolly, Burnett and Sager, relating to sexual offender treatment.

HB 231, introduced by Representatives Jolly, Marsh and Willoughby, relating to sentencing.

HB 232, introduced by Representatives Jolly, Johnson (90), Sager, Harris (23), Mayer, Wildberger and Willoughby, relating to the family care safety registry.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 152 - Retirement
HB 154 - Judiciary
HB 156 - Health Care Policy
HB 160 - Transportation and Motor Vehicles
HB 162 - Transportation and Motor Vehicles
HB 163 - Crime Prevention and Public Safety
HB 164 - Crime Prevention and Public Safety
HB 165 - Crime Prevention and Public Safety
HB 166 - Local Government
HB 167 - Crime Prevention and Public Safety
HB 168 - Crime Prevention and Public Safety
HB 170 - Transportation and Motor Vehicles
HB 171 - Professional Registration and Licensing
HB 173 - Education
HB 174 - Retirement
HB 176 - Crime Prevention and Public Safety
HB 177 - Tax Policy
HB 178 - Transportation and Motor Vehicles
HB 180 - Retirement
HB 181 - Local Government
HB 182 - Conservation and Natural Resources
HB 183 - Judiciary
HB 184 - Judiciary
HB 187 - Transportation and Motor Vehicles
HB 188 - Crime Prevention and Public Safety
HB 189 - Education
HB 190 - Tax Policy
HB 191 - Tax Policy
HB 192 - Health Care Policy
HB 193 - Financial Services
HB 194 - Crime Prevention and Public Safety
HB 195 - Retirement
HB 197 - Job Creation and Economic Development
HB 198 - Crime Prevention and Public Safety
HB 202 - Health Care Policy
HB 204 - Job Creation and Economic Development
HB 205 - Conservation and Natural Resources
HB 206 - Tax Policy
HB 208 - Communications, Energy and Technology

REFERRAL OF SENATE CONCURRENT RESOLUTION

The following Senate Concurrent Resolution was referred to the Committee indicated:

SCR 1 - Rules

COMMITTEE REPORT

Committee on Rules, Chairman Crowell reporting:

Madam Speaker: Your Committee on Rules, to which was referred **HCR 6**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

HOUSE COMMITTEE SUBSTITUTE FOR HOUSE CONCURRENT RESOLUTION NO. 6

Rejecting the amount of increase in compensation for public officials as recommended by the Citizen's Commission on Compensation for Elected Officials.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF MISSOURI, AS FOLLOWS:

Whereas, in November 1994, the people of Missouri established in the Missouri Constitution an independent citizen's commission that was given primary responsibility to establish a schedule of compensation for public officials based upon a review and study of the duties of elected state officials, judges and members of the General Assembly; and

Whereas, the Commission has faithfully undertaken its responsibility and submitted a compensation schedule that provides for an increase in compensation for the affected public officials in the amount of 5.8% and an increase for judges in the amount of \$6,000 per year; and

Whereas, the percentage increase recommended by the Citizen's Commission on Compensation for Elected Officials was based upon recommendations made by the Personnel Advisory Board and the Missouri Commission on Total Compensation for all state employees for fiscal year 2004; and

Whereas, the Citizen's Commission report makes clear that the Commission intended public officials should be treated the same as all other state employees; and

Whereas, the increases ultimately adopted for all state employees may well not be those recommended by the Commission when its schedule was approved and filed; and

Whereas, the General Assembly believes that public officials and judges should not receive any cost-of-living increase in compensation, if at all, in excess of the average salary adjustment provided to other state employees; and

Whereas, the Missouri Constitution clearly provides that the recommendations of the Commission are subject to appropriations, and therefor may be reduced or rejected by the General Assembly and no increase shall take effect unless and until appropriated:

Now, therefore, be it resolved by the members of the House of Representatives of the Ninety-second General Assembly, First Regular Session, the Senate concurring therein, that we hereby reject the Compensation Schedule of the 2002 Report and Compensation Schedule of the Missouri Citizens Commission on Compensation for Elected Officials dated, November 27, 2002.

COMMUNICATION

January 21, 2003

Steve Davis, Chief Clerk
Missouri House of Representatives
State Capitol Building
Jefferson City, MO 65101

Dear Steve,

Pursuant to Chapter 105.456 of the Missouri Revised Statutes, I am unable to continue to serve as an adjunct professor at Missouri Southern State College while serving in the Missouri General Assembly. I have officially resigned from my position as an adjunct professor effective December 20, 2002.

Pursuant to Chapter 105.461 RSMo this letter is an official report that my wife, Regina Kay Stevenson continues to serve as an adjunct professor at Missouri Southern State College starting January 1, 2003. She will be compensated \$1,600.00 for each semester that she teaches.

In order for me to comply with Chapter 105.461, please publish this report in the Journal of the House.

Very truly yours,

/s/ Bryan Stevenson

The following members' presence was noted: Carnahan, Wagner, Haywood, Boykins and Walton.

ADJOURNMENT

On motion of Representative Parker, the House adjourned until 10:00 a.m., Wednesday, January 22, 2003.

CORRECTIONS TO THE HOUSE JOURNAL

Correct House Journal, Sixth Day, Thursday, January 16, 2003, page 107, line 42, by deleting said line and inserting in lieu thereof the following:

Hunter, Steve

Page 115, line 28, by deleting said line and inserting in lieu thereof the following:

Wilson, Vicky Riback

COMMITTEE MEETINGS

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Wednesday, January 22, 2003, 3:00 p.m.
Hearing Room 4. Organizational meeting.

APPROPRIATIONS - EDUCATION

Wednesday, January 22, 2003, 3:00 p.m.
Hearing Room 1. Organizational meeting.

APPROPRIATIONS - GENERAL ADMINISTRATION

Wednesday, January 22, 2003, 5:00 p.m.
Hearing Room 7. Organizational meeting. Public Debt.
CORRECTED NOTICE.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Wednesday, January 22, 2003, 3:00 p.m.
Hearing Room 5. Organizational meeting.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Wednesday, January 22, 2003, 3:00 p.m.
Hearing Room 3. Organizational meeting.

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Wednesday, January 22, 2003, 3:00 p.m.
Hearing Room 7. Organizational meeting.

BUDGET

Wednesday, January 22, 2003, 8:00 a.m.
Hearing Room 3. Linda Luebbering, Budget Director,
Office of Administration, Division of Budget and Planning.

CHILDREN AND FAMILIES

Wednesday, January 22, 2003, 7:00 p.m. Hearing Room 1.
Executive Session to be held on: HB 185

CONSERVATION AND NATURAL RESOURCES

Wednesday, January 22, 2003.
Hearing Room 5 upon morning adjournment.
Organizational meeting.

EDUCATION

Wednesday, January 22, 2003, 5:00 p.m.
HR 3. Presentation Department Elementary/Secondary Education,
Overview of Department Services, Budget and No Child Left Behind Law.

HEALTH CARE POLICY

Wednesday, January 22, 2003, 5:00 p.m. Hearing Room 6.

Organizational meeting. AMENDED NOTICE. Executive Session may follow.

Public Hearing to be held on: HB 112

HOMELAND SECURITY AND VETERANS AFFAIRS

Wednesday, January 22, 2003, 5:00 p.m. Senate Lounge.

This will be a joint meeting with the Senate Veterans Committee.

JOB CREATION AND ECONOMIC DEVELOPMENT

Wednesday, January 22, 2003, 12:00 p.m.

Hearing Room 6. Organizational meeting.

LOCAL GOVERNMENT

Thursday, January 23, 2003, 8:30 a.m. Hearing Room 6.

Organizational meeting.

Public Hearing to be held on: HB 79, HB 80, HB 122

RETIREMENT

Thursday, January 23, 2003, 8:30 a.m. Hearing Room 7.

Organizational meeting.

RULES

Thursday, January 23, 2003, 8:00 a.m. Hearing Room 5.

Executive Session may follow.

Public Hearing to be held on: SCR 1

TOURISM AND CULTURAL AFFAIRS

Tuesday, January 28, 2003, 12:00 p.m. Hearing Room 5.

Executive Session may follow.

Public Hearing to be held on: HB 144

TRANSPORTATION AND MOTOR VEHICLES

Wednesday, January 22, 2003, 12:00 p.m.

Hearing Room 7. Organizational meeting.

WORKFORCE DEVELOPMENT AND WORKPLACE SAFETY

Wednesday, January 22, 2003, 12:00 noon.

Hearing Room 3. Organizational Meeting.

HOUSE CALENDAR

EIGHTH DAY, WEDNESDAY, JANUARY 22, 2003

HOUSE JOINT RESOLUTION FOR SECOND READING

HJR 9

HOUSE BILLS FOR SECOND READING

HB 220 through HB 232

HOUSE CONCURRENT RESOLUTION FOR THIRD READING

HCS HCR 6 - Bruns (1-21-03)

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

EIGHTH DAY, WEDNESDAY, JANUARY 22, 2003

Speaker Hanaway in the Chair.

Prayer by Reverend James Earl Jackson.

Heavenly Father, Creator of all things, as it is written: In dealing with faithful people You are faithful, with innocent people You are innocent, with pure people You are pure, and with devious people You are discerning, even so deal with us, this day, according to Your faithfulness, Your innocence, Your purity, and with understanding.

We recognize that we are accountable to You for our decisions and acts, therefore we look to You for wisdom, knowledge, and understanding.

May You grant us help in these trying times. May You grant our heart's desire to find solutions to tough issues.

Lord God fulfill all your purpose through us, this day.

Now, may the grace of our Lord, and the love of God, and the fellowship of the Holy Spirit be with us all.

In the name of Your Son we pray. Amen.

The Pledge of Allegiance to the flag was recited.

The Journal of the seventh day was approved as printed by the following vote:

AYES: 155

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brooks	Brown	Bruns	Burnett
Byrd	Campbell	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Ice	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lembke 85	LeVota	Liese	Lipke 157	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Merideth	Miller	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page

Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Richard
Roark	Ruestman	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Selby	Self	Shoemaker	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 008

Carnahan	Dixon	Graham	Jetton	Lawson
Reinhart	St. Onge	Wagner		

HOUSE CONCURRENT RESOLUTION

Representative Walton offered House Concurrent Resolution No. 8.

HOUSE RESOLUTION

Representative Shoemyer (9) offered House Resolution No. 110.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

- House Resolution No. 99 - Representative Selby
- House Resolution No. 100 - Representative Crowell
- House Resolution No. 101 - Representatives Cooper and Rector
- House Resolution No. 102
- and
- House Resolution No. 103 - Representative Moore
- House Resolution No. 104
- through
- House Resolution No. 108 - Representative Lipke (157)
- House Resolution No. 109 - Representative Fares
- House Resolution No. 111 - Representative Ransdall
- House Resolution No. 112 - Representative Salva
- House Resolution No. 113 - Representative Quinn
- House Resolution No. 114 - Representative Goodman
- House Resolution No. 115 - Representative Guest
- House Resolution No. 116
- and
- House Resolution No. 117 - Representative Lager

House Resolution No. 118 - Representative Hobbs

House Resolution No. 119 - Representative Bruns

House Resolution No. 120 - Representative Villa

SECOND READING OF HOUSE JOINT RESOLUTION

HJR 9 was read the second time.

SECOND READING OF HOUSE BILLS

HB 220 through **HB 232** were read the second time.

Representative Crowell moved that Rule 114 be suspended.

Which motion was adopted by the following vote:

AYES: 156

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brooks	Brown	Bruns	Burnett
Campbell	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberry
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Hunter	Ice	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lembke 85	LeVota	Liese
Lipke 157	Lowe	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Merideth	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Quinn	Ransdall	Rector
Richard	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Walker	Wallace	Walsh	Walton	Ward
Wasson	Whorton	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 007

Byrd	Carnahan	Lawson	Purgason	Reinhart
St. Onge	Wagner			

ESCORT COMMITTEE

The Speaker appointed the following committee to escort Lieutenant Governor Joe Maxwell and members of the Senate to the dais: Representatives Quinn, Shoemaker (8), Johnson (47), Smith (118), Self, Pearce, El-Amin, Hampton, Harris (110) and Walsh.

MESSAGE FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following escort committee to act with a like committee from the House pursuant to **HCR 2**. Senators: Yeckel, Dolan, Bartle, Loudon, Kinder, Goode, Wheeler, Days, Jacob and Bray.

JOINT SESSION

The hour of the Joint Session having arrived, the Senate in a body was admitted and Lieutenant Governor Maxwell, presiding, called the Joint Assembly to order.

The Secretary of the Senate called the roll, which showed a majority of the Senators present:

AYES: 32

Bartle	Bland	Bray	Caskey	Cauthom
Champion	Childers	Clemens	Coleman	Days
Dolan	Dougherty	Foster	Gibbons	Goode
Griesheimer	Gross	Jacob	Kennedy	Kinder
Klindt	Loudon	Mathewson	Nodler	Russell
Scott	Shields	Steelman	Stoll	Vogel
Wheeler	Yeckel			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 002

DePasco	Quick
---------	-------

The Chief Clerk of the House called the roll, which showed a majority of the Representatives present:

AYES: 157

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop

Bivins	Black	Bland	Bough	Boykins
Bringer	Brooks	Brown	Bruns	Burnett
Byrd	Campbell	Carnahan	Cooper 120	Cooper 155
Corcoran	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Darrough	Daus	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Engler
Ervin	Fares	Fraser	George	Goodman
Graham	Green	Guest	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hobbs
Hoskins	Hubbard	Hunter	Ice	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly 144	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lembke 85	LeVota
Liese	Lipke 157	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Merideth
Miller	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Quinn	Ransdall
Rector	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Selby	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Townley	Viebrock	Villa
Vogt	Walker	Wallace	Walsh	Walton
Ward	Wasson	Whorton	Wildberger	Willoughby
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 006

Holand	Lawson	Purgason	Reinhart	St. Onge
Wagner				

The Speaker appointed the following committee to escort the Honorable Stephen N. Limbaugh, Jr., Chief Justice of the Missouri Supreme Court to the dais: Representatives Smith (14), Munzlinger, Dethrow, Angst, Ruestman, Brown, Johnson (61), Johnson (90), Meiners and Meredeth.

The Doorkeeper announced the approach of the Honorable Stephen N. Limbaugh, Jr., Chief Justice of the Missouri Supreme Court. Chief Justice Limbaugh was duly escorted to the House Chamber and to the Speaker's dais, where he delivered the following message to the assembly in Joint Session.

STATE OF THE JUDICIARY ADDRESS

By

Chief Justice Stephen N. Limbaugh, Jr.

January 22, 2003

Lieutenant Governor Maxwell, President Pro Tem Kinder, Speaker Hanaway, distinguished members of the Senate and House of Representatives. Let me begin with introductions of two of my colleagues on the Supreme Court. The first is Judge Richard Teitelman, our newest judge, who took office last March, after three years of service on the Court of Appeals in St. Louis, and 18 years as a legal aid lawyer, selflessly representing low-income citizens. Although Judge Teitelman is sight-impaired, he compensates by working day and night, with little sleep, and as the other judges will tell you, his caseload is the most current on the Court. In addition, he brings a personal kindness and graciousness that enhances the collegiality of a Court that already prides itself on its collegiality.

The other introduction is my friend Judge Ronnie White, who, on July 1, will take over my duties as chief justice as I complete my two-year rotation and he begins his. One hundred fifty years after Missouri's landmark Dred Scott case, which precipitated the Civil War, and in turn, the end of slavery, and the struggle for civil rights that followed, it is high time that an African-American is represented in the office of Chief Justice. And to that, I add that Judge White will be the first chief justice in 34 years who also has served in the legislature.

Last year at this time, you greeted me warmly, and many of you expressed to me that you appreciated my emphasis on the honor of public service. But it was also clear that my speech was well received because I didn't ask for money! Nor will I ask for money this year, knowing that the budget crisis is even worse. There is one exception: For the 3,000 or so court employees - court clerks and secretaries and juvenile officers - the people who staff the courthouses in our 114 counties and the City of St. Louis, the people who are the public's first and sometimes most critical contact with the court system, the people who keep the court records and process the data in the computers and who assist lawyers and litigants and the general public alike, the people who collect and process the myriad of fees and fines and child support payments and the like, the people who over years of dedicated service have worked themselves up a state pay grid that starts at just \$17,000 per year, the people who for two years running have not had a raise in pay and whose take-home pay has actually been reduced because of increased insurance premiums - for those people I ask your help. I ask nothing for judges, but I ask you to find the means to help those whose work allows the judges to administer justice.

In view of the budget crisis, the Court is attempting to fashion its own proactive solutions by securing alternative sources of funding for one of its most important administrative efforts, the ongoing and immensely successful court automation program. For those of you who are new to the General Assembly, the court automation program is, in a word, the "computerization" of the judicial system, and its purpose is to give courts greater capacity to manage caseloads, to provide the general public with instant access to all public court records, and to improve essential communication between courts, law enforcement agencies, and other executive branch entities. The infrastructure has been completed statewide, and case management software is being used in about half of the courts. Although the original intent was to bring the remaining courts into the statewide system within the next few years, budget cuts have placed the program on hold. One exception is the 16th Judicial Circuit in Jackson County which, after a review of the several case management software programs throughout the country, decided to invest its own funds to expand its use of the state system. In fact, this alternative funding approach, which does not require state general revenue, has potential for other urban circuits as well, such as the City of St. Louis, where talks are underway for implementation of a project similar to that in Kansas City.

Some of you, particularly those who are lawyers, may have used the system's Internet access called Case.Net, which is built on the case management software, and know full well that the promise of the court automation program - instant electronic access to court records open to the public - is now being met. The rest of you will find that you can access with ease everything from the courts' docket entries in any given case, to a judge's entire court calendar. And, for me, as one whose computer skills are far from proficient, the true test of the product is that even I can use it!

The Case.Net system was not the work of any vendor, but the result of the creativity and ingenuity of the employees of the Office of State Courts Administrator. You should know, too, that that creativity and ingenuity has been recognized on a national level. Just last summer, Case.Net received the "Best of Breed Award" from the Center for Digital Government, a think-tank of experts in the use of information technology at all levels of government. Indeed, Case.Net was one of 30 programs selected from more than 1,500 entries nationwide. Additionally, we recently received word that the court automation program was designated as a Computerworld Honors Program Laureate. This prestigious award means that the court automation program will be on file and available for study at such renowned institutions as Oxford, Harvard, MIT, and the Smithsonian Institution's National Museum of American History.

To be sure, the automation of the courts, which the legislature has strongly supported over the years, is bearing fruit for our Missouri citizens and serves as a model for the country. We are especially grateful to Senator Klindt and Representative Crowell, who have attended nearly every meeting of the statutory court automation committee since their appointment and who provide invaluable legislative input and oversight.

If the crisis with the budget is the most pressing concern of the General Assembly, the crisis in juvenile justice undoubtedly will command a good deal of your attention as well. At the outset, it is our pledge that we, the judges of this state, will do all in our power to correct the failures in the system whether or not those failures are of our own making. Investigations into alleged mishandling of juvenile court cases have been conducted by both the Governor's office and the Senate, and the reports have been submitted. A third investigation - a DFS performance audit by State Auditor Claire McCaskill - is pending, and I am grateful to her for affording me a preview of her findings. Although most of the focus has been on the Division of Family Services, I regret that in certain cases we judges have come under fire for being heavy-handed in the removal of children from their homes, for failing to provide timely hearings to the parents and families of those children who have been removed, and for failing to require the communication and cooperation between the courts and DFS necessary to protect the children. Whether the truth of the allegations is perception or reality, the unfortunate result, of course, is public distrust and a lack of confidence in the system.

Now that investigations have been made and problems have been identified, it is time for solutions. I ask, however, that those solutions be informed by the perspective of our judges - those who are the ultimate decision-makers - and that you keep in mind that many of the cases heard are exceedingly difficult and emotionally draining. In that regard, the nature of the complaints themselves point out the difficulty. On one hand, the charge is that judges too often remove kids unnecessarily; on the other hand, the charge is that too often kids are not removed soon enough. The fact is, in many cases, the evidence is conflicting - not so much in the determination that the children are subject to harm, but in the determination of who or what is the cause of the harm, and, more importantly, in the determination of how best to prevent the continued harm. I hope you understand why most judges tend to err on the side of protecting the kids.

I speak from my own hard experience as a prosecutor and former juvenile court judge. In those positions, one learns quickly of the unfathomable cruelty that can be inflicted on children. There is outrage against the perpetrators, and anguish and empathy for the victims, and a troubling sense of wonder that such cruelty can exist in our affluent and progressive society. I will not forget the awful details of the last case of child abuse I tried as a prosecutor. A six-year old boy had been locked alone in the basement of a house in Cape Girardeau by the boy's mother and her boyfriend, who then left the house for a weekend jaunt out of state. The basement had carpet, but no furniture, and there were two windows that were too high for the boy to reach, although they allowed him to hear the neighbor kids playing outside. He was given a blanket, a package of Twinkies and a soda, a couple of toys, and nothing else. If you have a sense of pity for the child in that makeshift prison, imagine the horror in his little eyes when the house caught fire. Though the house burned to the ground, a fireman-hero rescued the boy, unconscious and on the verge of death. On the operating table at the local hospital, physicians worked feverishly to resuscitate the boy, extricating gobs of white ash and black soot from his mouth and nose and throat, but as they were bringing him back to life, they were doubly alarmed at his pencil-thin arms and legs and his bloated belly. And sure enough, the secondary diagnosis was "failure to thrive," doctor's jargon for malnutrition. Miraculously, the boy survived and last heard is doing well in a placement overseas with his father's family. The mother was sentenced to time in the county jail, and the boyfriend, the main perpetrator, went to prison.

This case was not typical, but only because of the devastating fire. To the extent that cases can be characterized as typical, they most often involve children living with their unwed mother who is drug-addicted or alcoholic, barely functional and who is frequented by boyfriends who are abusive to her and her children both. In more cases than not, the fathers are unknown, absent, in jail, or are themselves drug-addicted, alcoholic and barely functional. The children in those typical cases are clearly in danger. The salvation is that when the authorities are notified of the situation, and the system works properly, the children will be removed and placed in a nurturing and loving foster-care setting, and the lucky ones eventually will be adopted out.

In many other cases, however, the evidence is equivocal and the dispositions unsure. I recall, in particular, a case I had as a juvenile court judge involving an 18-year old woman - an 18-year old girl - who already had five children by five different fathers. This is no exaggeration! She was not a drug addict or an alcoholic, nor did she abuse her kids or allow others to harm them, at least physically, and those facts dictated against removing the kids. But her home was a

revolving door for boyfriends who were often drugged or drunken, and she and the kids survived on little more than food stamps, Medicaid, and family housing subsidies. She had few parenting skills, just an eighth-grade education, and no relatives she could count on, and, as you would expect, most of the time she was rather desperate. DFS efforts to teach parenting skills and household management were only marginally successful. Under any conception of "the best interests of the children" - the legal standard by which all court interventions are governed - the children should have been removed. And from time to time, they were removed, and more than once at the request of the mother, herself. The likelihood was that those kids would flourish in most any other environment, and that they would only fail with their mother. But a competing presumption of law in effect at the time of the case required all-out efforts for reunification of the family - which meant that the kids stayed with the mother. Under the law, then as now, kids are to be taken from their homes only if they are abused or neglected, not if the parents are poor and uneducated. And so it was, that for many months, until I left for my new position on the Supreme Court, I supported the rather valiant efforts of the juvenile officers and DFS workers on the outside chance that the young mother might eventually learn to adequately care for her own children.

Late yesterday afternoon, as I was finalizing my remarks, and realizing that my recollection of the young girl's case may be unduly harsh, I called Randy Rhodes, the chief juvenile officer in Cape Girardeau, to check my facts. Randy had been the juvenile officer assigned to the case, and he confirmed that my account of the case was accurate. As we finished the conversation, I asked, in passing, "Whatever happened to the girl?" To my surprise, he said that he saw her just a couple of weeks ago. And he told me this: Ten and a half years, and two more kids later, she is alive and well, she is stable and relatively self-supporting, and she has a job - a full-time job! - a job working for a sheriff's department across the river in Illinois, and even the kids have enjoyed a fair measure of success!

My goodness, how would it be if all the other families like hers fared half so well! But in my experience, unfortunately it is not that way. There are many failures, and the successful preservation of families, at least in the extreme cases like hers, is more the exception than the rule.

I have been on the bench for more than 15 years, and for 10 of those years, I have served on the Supreme Court, hearing the difficult, complex, and immensely important legal issues of the day. But the most difficult cases I have faced are child custody cases in the juvenile and family courts, the cases in which I was required to determine whether to favor one parent over another, or whether to take the kids from both. It was a time in my career that I relied on the sage advice of one of my predecessors in office, Judge Stanley Grimm, who capsulized the law in this unique way: He told me that a judge can take kids only from parents who rate a failing grade, not from parents who rate a D-. Too often, as I learned from the case of the 18-year old woman with five children, the difference between a D- and an F is murky and muddled, but the call must be made, and one hopes and prays that the children will be free from harm and somehow given a fair shake.

From these accounts and countless others like them, I hope you understand that there are so many pitiful and seemingly hopeless cases, cases that simply have no good answers, and that even with all the resources our society has to offer, and even with all the wisdom in the world, mistakes will be made, and tragedies will occur.

Agree with me on this proposition: When mistakes are made and when tragedies occur, the only acceptable response is to redouble our efforts to ensure that, in the future, decisions regarding the fate of our children are indeed made with all the resources we have to offer and all the wisdom we can muster.

Because we judges are the ultimate decision-makers in the cases, it is incumbent on us to take the lead. To that end, and with the blessing and encouragement of Senate President Pro Tem Kinder and House Speaker Hanaway and Governor Holden, himself, I am pleased to announce the formation of a commission composed primarily of judges and legislators, but also including key executive branch officials and other interested parties, to address the concerns raised in the several investigations, to review proposed legislative solutions, and to propose legislative changes of its own. The judges of this state ask that through the work of this commission, they be given input in the legislative process. We ask not to direct any legislation, but only that you hear our concerns, as we strive to hear yours, and we submit to you that the healthy interaction between judges and legislators, between representatives of co-equal branches of government, is the best way to yield the best product for our mutual constituents, our children.

There is precedent for this collaboration. In 1994, there was a crisis in juvenile justice that centered on juvenile delinquency rather than abused and neglected kids. The crisis then was born of a nationwide increase in juvenile crime coupled with the perception and, in some cases, the reality, that kids who committed crimes were going both unpunished and unrehabilitated. Just as today, people were wary of the system because of the secrecy of the proceedings. To meet that challenge, the Court, in cooperation with the General Assembly and the Department of Social Services, formed the Supreme Court Task Force on Children and Families, and just as today, the charge was to review proposed legislation and to propose legislation on its own. With helpful suggestions from the Task Force, the resulting enactments brought into better balance the competing interests of protecting society from juvenile offenders and offering those offenders, because of their tender age, a chance at redemption and rehabilitation. The rules on confidentiality were lifted in the more serious cases to provide for public scrutiny, and the rules for certification of youthful offenders to stand trial as adults were strengthened to make those offenders more accountable. At the beginning of the process, the legislative proposals were, as they say, "all over the board", but the legislation that was enacted was consensus legislation. It was legislation that was hailed at the time and that since has proven its worth. It has brought stability and respect, and has increased the public's trust and confidence in the system. In fact, the juvenile delinquency side of the juvenile justice system and especially the innovative programs of the Division of Youth Services under its longtime director Mark Steward, are among the finest in the nation. It is that performance and reputation that we must bring to the abuse and neglect side of the system. That is the aim of our new commission.

Senator Kinder and Speaker Hanaway are so enthused about the project that they have appointed themselves to the commission! The other members are Senators Bill Foster and Pat Dougherty, and Representatives Bryan Stevenson and Yvonne Wilson. The chair of the commission is Judge John C. Holstein of Springfield, who, as most of you know, is a former judge and Chief Justice of the Supreme Court and, more importantly, is a former judge of the juvenile court in West Plains, Missouri. Judge Holstein, would you please stand? Because time is of the essence, the work of the commission will begin immediately, and I mean immediately! Judge Holstein will meet with the legislative members this very afternoon.

In addition to the work of our joint commission, let me emphasize that much can and will be done outside the legislative process. Specifically, I am directing the judiciary to undertake the following measures:

1. We will prepare and publish a best practices manual for juvenile court judges so that we can implement, throughout the state, what we know that works, and I am pleased to advise you that the first portion of the manual is already in circulation;
2. We will promulgate time standards to ensure the timely processing of abuse and neglect cases;
3. We will ensure that whenever possible, children are placed first with qualified relatives before other alternatives are pursued; and this effort, too, already is being undertaken in every one of our juvenile courts;
4. With the cooperation of DFS, we will provide and mandate cross-training for all juvenile officers and DFS caseworkers and even the judges, themselves, so that everyone within the system knows the processes and personalities of each constituent part of the system; and
5. We will look very seriously at opening our court proceedings, at least to some extent, so that there is a better balance between the need to protect the privacy of children and the need to inform the public and shed light on the system.

Finally, so that your difficult legislative decisions will be as informed as possible, I invite you to participate - no, I urge you to participate - in a symposium for legislators sponsored by the Supreme Court and the Missouri Juvenile Justice Association to be held Monday afternoon, February 3, from 3 to 7 p.m., at a local hotel. In recognition of the immediacy and crucial importance of the juvenile justice issues, the legislative leadership has agreed to call you into session at 2 p.m. on that Monday afternoon, to do the necessary business at hand, and then to adjourn before 3 p.m., so that each of you can attend. Professor Douglas Abrams of the University of Missouri-Columbia, School of Law will begin with a brief history of the tragedies and triumphs of Missouri's juvenile courts. A copy of Professor Abrams' new book - "A Very Special Place in Life" - which commemorates the 100th anniversary of the founding of the juvenile courts in this state, will be distributed to you at that time. Four of our juvenile and family court judges will then present the main program, complete with flow charts and handouts of pertinent statutes and an assortment of other useful materials. Each judge will focus on a different part of the system - cases involving abuse and neglect, cases involving what we call "status offenses" (runaways, truant and the like), cases involving juvenile delinquency, and the special extracurricular activities of our judges that are designed to reach children before they need to be admitted to the system in the first place. At 5 p.m., each of you will be assigned to one of six breakout groups organized by geographic region and staffed by your local juvenile court judges and juvenile officers, as well as local DFS, DYS and DMH caseworkers. For the next hour,

you will be encouraged to ask questions and offer your suggestions about the system in general and about local implementation in particular. Following the breakout sessions, the Missouri Bar will sponsor an hour-long reception at the hotel to further the networking opportunities for all participants. By engaging in this dialogue and by opening the lines of communication, it is our profound hope, that at the end of the day, we can better respond to your concerns, and thus better serve our children.

To conclude, despite the current challenges, you will learn from Professor Abrams' book that Missouri has become a national leader in many social reforms that have served and continue to serve the best interests of children and, indeed, Missouri boasts a remarkable heritage of leadership and innovation that forms the perfect foundation for our actions today and in the future. To build on that rich heritage, we must cooperate and collaborate. We must find ourselves on the same page. We must have a common understanding of the problems. We must devote our full resources to the solutions. And together, we must win the day for our children.

And why this common commitment? It is because our goal is the same. Our goal is the same! And it is simply this: A safe home, and a loving family, for every child.

Thank you.

The Joint Session was dissolved by Senator Gibbons.

Speaker Hanaway resumed the Chair.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the first time and copies ordered printed:

HCR 9, introduced by Representative Boykins, et al, relating to a declaration of African American business enterprises day in the state of Missouri.

HCR 10, introduced by Representative Boykins, relating to the declaration of Delta Days in the state of Missouri.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 233, introduced by Representatives Holand, Riback Wilson (25), Moore, May, Page, Harris (23), Graham, Walker, Schaaf and Carnahan, et al, relating to insurance coverage for mental health.

HB 234, introduced by Representatives Hubbard, Bland, Thompson, Hoskins, Sager, Muckler, El-Amin and Sanders Brooks, et al, relating to the Missouri 4 For More Program.

HB 235, introduced by Representatives Reinhart, Davis (19) and Shoemaker (8), et al, relating to unemployment tax requirements of self-employed business owners.

HB 236, introduced by Representatives Reinhart and Shoemaker (8), et al, relating to a tax credit for small business administration fees.

HB 237, introduced by Representative Johnson (47), relating to limitations on campaign contributions.

HB 238, introduced by Representatives Dougherty and Henke, relating to jury service.

HB 239, introduced by Representatives Morris, Stevenson, Rupp, Jackson, Cunningham (86), Rector and Hunter, et al, relating to discrimination policies.

HB 240, introduced by Representatives Barnitz, Portwood, Jetton, Hampton, Kuessner, Ransdall, Kelly (144) and Selby, et al, relating to providing intoxicating liquor to a minor.

HB 241, introduced by Representatives Barnitz, Kuessner, Jetton, Hampton and Selby, et al, relating to torts and actions for damages.

HB 242, introduced by Representatives Barnitz, Jetton, Kuessner, Hampton and Ransdall, et al, relating to public safety offenses.

HB 243, introduced by Representative Luetkemeyer, relating to automobile insurance policies.

HB 244, introduced by Representatives Baker, Cooper (120), Rector and Davis (122), relating to county planning and zoning ordinances.

HB 245, introduced by Representatives Marsh, Wright, Dixon, Viebrock, Roark, Holand and Morris, et al, relating to a memorial highway.

HB 246, introduced by Representatives Bishop, Johnson (47), Ervin, Skaggs, LeVota, Young, Wilson (42), Meiners, Jolly, Curls and Dusenberg, et al, relating to police relief and pension systems.

HB 247, introduced by Representatives Ward, Selby, Crawford, Whorton and Jetton, relating to special mobile equipment.

HB 248, introduced by Representatives Rector, Avery, Lembke (85), Kratky, Sager, Ransdall, Spreng, Deeken, Whorton and Emery, et al, relating to immunity from civil liability for certain landowners.

HB 249, introduced by Representative Seigfreid, relating to designation of a certain state route.

HB 250, introduced by Representative Johnson (90), relating to discipline of law enforcement officers.

HB 251, introduced by Representative Smith (118), relating to motor vehicle sales or shows.

HB 252, introduced by Representatives Shoemaker (8), Moore, Byrd, Behnen and Goodman, relating to tampering with a judicial officer.

HB 253, introduced by Representatives Shoemaker (8), Fraser, Moore and Behnen, relating to orders of protection.

HB 254, introduced by Representative Byrd, relating to the uniform electronic transactions act.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 211 - Professional Registration and Licensing

HB 212 - Crime Prevention and Public Safety

HB 213 - Judiciary

HB 214 - Tax Policy

HB 215 - Conservation and Natural Resources

HB 216 - Corrections and State Institutions

HB 217 - Professional Registration and Licensing

HB 218 - Conservation and Natural Resources

HB 219 - Children and Families

COMMITTEE ASSIGNMENT

JOINT COMMITTEE ON LEGISLATIVE RESEARCH

Hanaway, Catherine

Crowell, Jason

Townley, Merrill

Bearden, Carl

Jetton, Rod

Yates, Brian

Davis, D.J.

Walton, Juanita

Barnitz, Frank

Hampton, Mark

COMMITTEE CHANGES

The Speaker submitted the following Committee changes:

Representative Crawford is no longer a member of the Appropriations - Transportation and Economic Development Committee.

Representative Behnen is no longer a member of the Appropriations - Public Safety and Corrections Committee.

Representative Donnelly is no longer a member of the Health Care Policy Committee.

Representative Henke is no longer a member of the Children and Families Committee.

Representative Jolly is no longer a member of the Small Business Committee.

Representative Seigfreid is no longer a member of the Local Government Committee.

Representative Vogt is no longer a member of the Job Creation and Economic Development Committee.

Representative Green is no longer a member of the Health Care Policy Committee.

Representative Sanders Brooks is no longer a member of the Transportation and Motor Vehicles Committee.

Representative Bishop is no longer a member of the Education Committee.

Representative McKenna is no longer a member of the Small Business Committee.

Representative Donnelly is no longer a member of the Transportation and Motor Vehicles Committee.

Representative Young is no longer a member of the Senior Security Committee.

Representative Zwiefel is no longer a member of the Conservation and Natural Resources Committee.

Representative Ward is no longer a member of the Homeland Security and Veterans Affairs Committee.

Representative Ward is no longer a member of the Agriculture Committee.

Representative Crawford has been appointed a member of the Appropriations - Public Safety and Corrections Committee.

Representative Behnen has been appointed a member of the Appropriations - Transportation and Economic Development Committee.

Representative Donnelly has been appointed a member of the Children and Families Committee.

Representative Henke has been appointed a member of the Health Care Policy Committee.

Representative Jolly has been appointed a member of the Local Government Committee.

Representative Seigfreid has been appointed a member of the Small Business Committee.

Representative Barnitz has been appointed a member of the Job Creation and Economic Development Committee.

Representative Sanders Brooks has been appointed a member of the Education Committee.

Representative Bishop has been appointed a member of the Transportation and Motor Vehicles Committee.

Representative Bland has been appointed a member of the Small Business Committee.

Representative Donnelly has been appointed a member of the Senior Security Committee.

Representative Young has been appointed a member of the Transportation and Motor Vehicles Committee.

Representative Sager has been appointed a member of the Conservation and Natural Resources Committee.

Representative Carnahan has been appointed a member of the Health Care Policy Committee.

Representative Jolly has been appointed a member of the Health Care Policy Committee.

Representative Schoemehl has been appointed a member of the Professional Registration and Licensing Committee.

Representative Hampton has been appointed a member of the Agriculture Committee.

Representative Witte has been appointed a member of the Homeland Security and Veterans Affairs Committee.

Representative Dusenberg has been appointed a member of the Communications, Energy and Technology Committee.

Representative Bruns has been appointed a member of the Corrections and State Institutions Committee.

WITHDRAWAL OF HOUSE BILL

January 22, 2003

Mr. Steve Davis, Chief Clerk
Missouri House of Representatives
Room 306C
State Capitol
Jefferson City, MO 65101

Dear Mr. Davis:

I would like to withdraw **HB 210**. I will be refiling this legislation under a different number.

Thank you.

Sincerely,

/s/ Fred Kratky
State Representative
District 65

The following member's presence was noted: Wagner.

ADJOURNMENT

On motion of Representative Crowell, the House adjourned until 10:00 a.m., Thursday, January 23, 2003.

COMMITTEE MEETINGS

FINANCIAL SERVICES

Tuesday, January 28, 2003, 1:00 p.m. Hearing Room 6.
Public Hearing to be held on: HB 221

LOCAL GOVERNMENT

Thursday, January 23, 2003, 8:30 a.m.
Hearing Room 6. Organizational meeting.
Public Hearing to be held on: HB 79, HB 80, HB 122

PROFESSIONAL REGISTRATION AND LICENSING

Tuesday, January 28, 2003, 12:00 p.m.
Professional Registration, 3605 Missouri Blvd.
Organizational meeting.
Presentation by Division of Professional Registration.

RETIREMENT

Thursday, January 23, 2003, 8:30 a.m. Hearing Room 7.
Organizational meeting.

RULES

Thursday, January 23, 2003, 8:00 a.m. Hearing Room 5.
Executive Session may follow.
Public Hearing to be held on: SCR 1

SMALL BUSINESS

Wednesday, January 29, 2003, 12:00 p.m. Hearing Room 4.
Organizational meeting.

TAX POLICY

Tuesday, January 28, 2003, 12:00 p.m. Hearing Room 7.
Executive Session may follow.
Public Hearing to be held on: HB 60, HB 119, HB 206

TOURISM AND CULTURAL AFFAIRS

Tuesday, January 28, 2003, 12:00 p.m. Hearing Room 5.
Executive Session may follow.
Public Hearing to be held on: HB 144

HOUSE CALENDAR

NINTH DAY, THURSDAY, JANUARY 23, 2003

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 9 and HCR 10

HOUSE BILLS FOR SECOND READING

HB 233 through HB 254

HOUSE CONCURRENT RESOLUTION FOR THIRD READING

HCS HCR 6, (1-21-03, Page 126) - Bruns

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

NINTH DAY, THURSDAY, JANUARY 23, 2003

Representative Crawford in the Chair.

Prayer by Father David Buescher.

God of the dreams and the plans and the goals behind our busy lives, on this cold blustery day we place ourselves in Your gaze. Survey this Chamber and stir those who serve here.

Provide these representatives abundantly with the warmth of Your presence, that these, Your servants and Your children, may build up this state, one more day by one more day, into a fitting reflection of Your justice, benevolence, peace, and compassion. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Thomas Crank and R. Samuel Braden.

The Journal of the eighth day was approved as printed by the following vote:

AYES: 159

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	Ice	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly 144	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lembke 85	LeVota
Liese	Lipke 157	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Merideth
Miller	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf

Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Young	Zweifel	Madam Speaker	

NOES: 001

Walker

PRESENT: 000

ABSENT WITH LEAVE: 003

Brooks	Lawson	Reinhart
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HOUSE CONCURRENT RESOLUTION

Representatives Moore and Walton offered House Concurrent Resolution No. 11.

HOUSE RESOLUTION

Representative Crawford offered House Resolution No. 128.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 121	-	Representative Kuessner
House Resolution No. 122	-	Representative Guest
House Resolution No. 123	-	Representative Crowell
House Resolution No. 124	-	Representative Curls
House Resolution No. 125	-	Representative Lager
House Resolution No. 126	-	Representative Ransdall
House Resolution No. 127	-	Representative Lager

Representative Pearce moved that Rule 114 be suspended to receive guests of Representative Phillips for special recognition.

Which motion was adopted by the following vote:

AYES: 153

Adams	Angst	Avery	Baker	Barnitz
Bean	Bearden	Bishop	Bivins	Black
Boykins	Bringer	Brown	Bruns	Burnett
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken

Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberger	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Henke	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Hunter	Ice	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lembke 85	LeVota	Liese
Lipke 157	Lowe	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Merideth	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Richard	Roark	Ruestman	Rupp
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Townley	Viebrock	Villa
Vogt	Wagner	Walker	Wallace	Walsh
Walton	Ward	Wasson	Whorton	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 000

PRESENT: 001

Sager

ABSENT WITH LEAVE: 009

Abel	Behnen	Bland	Bough	Brooks
Byrd	Haywood	Lawson	Reinhart	

Dr. Harry Bozoian, Dr. Gordon Thompson and Dr. Marvin Wallach were recognized by the House of Representatives for their fifty years or more of professional service as licensed dentists in the State of Missouri.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 255, introduced by Representatives Crawford, Stevenson, Quinn, Shoemaker (8), Miller, Schneider, Parker, Carnahan, Muckler, Barnitz, Rupp, Bruns, Bean, Bishop and Fraser, et al, relating to offenses against the person.

HB 256, introduced by Representatives Avery, Smith (14), Wright, Riback Wilson (25), Stevenson, Hubbard, Jetton, Dempsey, Graham and Villa, et al, relating to jury service.

HB 257, introduced by Representatives Munzlinger, Hobbs, Portwood, Jetton, Moore, Sander, Myers, Quinn, Shoemaker (8), Behnen, Townley and Sutherland, et al, relating to tax credits.

HB 258, introduced by Representatives Haywood and Jones, et al, relating to hate crimes.

HB 259, introduced by Representatives Haywood and Jones, et al, relating to use of credit scoring for insurance purposes.

HB 260, introduced by Representative Henke, et al, relating to nursing home administrators.

HB 261, introduced by Representatives Whorton, Seigfreid and Moore, et al, relating to designation of a state entity.

HB 262, introduced by Representatives Hilgemann, Villa, Byrd, Corcoran, Daus, Carnahan and Jones, et al, relating to compulsory attendance age for public schools.

HB 263, introduced by Representatives Cooper (120), Dempsey and Pratt, relating to the tobacco settlement agreement.

HB 264, introduced by Representatives Holand, Campbell and Shoemaker (8), et al, relating to nurse staffing requirements in hospitals.

HB 265, introduced by Representative Cooper (120), relating to speed regulations for motor vehicles within certain counties.

HB 266, introduced by Representative Cooper (120), et al, relating to emergency sirens in public schools.

HB 267, introduced by Representatives Smith (118), Wilson (119), Schlottach, Purgason, Lipke (157), Bearden and Ruestman, relating to county commissions.

HB 268, introduced by Representative Smith (118), et al, relating to county classifications.

HB 269, introduced by Representative Smith (118), relating to suicide.

HB 270, introduced by Representative Smith (118), relating to the administrative law judges and legal advisors retirement system.

HB 271, introduced by Representatives Merideth, Jetton, Holand, Bean and Ransdall, et al, relating to a state employee's leave of absence to perform military duties.

HB 272, introduced by Representatives Muckler, Burnett, Jolly, Corcoran, Jones, Haywood, Curls, Hubbard, Darrough, Walsh and Walker, et al, relating to payday loans.

HB 273, introduced by Representatives Byrd, Jetton, Hanaway, Crowell, Cunningham (86), Portwood, Dusenberg, Hunter, Schaaf, Holand, Cooper (155), Shoemaker (8), Black, Bean, Icet, Engler, Dixon, Schlottach, Lembke (85), Avery, Townley, Myers, Pearce, Stefanick, Johnson (47),

Baker, Guest, Bearden, Kingery, Page, Yates, Wood, Schneider, Smith (14), Wasson and Hubbard, et al, relating to claims for damages for injuries to the person.

HB 274, introduced by Representative Byrd, relating to medical malpractice insurance rates.

HB 275, introduced by Representatives Merideth, Moore, Mayer, Bean and Myers, relating to the Missouri airport protection act.

HB 276, introduced by Representatives Fraser, Riback Wilson (25), Donnelly, Yaeger, Jolly and Walker, relating to corporal punishment.

HB 277, introduced by Representative Wright, et al, relating to community improvement districts.

HB 278, introduced by Representatives Davis (19) and Parker, to authorize the conveyance of property along 321 Knaust Road to St. Charles County, Missouri.

HB 279, introduced by Representative Ransdall, relating to recording DD 214's.

HB 280, introduced by Representatives Avery, Behnen, Wright, Parker, Jetton, Sager, Shoemaker (8), Baker and Graham, et al, relating to the governing boards of certain state higher education institutions.

HB 281, introduced by Representatives Moore, Walton, Dethrow, Purgason, Wallace, Holand, Black, Kelly (36), Crawford, Deeken, Schlottach, Guest, Baker, Bough, Wilson (119), Haywood, Wilson (130), Shoemaker (8), Smith (14), Parker, Dixon, Shoemyer (9), Rupp, Hoskins and Emery, et al, relating to certificates of license to teach.

HB 282, introduced by Representatives Moore, Graham, Lowe, Selby, Walton and Holand, et al, relating to health insurance coverage for children's hearing aids.

HB 283, introduced by Representative Green, relating to vehicle registration.

HB 284, introduced by Representative Crawford, relating to vehicles left unattended or improperly parked on private property of another.

HB 285, introduced by Representatives Walton, Moore, Sager, Boykins, Bland, Hubbard and Hoskins, et al, relating to discipline in public schools.

HB 286, introduced by Representatives Bearden, Campbell and Munzlinger, relating to the federal hospital reimbursement allowance program.

HB 287, introduced by Representatives Roark, Cooper and Hunter, relating to drunkenness or drinking in certain public places.

HB 288, introduced by Representatives Jetton, Lager, Schaaf, Hobbs, Pearce, Yates, Munzlinger, Rupp, Schlottach, Baker, Nieves, Stefanick, Smith (14), Dixon and Kingery, et al, relating to gambling moneys for schools.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

HCR 9 and **HCR 10** were read the second time.

SECOND READING OF HOUSE BILLS

HB 233 through **HB 254** were read the second time.

HOUSE CONCURRENT RESOLUTION FOR THIRD READING

HCS HCR 6, relating to legislative and judicial pay raises, was taken up by Representative Bruns.

On motion of Representative Bruns, **HCS HCR 6** was adopted.

On motion of Representative Bruns, **HCS HCR 6** was read the third time and passed by the following vote:

AYES: 158

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Hunter	Icet	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lembke 85	LeVota	Liese
Lipke 157	Lowe	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Merideth	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Selby	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock

Villa	Vogt	Walker	Wallace	Walsh
Walton	Ward	Wasson	Whorton	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 001

Brooks

PRESENT: 000

ABSENT WITH LEAVE: 004

George	Lawson	Reinhart	Wagner
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Representative Crawford declared the bill passed.

Representative Abel raised a point of order that the Committee Assignment on Page 142 of the House Journal for January 22, 2003 is in violation of House Rule 22.

Representative Crawford requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order not well taken.

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were referred to the Committee indicated:

HJR 1 - Education
HJR 2 - Transportation and Motor Vehicles
HJR 3 - Budget
HJR 4 - Education
HJR 6 - Elections
HJR 7 - Conservation and Natural Resources
HJR 8 - Transportation and Motor Vehicles
HJR 9 - Elections

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 26 - Senior Security
HB 28 - Senior Security
HB 35 - Crime Prevention and Public Safety
HB 36 - Local Government
HB 37 - Senior Security
HB 41 - Local Government
HB 42 - Transportation and Motor Vehicles

HB 47 - Senior Security
HB 49 - Workforce Development and Workplace Safety
HB 50 - Tax Policy
HB 52 - Budget
HB 54 - Crime Prevention and Public Safety
HB 55 - Education
HB 56 - Tax Policy
HB 57 - Tax Policy
HB 58 - Local Government
HB 59 - Health Care Policy
HB 62 - Education
HB 63 - Crime Prevention and Public Safety
HB 64 - Crime Prevention and Public Safety
HB 65 - Tax Policy
HB 66 - Crime Prevention and Public Safety
HB 67 - Crime Prevention and Public Safety
HB 68 - Crime Prevention and Public Safety
HB 69 - Crime Prevention and Public Safety
HB 71 - Education
HB 81 - Local Government
HB 84 - Crime Prevention and Public Safety
HB 85 - Children and Families
HB 86 - Transportation and Motor Vehicles
HB 87 - Crime Prevention and Public Safety
HB 88 - Transportation and Motor Vehicles
HB 89 - Senior Security
HB 90 - Senior Security
HB 96 - Transportation and Motor Vehicles
HB 97 - Local Government
HB 98 - Judiciary
HB 99 - Elections
HB 100 - Local Government
HB 103 - Health Care Policy
HB 104 - Elections
HB 105 - Judiciary
HB 113 - Crime Prevention and Public Safety
HB 120 - Crime Prevention and Public Safety
HB 124 - Job Creation and Economic Development
HB 125 - Crime Prevention and Public Safety
HB 126 - Education
HB 128 - Homeland Security and Veterans Affairs
HB 130 - Agriculture
HB 133 - Elections
HB 138 - Corrections and State Institutions
HB 139 - Tax Policy

HB 146 - Education
HB 147 - Tax Policy
HB 149 - Senior Security
HB 150 - Senior Security
HB 151 - Judiciary
HB 155 - Workforce Development and Workplace Safety
HB 157 - Communications, Energy and Technology
HB 158 - Budget
HB 159 - Elections
HB 161 - Professional Registration and Licensing
HB 169 - Crime Prevention and Public Safety
HB 172 - Agriculture

RE-REFERRAL OF HOUSE BILLS

The following House Bills were re-referred to the Committee indicated:

HB 184 - Local Government
HB 206 - Agriculture

COMMITTEE REPORT

Committee on Rules, Chairman Crowell reporting:

Madam Speaker: Your Committee on Rules, to which was referred **SCR 1**, begs leave to report it has examined the same and recommends that it **Do Pass**.

COMMITTEE CHANGES

The Speaker submitted the following Committee changes:

Representative McKenna is no longer a member of the Crime Prevention and Public Safety Committee.

Representative Corcoran is no longer a member of the Transportation and Motor Vehicles Committee.

Representative Jolly is no longer a member of the Health Care Policy Committee.

Representative Schoemehl is no longer a member of the Job Creation and Economic Development Committee.

Representative McKenna has been appointed to the Transportation and Motor Vehicles Committee.

Representative Corcoran has been appointed a member of the Crime Prevention and Public Safety Committee.

Representative Corcoran has been appointed a member of the Job Creation and Economic Development Committee.

Representative Harris (23) has been appointed a member of the Health Care Policy Committee.

WITHDRAWAL OF HOUSE CONCURRENT RESOLUTION

January 23, 2003

TO: Chief Clerk
FROM: Juanita Head Walton
SUBJECT: Request for HCR 8

Please withdraw **HCR 8**.

WITHDRAWAL OF HOUSE BILL

January 22, 2003

The Honorable Catherine Hanaway, Speaker
Missouri House of Representatives
Room 308, Capitol Building
Jefferson City, MO 65101

Dear Madam Speaker:

I would like to respectfully request that my **House Bill 31** be withdrawn.

Thank you for your consideration.

Sincerely yours,

/s/ Thomas A. Villa

ADJOURNMENT

On motion of Representative Pearce, the House adjourned until 4:00 p.m., Monday, January 27, 2003.

COMMITTEE MEETINGS

ADMINISTRATION AND ACCOUNTS

Thursday, January 30, 2003, 8:30 a.m. Hearing Room 1.
Organizational meeting.

AGRICULTURE

Tuesday, January 28, 2003, 12:00 p.m. Hearing Room 1.
Organizational meeting. CORRECTED NOTICE.

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Monday, January 27, 2003, 12:00 p.m. Hearing Room 4.
Departments of Agriculture, Conservation and Natural Resources.

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Tuesday, January 28, 2003, 8:00 a.m. Hearing Room 4.
Departments of Agriculture, Conservation and Natural Resources.

APPROPRIATIONS - EDUCATION

Monday, January 27, 2003, 12:00 p.m. Hearing Room 1.
Presentation by G. Ogle from Dept. of Elementary and Secondary Education.

APPROPRIATIONS - EDUCATION

Tuesday, January 28, 2003, 8:00 a.m. Hearing Room 1.
Dept. of Elementary and Secondary Education.

APPROPRIATIONS - EDUCATION

Tuesday, January 28, 2003, 2:30 p.m. Hearing Room 1.
Dept. of Elementary and Secondary Education.

APPROPRIATIONS - EDUCATION

Wednesday, January 29, 2003, 8:00 a.m. Hearing Room 1.
Dept. of Elementary and Secondary Education.

APPROPRIATIONS - EDUCATION

Wednesday, January 29, 2003, 2:30 p.m. Hearing Room 1.
Dept. of Elementary and Secondary Education.

APPROPRIATIONS - GENERAL ADMINISTRATION

Tuesday, January 28, 2003, 2:30 p.m. Hearing Room 7.
Office of Administration. Public testimony. CORRECTED NOTICE.

APPROPRIATIONS - GENERAL ADMINISTRATION

Wednesday, January 29, 2003, 2:30 p.m. Hearing Room 7.
Office of Administration. Public testimony.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Monday, January 27, 2003, 12:00 p.m. Hearing Room 3.
Health and Senior Services. (HB 10)

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Tuesday, January 28, 2003, 8:00 a.m. Hearing Room 3.

Health and Senior Services. Public testimony. (HB 10)

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Tuesday, January 28, 2003, 2:30 p.m. Hearing Room 3.

Health and Senior Services. Public testimony. (HB 10)

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Monday, January 27, 2003, 12:00 p.m. Hearing Room 6.

Educational meeting.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Tuesday, January 28, 2003, 8:00 a.m. Hearing Room 6.

Informational meeting.

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Monday, January 27, 2003, 12:00 p.m. Hearing Room 7.

Departments of Labor and Industrial Relations,
Insurance and Economic Development, if time permits.

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Tuesday, January 28, 2003, 8:00 a.m. Hearing Room 7.

Committee will also meet upon adjournment. Economic Development.

CHILDREN AND FAMILIES

Tuesday, January 28, 2003, 5:00 p.m. Hearing Room 1.

Public Hearing to be held on: HB 219

COMMUNICATIONS, ENERGY AND TECHNOLOGY

Tuesday, January 28, 2003, 12:00 p.m. Hearing Room 3.

Organizational meeting.

CONSERVATION AND NATURAL RESOURCES

Wednesday, January 29, 2003, 12:00 p.m. Hearing Room 5. CORRECTED NOTICE.

Public Hearing to be held on: HB 83, HB 115

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, January 28, 2003, 5:00 p.m. Hearing Room 3. AMENDED NOTICE.

Public Hearing to be held on: HB 91, HB 194, HB 212

ELECTIONS

Tuesday, January 28, 2003, 5:00 p.m. Hearing Room 7.

Organizational meeting. Presentation by Secretary of State's Office,
MO Association of County Clerks.

ETHICS

Tuesday, January 28, 2003, 5:00 p.m. Hearing Room 4.

Rules of Procedure for Ethics.

Approval of Caucuses. Executive Session to follow.

FINANCIAL SERVICES

Tuesday, January 28, 2003, 1:00 p.m. Hearing Room 6.

Public Hearing to be held on: HB 221

HOMELAND SECURITY AND VETERANS AFFAIRS

Tuesday, January 28, 2003, 5:00 p.m. Hearing Room 5.

Public Hearing to be held on: HB 46, HB 72

JOB CREATION AND ECONOMIC DEVELOPMENT

Wednesday, January 29, 2003, 12:00 p.m. Hearing Room 6.

Public Hearing to be held on: HB 197

LOCAL GOVERNMENT

Thursday, January 30, 2003, 8:30 a.m. Hearing Room 6.

Public Hearing to be held on: HB 166, HB 181

Executive Session to be held on: HB 80, HB 122

PROFESSIONAL REGISTRATION AND LICENSING

Tuesday, January 28, 2003, 12:00 p.m. Professional Registration,
3605 Missouri Blvd., Organizational meeting.

Presentation by Division of Professional Registration.

RETIREMENT

Thursday, January 30, 2003, 8:30 a.m. Hearing Room 7.

Public Hearing to be held on: HB 131, HB 152, HB 180

SMALL BUSINESS

Wednesday, January 29, 2003, 12:00 p.m. Hearing Room 4.

Organizational meeting.

TAX POLICY

Tuesday, January 28, 2003, 12:00 p.m. Hearing Room 7.

Executive Session may follow.

Public Hearing to be held on: HB 60, HB 119, HB 206

TOURISM AND CULTURAL AFFAIRS

Tuesday, January 28, 2003, 12:00 p.m. Hearing Room 5.

Executive Session may follow.

Public Hearing to be held on: HB 144

TRANSPORTATION AND MOTOR VEHICLES

Wednesday, January 29, 2003, 12:00 p.m. Hearing Room 7.
Stakeholders meeting.

WORKFORCE DEVELOPMENT AND WORKPLACE SAFETY

Wednesday, January 29, 2003, 12:00 p.m. Hearing Room 3.
Executive Session may follow.
Public Hearing to be held on: HB 74

HOUSE CALENDAR

TENTH DAY, MONDAY, JANUARY 27, 2003

HOUSE BILLS FOR SECOND READING

HB 255 through HB 288

SENATE CONCURRENT RESOLUTION FOR THIRD READING

SCR 1 - Bruns (1-15-03, Pages 96-97)

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

TENTH DAY, MONDAY, JANUARY 27, 2003

Representative King in the Chair.

Prayer by Father David Buescher.

God, loving God, we begin a new legislative week today. This sovereign state counts on Your collaboration with these representatives, as they continue to put into practice the trust the people have put in them. May Your wisdom illumine the intellects of these men and women.

May Your spirit brood over any troubled waters or moral chaos bringing clarity of right and goodness. May Your stance of courage, principle, mortification, and indifference to reputation inform and direct the activities of their minds and hearts.

You promise to be with those who put their trust in You. So we claim Your presence here and today. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Ann Flood.

The Journal of the ninth day was approved as corrected by the following vote:

AYES: 090

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Guest
Hobbs	Holand	Hunter	Icet	Jackson
Jetton	Johnson 47	Kelly 144	King	Kingery
Lager	Lembke	Lipke	Luetkemeyer	Marsh
May	Mayer	Merideth	Miller	Moore
Morris	Munzlinger	Myers	Nieves	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Rector	Richard	Roark	Ruestman
Rupp	Sander	Schaaf	Schlottach	Schneider
Self	Shoemaker	Smith 118	Smith 14	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Threlkeld
Townley	Viebrock	Wallace	Wasson	Wilson 119
Wilson 130	Wood	Wright	Yates	Madam Speaker

NOES: 067

Abel	Adams	Barnitz	Bishop	Boykins
Bringer	Brooks	Burnett	Campbell	Corcoran
Curls	Darrough	Daus	Davis 122	Donnelly
Dougherty	El-Amin	Fraser	George	Graham
Green	Hampton	Harris	Harris 110	Haywood
Henke	Hilgemann	Hoskins	Hubbard	Johnson 61
Johnson 90	Jolly	Jones	Kelly 36	Kratky
Kuessner	LeVota	Liese	Lowe	McKenna
Meiners	Muckler	Page	Ransdall	Sager
Salva	Schoemehl	Seigfreid	Selby	Shoemyer
Skaggs	Spreng	Thompson	Villa	Wagner
Walker	Walsh	Ward	Whorton	Wildberger
Willoughby	Wilson 25	Wilson 42	Witte	Yaeger
Young	Zweifel			

PRESENT: 000

ABSENT WITH LEAVE: 006

Bland	Carnahan	Lawson	Reinhart	Vogt
Walton				

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 129

and

House Resolution No. 130 - Representative Witte
 House Resolution No. 131 - Representative Moore
 House Resolution No. 132 - Representative Jackson

House Resolution No. 133

through

House Resolution No. 135 - Representative Dethrow
 House Resolution No. 136 - Representative Vogt
 House Resolution No. 137 - Representative Bearden

House Resolution No. 138

and

House Resolution No. 139 - Representative Cunningham (145)
 House Resolution No. 140 - Representative Deeken
 House Resolution No. 141 - Representative Angst
 House Resolution No. 142 - Representative Wilson (42)
 House Resolution No. 143 - Representative Crawford
 House Resolution No. 144 - Representative Kelly (36)

House Resolution No. 145

and

House Resolution No. 146 - Representative Byrd
 House Resolution No. 147 - Representative Black
 House Resolution No. 148 - Representatives Wildberger and Salva

INTRODUCTION OF HOUSE BILL - APPROPRIATIONS

The following House Bill was read the first time and copies ordered printed:

HB 15, introduced by Representative Bearden, to appropriate money for supplemental purposes for the several departments and offices of state government, and for the payment of various claims for refunds, for persons, firms, and corporations, and for other purposes, and to transfer money among certain funds, from the funds designated for the fiscal period ending June 30, 2003.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 289, introduced by Representatives Dempsey, Johnson (47), Jetton, Roark, Hanaway, Smith (118), Baker, Avery, LeVota, Stevenson, Ervin, Dougherty, Yates, Burnett, Willoughby, Wilson (42), Dusenberg, Cooper (120), Pratt, Brown and Sager, et al, relating to the Missouri downtown economic stimulus act.

HB 290, introduced by Representatives Yates, Johnson (47), Dusenberg, Pratt, Smith (14), Avery, Guest and Pearce, et al, relating to campaign finance disclosure reports.

HB 291, introduced by Representatives Johnson (90), Lowe, Darrough, Walker, George, Whorton, Wildberger, Harris (110) and Zweifel, et al, relating to the memorial for workers.

HB 292, introduced by Representative Wagner, relating to the De Soto armory.

HB 293, introduced by Representative Johnson (47), relating to license taxes.

SECOND READING OF HOUSE BILLS

HB 255 through **HB 288** were read the second time.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

- HB 209** - Crime Prevention and Public Safety
- HB 221** - Financial Services
- HB 222** - Tourism and Cultural Affairs
- HB 224** - Financial Services
- HB 225** - Financial Services
- HB 226** - Conservation and Natural Resources
- HB 227** - Crime Prevention and Public Safety
- HB 228** - Job Creation and Economic Development
- HB 229** - Crime Prevention and Public Safety

HB 233 - Health Care Policy
HB 234 - Education
HB 240 - Local Government
HB 241 - Judiciary
HB 242 - Local Government
HB 243 - Financial Services
HB 245 - Tourism and Cultural Affairs
HB 246 - Retirement
HB 247 - Transportation and Motor Vehicles
HB 252 - Judiciary
HB 253 - Judiciary
HB 254 - Judiciary
HB 260 - Senior Security
HB 263 - Tax Policy
HB 264 - Health Care Policy
HB 265 - Transportation and Motor Vehicles
HB 274 - Financial Services
HB 281 - Education
HB 282 - Health Care Policy
HB 283 - Transportation and Motor Vehicles
HB 284 - Transportation and Motor Vehicles
HB 287 - Local Government
HB 288 - Education

COMMITTEE REPORT

Committee on Children and Families, Chairman Phillips reporting:

Madam Speaker: Your Committee on Children and Families, to which was referred **HB 185**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

ADJOURNMENT

On motion of Representative Nieves, the House adjourned until 10:00 a.m., Tuesday, January 28, 2003.

CORRECTIONS

I, State Representative Robert J. Behnen, District 2, hereby state and affirm that my vote as recorded on page 149 of the House Journal for Thursday, 23 January 2003 showing that I voted absent was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 27th day of January 2003.

/s/ Robert J. Behnen
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 27th day of January in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Sharon Sanders Brooks, District 37, hereby state and affirm that my vote as recorded on page 149 of the House Journal for 1-23-2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted affirmative. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 27th day of January 2003.

/s/ Sharon Sanders Brooks
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 27th day of January in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Esther Haywood, District 71, hereby state and affirm that my vote as recorded on page 149 of the House Journal for Thursday, January 23, 2003 showing that I voted absent was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 27th day of January 2003.

/s/ Esther Haywood
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 27th day of January in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

ADMINISTRATION AND ACCOUNTS

Thursday, January 30, 2003, 8:30 a.m. Hearing Room 1.

Organizational meeting.

AGRICULTURE

Tuesday, January 28, 2003, 12:00 p.m. Hearing Room 1.

Organizational meeting. CORRECTED NOTICE.

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Tuesday, January 28, 2003, 8:00 a.m. Hearing Room 4.

Departments of Agriculture, Conservation and Natural Resources.

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Wednesday, January 29, 2003, 8:00 a.m. Hearing Room 4.

Departments of Agriculture, Conservation and Natural Resources.

APPROPRIATIONS - EDUCATION

Tuesday, January 28, 2003, 8:00 a.m. Hearing Room 1.

Department of Elementary and Secondary Education.

APPROPRIATIONS - EDUCATION

Tuesday, January 28, 2003, 2:30 p.m. Hearing Room 1.

Department of Elementary and Secondary Education.

APPROPRIATIONS - EDUCATION

Wednesday, January 29, 2003, 8:00 a.m. Hearing Room 1.

Department of Elementary and Secondary Education.

APPROPRIATIONS - EDUCATION

Wednesday, January 29, 2003, 2:30 p.m. Hearing Room 1.

Department of Elementary and Secondary Education.

APPROPRIATIONS - GENERAL ADMINISTRATION

Tuesday, January 28, 2003, 2:30 p.m. Hearing Room 7.

Office of Administration. Public testimony. CORRECTED NOTICE.

APPROPRIATIONS - GENERAL ADMINISTRATION

Wednesday, January 29, 2003, 2:30 p.m. Hearing Room 7.

Office of Administration. Public testimony.

APPROPRIATIONS - GENERAL ADMINISTRATION

Thursday, January 30, 2003. Hearing Room 7 upon adjournment.
Public Defender and General Assembly.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Tuesday, January 28, 2003, 8:00 a.m. Hearing Room 3.
Health and Senior Services. Public testimony. (HB 10)

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Tuesday, January 28, 2003, 2:30 p.m. Hearing Room 3.
Health and Senior Services. Public testimony.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Wednesday, January 29, 2003, 8:00 a.m. Hearing Room 3.
Mental Health. Public testimony. (HB 10) AMENDED NOTICE.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Wednesday, January 29, 2003, 2:30 p.m. Hearing Room 3.
Health and Senior Services (HB 10).

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Thursday, January 30, 2003, 8:15 a.m. Hearing Room 3.
Health and Senior Services (HB 10).

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Thursday, January 30, 2003. Hearing Room 3 upon morning adjournment.
Health and Senior Services (HB 10).

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Tuesday, January 28, 2003, 8:00 a.m. Hearing Room 6.
Informational meeting.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Wednesday, January 29, 2003, 8:00 a.m. Hearing Room 6.
Department of Public Safety.

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Tuesday, January 28, 2003, 8:00 a.m. Hearing Room 7.
Committee will also meet upon adjournment. Economic Development.

CHILDREN AND FAMILIES

Tuesday, January 28, 2003, 5:00 p.m. Hearing Room 1.
Public Hearing to be held on: HB 219

COMMUNICATIONS, ENERGY AND TECHNOLOGY

Tuesday, January 28, 2003, 12:00 p.m. Hearing Room 3.
Organizational meeting.

CONSERVATION AND NATURAL RESOURCES

Wednesday, January 29, 2003, 12:00 p.m. Hearing Room 5. CORRECTED NOTICE.
Public Hearing to be held on: HB 83, HB 115

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, January 28, 2003, 5:00 p.m. Hearing Room 3. AMENDED NOTICE #2.
Public Hearing to be held on: HB 91, HB 194, HB 198, HB 212, HB 229

ELECTIONS

Tuesday, January 28, 2003, 5:00 p.m. Hearing Room 7.
Organizational meeting. Presentation by Secretary of State's Office,
Missouri Association of County Clerks.

ETHICS

Tuesday, January 28, 2003, 5:30 p.m. Hearing Room 4.
Rules of Procedure for Ethics. Approval of Caucuses.
Executive Session to follow. AMENDED NOTICE.

FINANCIAL SERVICES

Tuesday, January 28, 2003, 1:00 p.m.
Hearing Room 6. AMENDED NOTICE.
Organizational meeting.

HOMELAND SECURITY AND VETERANS AFFAIRS

Tuesday, January 28, 2003, 5:00 p.m. Hearing Room 5.
Public Hearing to be held on: HB 46, HB 72

JOB CREATION AND ECONOMIC DEVELOPMENT

Wednesday, January 29, 2003, 12:00 p.m. Hearing Room 6. AMENDED NOTICE.
Public Hearing to be held on: HB 197, HB 228

JUDICIARY

Wednesday, January 29, 2003, 12:00 p.m. Hearing Room 1.
Informational session on medical malpractice issues.
Public Hearing to be held on: HB 254

LOCAL GOVERNMENT

Thursday, January 30, 2003, 8:30 a.m. Hearing Room 6. AMENDED NOTICE.
Public Hearing to be held on: HB 36, HB 41, HB 166, HB 181
Executive Session to be held on: HB 80, HB 122

PROFESSIONAL REGISTRATION AND LICENSING

Tuesday, January 28, 2003, 12:00 p.m.

Professional Registration, 3605 Missouri Blvd.

Organizational meeting. Presentation by Division of Professional Registration.

RETIREMENT

Thursday, January 30, 2003, 8:30 a.m. Hearing Room 7.

Public Hearing to be held on: HB 131, HB 152, HB 180

SENIOR SECURITY

Tuesday, January 28, 2003, 5:00 p.m. Hearing Room 6.

Public Hearing to be held on: HB 89

SMALL BUSINESS

Wednesday, January 29, 2003, 12:00 p.m. Hearing Room 4.

Organizational meeting.

TAX POLICY

Tuesday, January 28, 2003, 12:00 p.m. Hearing Room 7.

Executive Session may follow. AMENDED NOTICE.

Public Hearing to be held on: HB 32, HB 60, HB 119

TOURISM AND CULTURAL AFFAIRS

Tuesday, January 28, 2003, 12:00 p.m. Hearing Room 5.

Executive Session may follow.

Public Hearing to be held on: HB 144

TRANSPORTATION AND MOTOR VEHICLES

Wednesday, January 29, 2003, 12:00 p.m. Hearing Room 7.

Stakeholders meeting.

WORKFORCE DEVELOPMENT AND WORKPLACE SAFETY

Wednesday, January 29, 2003, 12:00 p.m. Hearing Room 3.

Executive Session may follow.

Public Hearing to be held on: HB 74

HOUSE CALENDAR

ELEVENTH DAY, TUESDAY, JANUARY 28, 2003

HOUSE BILLS FOR SECOND READING

HB 289 through HB 293

HOUSE BILL FOR SECOND READING - APPROPRIATIONS

HB 15

HOUSE BILL FOR PERFECTION

HCS HB 185 - Phillips

SENATE CONCURRENT RESOLUTION FOR THIRD READING

SCR 1 - Bruns (1-15-03, Pages 96-97)

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

ELEVENTH DAY, TUESDAY, JANUARY 28, 2003

Speaker Hanaway in the Chair.

Prayer by Reverend James Earl Jackson.

Heavenly Father, our Hope and Joy, it is written, "As for God, His way is blameless and the Word of our Lord is dependable" so may we be blameless and our word dependable.

Dear Lord, we stand here dwarfed by the magnitude of the job at hand, but in awe of the vastness of Your wisdom and provision.

May our hearts and minds be kept under the protection and power of Your peace and fixed against anxiety or weariness.

Father, as we begin this day, may we be flexible: freed from pettiness, combativeness, and rigidity.

Give us wisdom, discernment, and clarity of thought as we tackle the important tasks ahead.

Now, may the grace of our Lord, and the love of God, be with us all.

In the name of Your Son we pray. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Danielle Warner, Matthew Hamblin, David Breed, Jonathan Breed, Anna Guthrie, Maggie Winkelmann, Ben Ogawa, Shaunece Ballenger and Kathleen Reeves.

The Journal of the tenth day was approved as printed.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 149	-	Representative Yates
House Resolution No. 150	-	Representative Crowell
House Resolution No. 151		
through		
House Resolution No. 154	-	Representative Dusenberg
House Resolution No. 155	-	Representative Wasson
House Resolution No. 156	-	Representative Kuessner
House Resolution No. 157	-	Representative Cunningham (145)
House Resolution No. 158	-	Representative Fares

House Resolution No. 159

through

House Resolution No. 176 - Representative Crowell

House Resolution No. 177

through

House Resolution No. 179 - Representative Adams

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 294, introduced by Representatives Marsh, Wright and Holand, et al, relating to satellite enterprise zones.

HB 295, introduced by Representatives Sander, Stevenson, Townley, Hunter and Wilson (130), et al, relating to environmental regulation.

HB 296, introduced by Representatives Stevenson, Townley, Hunter and Ruestman, et al, relating to prevailing wages.

HB 297, introduced by Representatives Stevenson, Bean and Smith (14), relating to academic credits for American Sign Language courses offered in educational institutions.

HB 298, introduced by Representatives Wildberger, Salva, Walker, Darrough, Whorton, Walsh, Bruns, Selby and Sager, et al, relating to firefighters' retirement.

HB 299, introduced by Representatives Wildberger and Salva, et al, relating to the higher education funding formula.

HB 300, introduced by Representatives Wildberger, Bringer, Harris (23), Skaggs, Dougherty, Sager, LeVota and Donnelly, et al, relating to restrictions and limitations on campaign contributions.

HB 301, introduced by Representatives Munzlinger, Bringer, Hobbs and Quinn, et al, relating to recorders of deeds.

HB 302, introduced by Representatives Morris, Kuessner, Holand, Moore and Bringer, relating to a statewide crime laboratory system.

HB 303, introduced by Representatives Rupp and Bruns, relating to cafeteria plans for state employees.

HB 304, introduced by Representative Avery, et al, relating to inspections of certain motor vehicles.

SECOND READING OF HOUSE BILLS

HB 289 through **HB 293** were read the second time.

SECOND READING OF HOUSE BILL - APPROPRIATIONS

HB 15 was read the second time.

THIRD READING OF SENATE CONCURRENT RESOLUTION

SCR 1, relating to compensation for elected officials, was taken up by Representative Bruns.

On motion of Representative Bruns, **SCR 1** was read the third time and passed by the following vote:

AYES: 160

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brooks	Brown	Bruns	Burnett
Byrd	Campbell	Carnahan	Cooper 120	Cooper 155
Corcoran	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Darrough	Daus	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Engler
Ervin	Fares	Fraser	George	Graham
Green	Guest	Hampton	Harris	Harris 110
Haywood	Henke	Hobbs	Holand	Hoskins
Hubbard	Hunter	Icet	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Merideth
Miller	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 003

Goodman

Hilgemann

Reinhart

Speaker Hanaway declared the bill passed.

REFERRAL OF HOUSE BILL - APPROPRIATIONS

The following House Bill was referred to the Committee indicated:

HB 15 - Budget

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 220 - Workforce Development and Workplace Safety
HB 223 - Crime Prevention and Public Safety
HB 230 - Crime Prevention and Public Safety
HB 231 - Crime Prevention and Public Safety
HB 232 - Children and Families
HB 235 - Workforce Development and Workplace Safety
HB 236 - Small Business
HB 237 - Elections
HB 238 - Judiciary
HB 239 - Education
HB 244 - Local Government
HB 248 - Judiciary
HB 249 - Transportation and Motor Vehicles
HB 250 - Workforce Development and Workplace Safety
HB 251 - Transportation and Motor Vehicles
HB 255 - Crime Prevention and Public Safety
HB 256 - Judiciary
HB 257 - Agriculture
HB 258 - Crime Prevention and Public Safety
HB 259 - Financial Services
HB 261 - Transportation and Motor Vehicles
HB 262 - Education
HB 266 - Education
HB 267 - Local Government
HB 268 - Local Government
HB 269 - Health Care Policy
HB 270 - Retirement
HB 271 - Homeland Security and Veterans Affairs
HB 272 - Financial Services
HB 273 - Judiciary

HB 275 - Local Government
HB 277 - Job Creation and Economic Development
HB 278 - Corrections and State Institutions
HB 279 - Homeland Security and Veterans Affairs
HB 280 - Education
HB 284 - Transportation and Motor Vehicles
HB 285 - Education
HB 286 - Budget

COMMITTEE REPORT

Committee on Ethics, Chairman Crowell reporting:

Madam Speaker: Your Committee on Ethics, begs leave to report that pursuant to Rule 36 of the House Rules it has adopted Rules of Procedure and hereby submits said Rules of Procedure in the form of a House Resolution and recommends that **House Resolution No. 180 be adopted.**

HOUSE RESOLUTION NO. 180

ETHICS COMMITTEE RULES OF PROCEDURE

RULE 1. Scope and Authority

These Rules of Procedure govern the conduct of the investigation of complaints of ethical misconduct by a member of the House and are adopted pursuant to House Rule 36.

RULE 2. Definitions

As used in these Rules, unless the context requires otherwise, the following words and terms shall have the following meanings, and the use of masculine gender shall include the feminine.

(1) Censure - A sanction which recognizes the respondent's conduct constituted a legal or moral wrong, and which shall include punishment in the form of denying privileges of office, which recommendation is included as part of the committee's report and requires the presence of the respondent in the chamber during consideration and vote by the entire House on such resolution.

(2) Letter of Reproval - A sanction which expresses disapproval of conduct based on the appropriateness of such conduct by a legislator, regardless of whether the conduct constitutes a legal or moral wrong and is included as part of the committee's report.

(3) Reprimand - A sanction which recognizes the respondent's conduct constituted a legal or moral wrong and which may include punishment in the form of denying privileges of the office, which recommendation is included as part of the committee's report, is issued by the Speaker and the recommendation for reprimand is made a public record.

RULE 3. Quorum

A quorum exists when a majority of the members of the Committee are present.

RULE 4. Form of Complaints

A. All complaints filed with the Speaker against a member of the House shall be made by a member. The complaints shall be confidential and shall be referred to the Committee on Ethics within ten (10) days and shall be in writing and under oath, setting forth in simple, concise and direct statements:

(1) The name and legal address of the member or members acting as complainant;

(2) The name of the member of the House alleged to have engaged in the commission of a crime, misconduct, willful neglect of duty, corruption in office or other acts constituting ethical misconduct. "Misconduct" means:

(a) Any conduct constituting a legal or moral wrong which materially impairs the member's ability to perform the duties of his office or substantially impairs public confidence in the General Assembly;

(b) Any conduct constituting a conflict of interest under Chapter 105, RSMo;

(c) The intentional filing of a false complaint or the filing of a complaint in reckless disregard of the truth.

(3) The nature of the alleged crime, misconduct, neglect, corruption or other unethical act, including when applicable, the specific law, rule, regulation or ethical standard violated;

(4) The facts alleged to have given rise to the violation; and

(5) Where the facts are alleged upon the information and belief of the complainant, the complaint shall so state and set forth the basis for such information and belief.

B. All documents in the possession of the complainant that are relevant to and in support of the allegations shall be appended to the complaint.

RULE 5. Initial Examination of the Complaint by the Committee

A. Within thirty (30) days of the assignment of the complaint by the Speaker, the Committee shall determine if it is in compliance with Rule 4 of these Rules, and whether on the face of the complaint, the allegations contained therein are within the jurisdiction of the Committee, and if so, whether the allegations merit proceeding to a preliminary hearing. The complainant shall not act as a member of the Committee at a hearing in which the complainant is likely to be called as a necessary witness. A respondent shall not act as a member of the Committee for purposes of his complaint.

B. Complaints determined not to be in compliance with Rule 4 of these Rules shall be returned to the complainant with a general statement that it is not in compliance with the Rules of Procedure. The complaint may be resubmitted in the proper form.

C. Once a determination has been made that the complaint complies with Rule 4 of these Rules, a majority of the Committee appointed shall vote by roll call to either:

(1) Defer action pending completion of any other administrative, disciplinary, commission, or judicial proceeding;

(2) Proceed to a preliminary hearing;

(3) Dismiss the complaint.

D. In determining whether or not to proceed the Committee shall consider the following:

(1) The credible evidence contained in the complaint or appended thereto of the commission of a crime, misconduct, willful neglect of duty, corruption in office, or other acts violating applicable ethical standards;

- (2) Other administrative or disciplinary action by other interested bodies;
- (3) Criminal investigation, Missouri Ethics Commission proceeding, or judicial proceedings, either civil or criminal; and
- (4) Other relevant circumstances that would justify expediting, declining or deferring action by the Committee.

E. Complaints determined to be in compliance with Rule 4 of these Rules and accepted for a preliminary hearing shall be transmitted to the respondent with a copy of the Rules of Procedure and notice in writing that the respondent has twenty-one (21) calendar days to respond to the complaint either by way of answer or motion pursuant to Rule 6 of these Rules. The complainant shall also be notified, in writing, of the action of the Committee. Examination of the complaint and the determination of Rule 5.C. shall be conducted in a closed meeting.

RULE 6. Answers and Motions

A. If the Committee determines that the complaint merits proceeding to a preliminary hearing, the respondent shall have twenty-one (21) calendar days in which to respond to the complaint by way of answer or motion, unless this time period is waived by the respondent. Any answer or motion shall be in writing, signed by the respondent and his counsel, if he has one, and shall be limited to the following:

- (1) An admission or denial under oath, of the allegations set forth in the complaint, including negative and affirmative defenses, and any other relevant information, including supporting evidence which the respondent may desire to submit;
- (2) An objection to the jurisdiction of the Committee to investigate the complaint; or
- (3) An objection to the participation of any member of the Committee in an investigation of the complaint on the grounds that the member cannot render an impartial and unbiased decision in the case. The majority of the members present shall rule on the objection to the participation of any member of the Committee. A temporary replacement shall be made to serve on the Committee on Ethics for all actions concerning a particular complaint for any member of the Committee who is prevented from acting on a complaint under these rules.

B. Any motion submitted pursuant to this rule is not in lieu of an answer and shall be accompanied by a memorandum of points and authorities. Answers or motions not submitted within the twenty-one (21) calendar-day period shall not be considered by the Committee.

C. The Chairman of the Committee shall pass upon such motions as soon as practicable and notice of the decision shall be furnished to the respondent and the complainant. A motion to quash a subpoena shall be decided by the Chairman of the Committee.

D. Time limitations imposed by this Rule may be extended when, in the discretion of the Chairman, such extension would facilitate a fair and complete inquiry and may be shortened when the Chairman determines that there are special circumstances compelling expedition, and upon twenty-four (24) hours notice of said action to the respondent and the claimant.

E. In the event that a special counsel is retained by the Committee, the attorney-client privilege is applicable to the Committee and not to the House.

RULE 7. Preliminary Hearings

A. A preliminary hearing may be held to hear arguments based on the pleadings submitted in the case. The preliminary hearing shall be an open meeting. The committee shall provide the complainant and the respondent or counsel for the complainant and respondent an opportunity to present, orally or in writing, a statement, which shall be under oath or affirmation, regarding the allegations and any other relevant questions arising out of the pleadings. A Complainant or respondent who is represented by counsel shall not be questioned in the absence of counsel unless an explicit waiver is obtained.

B. The committee shall require that testimony be given under oath or affirmation. The form of the oath or affirmation shall be: “Do you solemnly swear (or affirm) that the testimony you will give before this Committee in the matter now under consideration will be the truth, the whole truth, and nothing but the truth (so help you God)?” The oath or affirmation shall be administered by the Chairman or Committee member designated by him to administer oaths. Members of the committee shall be given an opportunity to question the complainant and respondent or counsel for the complainant or respondent following the opening statements.

C. At the conclusion of the preliminary hearing, a majority of the Committee shall vote by roll call to either:

(1) Dismiss the complaint, or

(2) Proceed by

(a) undertaking an investigative hearing; or

(b) deciding the case based upon the preliminary hearing.

A decision based upon a preliminary hearing shall require the consent of the respondent.

D. If the committee decides to make a summary decision of the case and the respondent accepts this disposition the Committee may, by a majority vote, recommend one of the following sanctions:

(1) Letter of reproof;

(2) Reprimand; or

(3) Censure.

RULE 8. Investigative Hearings

A. An investigative hearing may be held on the record to receive evidence upon which to base findings, conclusions, and recommendations, if any, to the House. The Committee may require, by subpoena or otherwise, or by subpoena duces tecum, the attendance and testimony of such witnesses and the production of such books, records, correspondence, memorandums, papers and documents as it deems necessary. The Committee may obtain a court-issued subpoena in the event that any person refuses to obey the subpoena issued by the Committee.

B. Prior to setting a hearing date and issuing subpoenas for witnesses, the Committee shall resolve the scope and purpose of the hearings. A copy of this statement of scope and purpose shall be furnished to all witnesses. During the course of the hearings the Committee may expand or contract the scope in light of evidence received.

C. The order of the investigative hearing shall be as follows:

(1) The Chairman shall open the hearing by stating the Committee’s authority to conduct the investigation, the purpose of the investigation and its scope.

(2) The complainant and the respondent or counsel for the complainant and respondent shall be permitted to make opening statements. Such opening statements shall not exceed fifteen minutes.

(3) Testimony from witnesses and other evidence pertinent to the matter under investigation shall be received in the following order:

(a) Witnesses and other evidence offered by the complainant;

(b) Witnesses and other evidence offered by the respondent;

(c) Witnesses and other evidence offered by the Committee staff; and

(d) Rebuttal witnesses.

(4) The Chairman or his designee shall examine each witness. The Committee members may then question the witness. The respondent or his counsel may then cross-examine the witness. Redirect or recross examination may be permitted in the Chairman's discretion. With respect to witnesses offered by the respondent, a witness shall be examined first by the respondent or his counsel, if he has one, and then may be cross-examined by the complainant or his counsel, if he has one, and then may be cross-examined by the Chairman or his designee. Committee members may then question the witness. Redirect and recross examination may be permitted in the Chairman's discretion.

D. Testimony of all witnesses shall be taken under oath. The form of the oath shall be: "Do you solemnly swear or affirm that the testimony you will give before this Committee in the matter now under consideration will be the truth, the whole truth, and nothing but the truth, so help you God?" The oath shall be administered by the Chairman or Committee member designated by him to administer oaths.

RULE 9. Admissibility of Evidence

A. The object of the hearings shall be to ascertain the truth. Any evidence that is relevant and probative shall be admissible, unless privileged or unless the Constitution otherwise requires its exclusion. Objections going only to the weight that should be given to evidence will not justify its exclusion.

B. The Chairman or other member presiding shall rule upon any question of admissibility of testimony or evidence presented to the Committee. The Chairman or other member presiding may limit the presentation of repetitious evidence. Rulings shall be final unless reversed or modified by a majority vote of the Committee members present.

C. At an investigative hearing, the burden of proof is on the complainant with respect to each count to establish the facts alleged therein clearly and convincingly by the evidence that he introduces.

RULE 10. Witnesses

A. A subpoena to a witness shall be served sufficiently in advance of his scheduled appearance to allow him a reasonable period of time, as determined by the Committee, to prepare for the hearing and to employ counsel should he so desire.

B. Except as otherwise specifically authorized by the Chairman, no member of the Committee or staff shall make public the name of any witness subpoenaed by the Committee before his scheduled appearance.

C. Witnesses at investigative hearings may be accompanied by their counsel for the purpose of advising them concerning their constitutional rights and to raise objections to procedures or to the admissibility of testimony and evidence. Counsel for a witness other than the respondent shall not be permitted to engage in oral argument with the Committee. After a witness has testified, his counsel may submit to the Committee, in writing, any questions he wishes propounded to his client and any request for additional witnesses or other evidence. Such request may be granted in the discretion of the Committee.

D. The respondent may apply to the Committee for the issuance of subpoenas for the appearance of witnesses or the production of documents on his behalf. The application shall be granted upon good cause shown by the respondent that the proposed testimony or evidence is relevant and not otherwise available. The application shall be denied if not made at a reasonable time or if the testimony or evidence would be merely cumulative.

E. The respondent is entitled to present witnesses in his behalf. However, the Chairman may limit such testimony when, in his discretion, he finds the testimony is repetitious or cumulative.

F. Each witness subpoenaed by the Committee shall be reimbursed for those reasonable expenses approved by the Committee.

G. Each witness shall be furnished a printed copy of the Rules of Procedure and the pertinent provisions of the Rules of the House applicable to the rights of witnesses.

H. Within ten (10) calendar days before the scheduled investigative hearing, the Chairman shall notify the respondent, in writing, of the witnesses that are to appear before the Committee. Within five (5) calendar days before the scheduled investigative hearing, the respondent shall notify the Committee, in writing, of the witnesses that are to appear in his behalf. Additional witnesses may be brought before the Committee, in the discretion of the Chairman or other member presiding and upon good cause, if their whereabouts or existence were unknown to the respondent at the time for submission of the witness list to Committee.

RULE 11. Findings, Conclusions and Recommendations

A. At the completion of the preliminary hearing or investigative hearings, the Committee, by a majority vote of its members, shall, within forty-five (45) days, adopt a report stating its findings and conclusions on the complaint. The report shall be filed with the Chief Clerk of the House and shall be printed in the House Journal. In the event the Committee finds that the complaint is not well-founded, the report shall so state, and shall include a copy of a Letter of Reproval if the Committee authorized such sanction. In the event the Committee finds that the complaint is well-founded, the report shall state the Committee's recommendation in a resolution appended thereto.

B. The resolution shall state the Committee's findings and conclusions on each allegation in the complaint with the recommendation that the House:

- (1) Expel the member as provided in Article III, Section 18 of the Missouri Constitution;
- (2) Punish the member as provided in Article III, Section 18 of the Missouri Constitution, by reprimand on the adoption of the resolution, or by censure by the Speaker in open session; or
- (3) Take no further action, stating the reasons therefor.

RULE 12. Matters Not Covered in These Rules of Procedure

The Rules of Procedure of the United States House of Representatives Committee on Standards of Official Conduct of the 108th Congress shall be taken as guidelines in deciding questions, issues, and other matters not otherwise provided for in these Rules of Procedure, except that the Rules of the Missouri House of Representatives governing the party representation on committees shall apply to this Committee.

COMMITTEE ASSIGNMENTS

JOINT ADVISORY COMMITTEE ON TOBACCO SECURITIZATION

Campbell, Marsha
Engler, Kevin
Jetton, Rod
Luetkemeyer, Blaine
Ransdall, Bill

JOINT COMMITTEE ON ADMINISTRATIVE RULES

Byrd, Richard - Chair

Goodman, Jack
Johnson, Rick
Luetkemeyer, Blaine
Willoughby, Philip

JOINT COMMITTEE ON CAPITAL IMPROVEMENTS AND LEASES OVERSIGHT

Boykins, Amber
Holand, Roy
Icet, Allen
Lager, Brad
Ransdall, Bill
Wilson, Yvonne

JOINT COMMITTEE ON CORRECTIONAL INSTITUTIONS AND PROBLEMS

Bruns, Mark
Hampton, Mark
Kelly, Gary
Kelly, Van
Moore, Danielle
Ward, Dan

JOINT COMMITTEE ON COURT AUTOMATION

Bearden, Carl
Bringer, Rachel
Byrd, Richard

JOINT COMMITTEE ON ECONOMIC DEVELOPMENT, POLICY AND PLANNING

Curls, Melba
Dempsey, Tom
Dixon, Bob
Ransdall, Bill
Wilson, Kevin

JOINT COMMITTEE ON EDUCATION

Cunningham, Jane
Fraser, Barbara
Jolly, Cathy
Kingery, Gayle
Wallace, Maynard

JOINT COMMITTEE ON GAMING AND WAGERING

Bean, Otto
Dusenberg, Gary
Johnson, Bob
Meiners, Kate
Wagner, Wes

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT

Davis, D.J.
Haywood, Esther
King, Jerry
Rupp, Scott
Smith, Todd

**JOINT COMMITTEE ON TERRORISM, BIOTERRORISM AND HOMELAND
SECURITY**

Carnahan, Russ
Cooper, Wayne
Dusenberg, Gary
Ruestman, Marilyn
Shoemaker, Chris

JOINT COMMITTEE ON TRANSPORTATION OVERSIGHT

Black, Lanie
Crawford, Larry
Donnelly, Margaret
Green, Tom
McKenna, Ryan
Munzlinger, Brian
Wasson, Jay

JOINT COMMITTEE ON WETLANDS

Barnitz, Frank
Henke, Wayne
Mayer, Rob
Merideth, Denny
Munzlinger, Brian
Wood, Dennis

COMMITTEE CHANGES

The Speaker submitted the following Committee changes:

Representative Hampton is no longer a member of the Joint Committee on Legislative Research.

Representative Abel has been appointed a member of the Joint Committee on Legislative Research.

The following member's presence was noted: Hilgemann.

ADJOURNMENT

On motion of Representative Yates, the House adjourned until 10:00 a.m., Wednesday, January 29, 2003.

COMMITTEE MEETINGS

ADMINISTRATION AND ACCOUNTS

Thursday, January 30, 2003, 8:30 am. Hearing Room 1.
Organizational meeting.

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Wednesday, January 29, 2003, 8:00 am. Hearing Room 4.
Departments of Agriculture, Conservation and Natural Resources.

APPROPRIATIONS - EDUCATION

Wednesday, January 29, 2003, 8:00 am. Hearing Room 1.
Department of Elementary and Secondary Education.

APPROPRIATIONS - EDUCATION

Wednesday, January 29, 2003, 2:30 pm. Hearing Room 1.
Department of Elementary and Secondary Education.

APPROPRIATIONS - GENERAL ADMINISTRATION

Wednesday, January 29, 2003, 2:30 pm. Hearing Room 7.
Office of Administration. Public testimony.

APPROPRIATIONS - GENERAL ADMINISTRATION

Thursday, January 30, 2003. Hearing Room 7 upon adjournment.
Public Defender and Department of Revenue. AMENDED NOTICE.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Wednesday, January 29, 2003, 8:00 am. Hearing Room 3.
Mental Health. Public testimony. (HB 10) AMENDED NOTICE.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Wednesday, January 29, 2003, 2:30 pm. Hearing Room 3.
Health and Senior Services (HB 10).

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Thursday, January 30, 2003, 8:15 am. Hearing Room 3.
Health and Senior Services (HB 10).

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Thursday, January 30, 2003. Hearing Room 3 upon morning adjournment.
Health and Senior Services (HB 10).

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Wednesday, January 29, 2003, 8:00 am. Hearing Room 6.
Department of Public Safety.

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Wednesday, January 29, 2003, 8:00 am. Hearing Room 7.
Economic Development. Hearing will continue upon morning adjournment.

CONSERVATION AND NATURAL RESOURCES

Wednesday, January 29, 2003, 12:00 pm. Hearing Room 5. CORRECTED NOTICE.
Public Hearing to be held on: HB 83, HB 115

CORRECTIONS AND STATE INSTITUTIONS

Wednesday, January 29, 2003, 5:00 pm. Hearing Room 7.
Organizational meeting.

EDUCATION

Wednesday, January 29, 2003, 5:00 pm. Hearing Room 3.
Presentation by the Department of Higher Education.
Executive Session may follow.
Public Hearing to be held on: HB 288

EDUCATION

Thursday, January 30, 2003. Hearing Room 1 immediately upon adjournment.
Executive Session to be held on: HB 288

HEALTH CARE POLICY

Wednesday, January 29, 2003, 5:00 pm. Hearing Room 6.
Executive Session may follow. Public Hearing to be held on: HB 192, HB 264

JOB CREATION AND ECONOMIC DEVELOPMENT

Wednesday, January 29, 2003, 12:00 pm. Hearing Room 6. AMENDED NOTICE.
Public Hearing to be held on: HB 197, HB 228

JUDICIARY

Wednesday, January 29, 2003, 12:00 pm. Hearing Room 1.
Informational session on medical malpractice issues.
Public Hearing to be held on: HB 254

LOCAL GOVERNMENT

Thursday, January 30, 2003, 8:30 am. Hearing Room 6. AMENDED NOTICE.
Public Hearing to be held on: HB 36, HB 41, HB 166, HB 181
Executive Session to be held on: HB 80, HB 122

RETIREMENT

Thursday, January 30, 2003, 8:30 am. Hearing Room 7.
Public Hearing to be held on: HB 131, HB 152, HB 180

SMALL BUSINESS

Wednesday, January 29, 2003, 12:00 pm. Hearing Room 4.
Organizational meeting.

TRANSPORTATION AND MOTOR VEHICLES

Wednesday, January 29, 2003, 12:00 pm. Hearing Room 7.
Stakeholders meeting.

WORKFORCE DEVELOPMENT AND WORKPLACE SAFETY

Wednesday, January 29, 2003, 12:00 pm. Hearing Room 3.
Executive Session may follow.
Public Hearing to be held on: HB 74

HOUSE CALENDAR

TWELFTH DAY, WEDNESDAY, JANUARY 29, 2003

HOUSE BILLS FOR SECOND READING

HB 294 through HB 304

HOUSE BILLS FOR PERFECTION

HCS HB 185 - Phillips

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

TWELFTH DAY, WEDNESDAY, JANUARY 29, 2003

Speaker Pro Tem Jetton in the Chair.

Prayer by Reverend James Earl Jackson.

Heavenly Father, Our Strength and Shield, it is written: "In You they trusted and were not disappointed," even so we trust and will not be disappointed.

Lord God, we have every bit of confidence that You are working through us to bring about quick and realistic solutions to the unsettled questions at hand.

May we receive the strength to succeed in this position of authority You have given us.

We pray that any form of stumbling or obstacle be removed and a path of clarity be established.

Now, may the grace of our Lord, and the love of God be with us all.

In the name of Your Son we pray. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Christopher Miller.

The Journal of the eleventh day was approved as corrected by the following vote:

AYES: 157

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris	Harris 110
Haywood	Henke	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	Ice	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly 144	Kelly 36	Kingery	Kratky
Kuessner	Lager	Lembke	LeVota	Liese
Lipke	Lowe	Luetkemeyer	Marsh	May

Mayer	McKenna	Meiners	Merideth	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Selby	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Walker	Wallace	Walsh
Walton	Ward	Wasson	Whorton	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Young	Zweifel			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 006

Behnen	King	Lawson	Reinhart	Wagner
Madam Speaker				

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

- House Resolution No. 181 - Representative Schlottach
- House Resolution No. 182 - Representative Bough
- House Resolution No. 183 - Representative Riback Wilson (25)
- House Resolution No. 184 - Representative Byrd
- House Resolution No. 185 - Representative Dethrow
- House Resolution No. 186 - Representative Schneider
- House Resolution No. 187 - Representative Wilson (119)
- House Resolution No. 188
through
- House Resolution No. 192 - Representative Quinn
- House Resolution No. 193
through
- House Resolution No. 195 - Representative Guest
- House Resolution No. 196 - Representative Boykins
- House Resolution No. 197
and
- House Resolution No. 198 - Representative Rector

INTRODUCTION OF HOUSE JOINT RESOLUTION

The following House Joint Resolution was read the first time and copies ordered printed:

HJR 10, introduced by Representatives Riback Wilson (25), Lowe, Walker, Boykins, Graham, Fraser, Donnelly, Harris (23), Johnson (90), Hubbard and Sager, et al, to ratify a proposed

amendment to the Constitution of the United States.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 305, introduced by Representatives Jackson, Smith (118), Deeken, Skaggs, Bearden, Jetton, Crowell and Emery, et al, relating to state treasurer's reporting of accounts.

HB 306, introduced by Representatives Seigfreid and Davis (122), relating to community services for children.

HB 307, introduced by Representatives Merideth and Shoemaker (8), relating to mutual-aid agreements.

HB 308, introduced by Representative Bland, relating to union organization limitations on private employer use of state funds.

HB 309, introduced by Representative Johnson (47), relating to certificate of release of security instruments as to title insurance companies and title insurance agents.

HB 310, introduced by Representatives Walker, Graham, Yaeger, Wildberger, Harris (110), Page, Walsh, Sager, Meiners and Darrough, et al, relating to the recognition of languages used by the deaf community.

HB 311, introduced by Representatives Roark, Wright, Viebrock and Marsh, relating to electric utilities.

HB 312, introduced by Representatives Dougherty, LeVota and Burnett, relating to property assessments on homesteads.

HB 313, introduced by Representative Dougherty, et al, relating to DNA profiling system.

HB 314, introduced by Representative Engler, relating to bonds of officers and contractors for public works.

HB 315, introduced by Representatives Zweifel and Bishop, relating to campaign finance regulations for certain general assembly leadership offices.

HB 316, introduced by Representatives Wallace, Bough, Kingery, Avery, Dethrow, Dixon, Purgason, Henke, Bivins, Schneider and Hampton, et al, relating to salary compliance.

HB 317, introduced by Representatives Deeken, Bishop, Johnson (47), Skaggs and Bruns, et al, relating to rights of persons with service animals.

HB 318, introduced by Representatives Baker, Davis (122) and Rector, relating to county municipal courts.

HB 319, introduced by Representatives Baker, Cunningham (86), Icet, Rector, Lembke (85) and Meiners, et al, relating to schools that participate in activities associations.

HB 320, introduced by Representatives Baker, Cunningham (86), Munzlinger, Icet, Bough and Meiners, et al, relating to competitive bids for various school projects.

HB 321, introduced by Representatives Wilson (130), Cunningham (86), Hunter, Avery, Wood, Dixon, Hanaway, Ruestman, Jetton, Sander, Guest, Bearden, Yates, Crowell, Rector, St. Onge, Goodman, Johnson (47), Schlottach, Dusenberger, Marsh, Schaaf and Dethrow, et al, relating to workers' compensation law.

HB 322, introduced by Representatives Jetton, Baker, St. Onge, Parker, Purgason, Hanaway and Smith (118), et al, relating to small businesses.

HB 323, introduced by Representatives Baker, Taylor and Avery, et al, relating to funeral merchandise.

SECOND READING OF HOUSE BILLS

HB 294 through **HB 304** were read the second time.

COMMITTEE REPORTS

Committee on Ethics, Chairman Crowell reporting:

Madam Speaker: Your Committee on Ethics, to which was referred the **7th Congressional District Caucus**, begs leave to report it has examined the same and **approves it pursuant to 105.473.3(2)(c)d RSMo**.

TO: Representative Jason Crowell, Chairman
House Ethics Committee

FROM: Representative Steve Hunter

DATE: January 20, 2003

RE: 7th Congressional District Caucus

Pursuant to Section 105.473.3(2)(c)d RSMo, 1998 and the rules of the Missouri House of Representatives, a listing of the members of the 92nd General Assembly's House of Representatives' 7th Congressional District Caucus is attached.

Please consider this letter a formal application to the Committee on Ethics to approve this caucus to be recognized as a duly filed and approved caucus of the General Assembly.

I will serve as the designated member to present this request to the Committee. Please contact me at (573) 751-5458 if you have any questions concerning this caucus.

/s/ Randy Angst - 146	/s/ Jerry Bough - 142
/s/ Mike Cunningham - 145	/s/ Bob Dixon - 140
/s/ Ed Emery - 126	/s/ Jack Goodman - 132
/s/ Roy Holand - 135	/s/ Steve Hunter - 127
/s/ Van Kelly - 144	/s/ Jerry King - 125
/s/ B.J. Marsh - 136	/s/ Larry Morris - 138
/s/ Ron Richard - 129	/s/ Brad Roark - 139
/s/ Marilyn Ruestman - 131	/s/ Bryan Stevenson - 128
/s/ Larry Taylor - 68	/s/ James Viebrock - 134
/s/ Maynard Wallace - 143	/s/ Jay Wasson - 141
/s/ Kevin Wilson - 130	/s/ Larry Wilson - 119
/s/ Dennis Wood - 62	/s/ Mark Wright - 137

Madam Speaker: Your Committee on Ethics, to which was referred the **101 Capitol Complex Caucus**, begs leave to report it has examined the same and **approves it pursuant to 105.473.3(2)(c)d RSMo.**

January 16, 2003

TO: Chair
House Ethics Commission

FROM: Representative Paul LeVota

SUBJECT: 101 Capitol Complex Caucus

In accordance with Section 105.473.3(2)(c)d, RSMo, I respectfully request a hearing and approval for the 101 Capitol Complex Caucus.

A listing of the members of the 92nd General Assembly, 101 Capitol Complex Caucus is attached. Thank you for your consideration of this request.

101 Capitol Complex Caucus

Name	District
/s/ Sharon Sanders Brooks	37
/s/ Esther Haywood	71
/s/ Connie Johnson	61
/s/ Rick Johnson	90
/s/ Gary Kelly	36
/s/ Fred Kratky	65
/s/ J.C. Kuessner	152
/s/ Paul LeVota	52
/s/ Mike Sager	48
/s/ Trent Skaggs	31
/s/ Juanita Walton	81

Madam Speaker: Your Committee on Ethics, to which was referred the **Bootheel Caucus**, begs leave to report it has examined the same and **approves it pursuant to 105.473.3(2)(c)d RSMo.**

TO: Representative Jason Crowell

FROM: Representative Rob Mayer

DATE: January 24, 2003

RE: Bootheel Caucus

In accordance with Section 105.473.3(2)(c)d RSMo 2000, we are listing the following members of the General Assembly as members of the Bootheel Caucus.

Representative	District
/s/ Mike Dethrow	153
/s/ Gayle Kingery	154
/s/ Rod Jetton	156
/s/ Scott A. Lipke	157
/s/ Jason Crowell	158
/s/ Rob Mayer	159
/s/ Peter Myers	160
/s/ Lanie Black	161
/s/ Denny Merideth	162
/s/ Otto Bean	163

Madam Speaker: Your Committee on Ethics, to which was referred the **City of St. Louis Caucus**, begs leave to report it has examined the same and **approves it pursuant to 105.473.3(2)(c)d RSMo.**

TO: Representative Jason Crowell, Chair
Ethics Committee

FROM: Representative Russ Carnahan

DATE: January 29, 2003

RE: City of St. Louis Caucus

In accordance with Section 105.473.3(2)(c)d RSMo 2000, we are listing the following members of the General Assembly as members of the City of St. Louis Caucus.

Representative	District
/s/ Amber Boykins	60
/s/ Russ Carnahan	59
/s/ Michael Daus	67
/s/ Robert Hilgemann	64
/s/ Rodney Hubbard	58
/s/ Connie Johnson	61
/s/ Robin Wright Jones	63
/s/ Fred Kratky	65
/s/ Thomas Villa	108
/s/ Michael Vogt	66

Madam Speaker: Your Committee on Ethics, to which was referred the **Democratic Caucus**, begs leave to report it has examined the same and **approves it pursuant to 105.473.3(2)(c)d RSMo.**

DATE: January 7, 2003

TO: Representative Jason Crowell
Chairman, House Committee on Ethics

FROM: Representative Terry Young
Democratic Caucus

I would like to request a hearing and approval for the Missouri House Democratic Caucus and, in accordance with Section 105.473.3(2)(c)d, RSMo, we are listing the following members of the General Assembly as members of the Missouri House Democratic Caucus:

District	Name
103	/s/ Abel, Mark
101	/s/ Adams, Ray
150	/s/ Barnitz, Frank
38	/s/ Bishop, Dan
43	/s/ Bland, Craig
60	/s/ Boykins, Amber
6	/s/ Bringer, Rachel
37	/s/ Brooks, Sharon Sanders
40	/s/ Burnett, John Patrick
39	/s/ Campbell, Marsha
59	/s/ Carnahan, Russ
77	/s/ Corcoran, Michael
41	/s/ Curls, Melba
75	/s/ Darrough, Bruce
67	/s/ Daus, Mike
122	/s/ Davis, D.J.
73	/s/ Donnelly, Margaret
53	/s/ Dougherty, Curt
83	/s/ Fraser, Barbara
74	/s/ George, Tom
24	/s/ Graham, Chuck
15	/s/ Green, Tom
147	/s/ Hampton, Mark
110	/s/ Harris, Belinda
23	/s/ Harris, Jeff
71	/s/ Haywood, Esther
11	/s/ Henke, Wayne
64	/s/ Hilgemann, Bob
80	/s/ Hoskins, Ted
90	/s/ Johnson, Rick
61	/s/ Johnson, Connie
45	/s/ Jolly, Cathy
63	/s/ Jones, Robin Wright
36	/s/ Kelly, Gary
65	/s/ Kratky, Fred
152	/s/ Kuessner, J.C.
29	/s/ Lawson, Maurice

52	/s/ LeVota, Paul
79	/s/ Liese, Albert
44	/s/ Lowe, Jenee
102	/s/ McKenna, Ryan
46	/s/ Meiners, Kate
162	/s/ Merideth, Denny
70	/s/ Muckler, Matt
82	/s/ Page, Sam
148	/s/ Ransdall, Bill
48	/s/ Sager, Mike
51	/s/ Salva, Ray
100	/s/ Schoemehl, Sue
26	/s/ Seigfreid, Jim
105	/s/ Selby, Harold
9	/s/ Shoemyer, Wes
31	/s/ Skaggs, Trent
76	/s/ Spreng, Michael
72	/s/ Thompson, Betty
108	/s/ Villa, Tom
66	/s/ Vogt, Michael
104	/s/ Wagner, Wes
50	/s/ Walker, Vicki
69	/s/ Walsh, Gina
81	/s/ Walton, Juanita
107	/s/ Ward, Dan
3	/s/ Whorton, Jim
27	/s/ Wildberger, Ed
33	/s/ Willoughby, Philip
42	/s/ Wilson, Yvonne
25	/s/ Wilson, Vicky Riback
10	/s/ Witte, Terry
96	/s/ Yaeger, Pat
49	/s/ Young, Terry
78	/s/ Zweifel, Clint

Madam Speaker: Your Committee on Ethics, to which was referred the **Freshman Caucus**, begs leave to report it has examined the same and **approves it pursuant to 105.473.3(2)(c)d RSMo.**

January 27, 2003

Representative Jason Crowell, Chairman
House Ethics Committee
Room 309, State Capitol
Jefferson City, MO

Dear Representative Crowell:

Pursuant to Section 105.473.3(2)(c)d RSMo, and the rules of the Missouri House of Representatives, a listing of the members of the 92nd General Assembly's House of Representatives' Freshman Caucus is attached.

Please consider this letter a formal application to the Ethics Committee to approve this caucus to be recognized as a duly filed and approved caucus of the General Assembly. I will serve as the designated member to present this request to the Committee. Please contact me at 1-0562 if you have any questions.

Sincerely,

/s/ Jack Jackson
89th District

Representative	District
/s/ Albert Liese	79
/s/ Allen Icet	84
/s/ Belinda Harris	110
/s/ Bill Deeken	114
/s/ Bob Dixon	140
/s/ Bob Johnson	47
/s/ Brad Lager	4
/s/ Brian Baker	123
/s/ Brian Munzlinger	1
/s/ Brian Nieves	98
/s/ Brian Yates	56
/s/ Bryan Pratt	55
/s/ Bryan Stevenson	128
/s/ Bruce Darrough	75
/s/ Charles Schlottach	111
/s/ Clint Zweifel	78
/s/ Curt Dougherty	53
/s/ Cynthia Davis	19
/s/ Dan Bishop	38
/s/ David Pearce	121
/s/ Dennis Wood	62
/s/ Doug Ervin	35
/s/ Ed Emery	126
/s/ Ed Wildberger	27
/s/ Fred Kratky	65
/s/ Gary Dusenberger	54
/s/ Gayle Kingery	154
/s/ Gina Walsh	69
/s/ Jack Goodman	132
/s/ Jack Jackson	89
/s/ Jason Brown	30
/s/ Jay Wasson	141
/s/ Jeff Harris	23
/s/ Jerry Bough	142
/s/ Jim Avery	95
/s/ Jim Guest	5
/s/ Jim Lembke	85
/s/ Jim Viebrock	134
/s/ Jodi Stefanick	93
/s/ Joe Smith	14
/s/ John Kuessner	152
/s/ John Burnett	40
/s/ Kate Meiners	46
/s/ Kevin Engler	106
/s/ Kevin Threlkeld	109
/s/ Kevin Wilson	130
/s/ Larry Taylor	68
/s/ Larry Morris	138

/s/ Larry Wilson	119
/s/ Margaret Donnelly	73
/s/ Marilyn Ruestman	131
/s/ Mark Bruns	113
/s/ Matt Muckler	70
/s/ Maynard Wallace	143
/s/ Michael Corcoran	77
/s/ Michael Spreng	76
/s/ Michael Vogt	66
/s/ Mike Cunningham	145
/s/ Mike Dethrow	153
/s/ Mike Sager	48
/s/ Mike Sutherland	99
/s/ Otto Bean	163
/s/ Patricia Yaeger	96
/s/ Paul LeVota	52
/s/ Rachel Bringer	6
/s/ Randy Angst	146
/s/ Ray Adams	101
/s/ Ray Salva	51
/s/ Rob Schaaf	28
/s/ Rodney Hubbard	58
/s/ Ronald Richard	129
/s/ Sam Page	82
/s/ Scott Lipke	157
/s/ Scott Rupp	13
/s/ Sherman Parker	12
/s/ Steve Hobbs	21
/s/ Sue Schoemehl	100
/s/ Ted Hoskins	80
/s/ Terry Witte	10
/s/ Terry Young	49
/s/ Therese Sander	22
/s/ Todd Smith	118
/s/ Tom Self	116
/s/ Trent Skaggs	31
/s/ Vicki Schneider	17
/s/ Vicki Walker	50
/s/ Walter Bivins	97
/s/ Wayne Cooper	155
/s/ Wayne Henke	11
/s/ Yaphett El-Amin	57

Madam Speaker: Your Committee on Ethics, to which was referred the **Freshman Democratic Caucus**, begs leave to report it has examined the same and **approves it pursuant to 105.473.3(2)(c)d RSMo.**

TO: House Ethics Committee

FROM: Representative Trent Skaggs

DATE: January 14, 2003

SUBJECT: Freshman Democratic Caucus

In accordance with Section 105.473.3(2)(c)d, RSMo, I would like to request a hearing and approval for the Freshman Democratic Caucus.

A listing of the members of the 92nd General Assembly, First Regular Session Freshman Democratic Caucus is attached.

District	Name
101	/s/ Ray Adams
38	/s/ Dan Bishop
6	/s/ Rachel Bringer
40	/s/ John Burnett
77	/s/ Michael Corcoran
75	/s/ Bruce Darrough
73	/s/ Margaret Donnelly
53	/s/ Curt Dougherty
57	/s/ Yaphett El-Amin
110	/s/ Belinda Harris
23	/s/ Robert Harris
11	/s/ Wayne Henke
80	/s/ Theodore Hoskins
58	/s/ Rodney Hubbard
65	/s/ Fred Kratky
152	/s/ J.C. Kuessner
52	/s/ Paul LeVota
79	/s/ Albert Liese
46	/s/ Kate Meiners
70	/s/ Matt Muckler
82	/s/ Sam Page
48	/s/ Mike Sager
51	/s/ Ray Salva
100	/s/ Sue Schoemehl
31	/s/ Trent Skaggs
76	/s/ Michael Spreng
66	/s/ Michael Vogt
50	/s/ Vicki Walker
69	/s/ Gina Walsh
27	/s/ Ed Wildberger
10	/s/ Terry Witte
96	/s/ Patricia Yaeger
49	/s/ Terry Young
78	/s/ Clint Zweifel
63	/s/ Robin Wright Jones
67	/s/ Mike Daus
3	/s/ Jim Whorton

Madam Speaker: Your Committee on Ethics, to which was referred the **Greater Kansas City Caucus**, begs leave to report it has examined the same and **approves it pursuant to 105.473.3(2)(c)d RSMo.**

January 27, 2003

TO: Representative Jason Crowell
House Committee on Ethics

FROM: Representative Bob Johnson
Chairman, Greater Kansas City Caucus

According to Section 105.473, attached is a list of the members of the Greater Kansas City Caucus.

Thank you for your consideration.

Sincerely,

/s/ Bob Johnson

Pursuant to Section 105.473, listed below are the members of the Greater Kansas City Caucus:

District 29	/s/ Rep. Maurice Lawson Room 203-C	751-9460
District 30	/s/ Rep. Jason Brown Room 235	751-6593
District 31	/s/ Rep. Trent Skaggs Room 101-H	751-2199
District 32	/s/ Rep. Susan Phillips Room 313-2	751-2071
District 33	/s/ Rep. Philip Willoughby Room 103B-B	751-6600
District 34	/s/ Rep. Annie Reinhart Room 402	751-1218
District 35	/s/ Rep. Doug Ervin Room 408-A	751-2238
District 36	/s/ Gary Kelly Room 101-J	751-9757
District 37	/s/ Rep. Sharon Sanders Brooks Room 101-E	751-1309
District 38	/s/ Rep. Dan Bishop Room 109-G	751-5282
District 39	/s/ Rep. Marsha Campbell Room 203-B	751-4485
District 40	/s/ Rep. John Patrick Burnett Room 105-J	751-3310
District 41	/s/ Rep. Melba Curls Room 115-D	751-3158
District 42	/s/ Rep. Yvonne Wilson Room 115-B	751-9758

District 43	/s/ Rep. Craig Bland Room 105-F	751-2124
District 44	/s/ Rep. Jenee Lowe Room 203-A	751-2437
District 45	/s/ Rep. Cathy Jolly Room 103-BC	751-6607
District 46	/s/ Rep. Kate Meiners Room 109-D	751-9469
District 47	/s/ Rep. Bob Johnson Room 400	751-1456
District 48	/s/ Rep. Mike Sager Room 101-F	751-7335
District 49	/s/ Rep. Terry Young Room 135-BA	751-9851
District 50	/s/ Rep. Vicki Walker Room 115I	751-7639
District 51	/s/ Rep. Ray Salva Room 116-5	751-5701
District 52	/s/ Rep. Paul LeVota Room 101-I	751-9759
District 53	/s/ Rep. Curt Dougherty Room 116-3	751-6535
District 54	/s/ Rep. Gary Dusenberg Room 235-BB	751-1487
District 55	/s/ Rep. Bryan Pratt Room 114-A	751-8636
District 56	/s/ Brian Yates Room 206-B	751-0907
District 5	/s/ Rep. Jim Guest Room 400-CC	751-0246
District 27	/s/ Rep. Ed Wildberger Room 105-I	751-9755
District 28	/s/ Rep. Rob Schaaf Room 400-CA	751-2183
District 122	/s/ Rep. D.J. Davis Room 201-F	751-1500

District 123	/s/ Rep. Brian Baker Room 135	751-2175
District 124	/s/ Rep. Rex Rector Room 401-B	751-9780
District 125	/s/ Rep. Jerry King Room 411-2	751-5388

Madam Speaker: Your Committee on Ethics, to which was referred the **Greater Kansas City Democratic Caucus**, begs leave to report it has examined the same and **approves it pursuant to 105.473.3(2)(c)d RSMo.**

January 27, 2003

TO: Representative Jason Crowell
House Committee on Ethics

FROM: Representative Marsha Campbell
Chairman, Greater Kansas City Democratic Caucus

According to Section 105.473, attached is a list of the members of the Greater Kansas City Democratic Caucus.

Thank you for your consideration.

Pursuant to Section 105.473, listed below are the members of the Greater Democratic Kansas City Caucus:

In the House:

District 31	/s/ Rep. Trent Skaggs Room 101H	751-2199
District 33	/s/ Rep. Philip Willoughby Room 103B-B	751-6600
District 36	/s/ Rep. Gary Kelly Room 101J	751-9757
District 37	/s/ Rep. Sharon Sanders Brooks Room 101E	751-1309
District 39	/s/ Rep. Marsha Campbell Room 203-B	751-4485
District 40	/s/ Rep. John Patrick Burnett Room 105-J	751-3310
District 41	/s/ Rep. Melba Curls Room 115-D	751-3158
District 42	/s/ Rep. Yvonne Wilson Room 115-B	751-9758

District 43	/s/ Rep. Craig Bland Room 105-F	751-2124
District 44	/s/ Rep. Jenee Lowe Room 203-A	751-2437
District 45	/s/ Rep. Cathy Jolly Room 103B-C	751-6607
District 46	/s/ Rep. Kate Meiners Room 109-D	751-9469
District 48	/s/ Rep. Mike Sager Room 101F	751-7335
District 49	/s/ Rep. Terry Young Room 135BA	751-9851
District 50	/s/ Rep. Vicki Walker Room 115-I	751-7639
District 51	/s/ Rep. Ray Salva Room 116-5	751-5701
District 52	/s/ Rep. Paul LeVota Room 101-I	751-9759
District 53	/s/ Rep. Curt Dougherty Room 116-3	751-6535
District 122	/s/ Rep. D.J. Davis Room 201-F	751-1500

Madam Speaker: Your Committee on Ethics, to which was referred the **Jackson County Caucus**, begs leave to report it has examined the same and **approves it pursuant to 105.473.3(2)(c)d RSMo.**

January 27, 2003

To: Representative Jason Crowell
House Committee on Ethics

From: Representative Bob Johnson
Chairman, Jackson County Caucus

According to Section 105.473, attached is a list of the members of the Jackson County Caucus.

Thank you for your consideration.

Sincerely,

/s/ Bob Johnson

Pursuant to Section 105.473, listed below are the members of the Jackson County Caucus:

District 37	/s/ Rep. Sharon Sanders Brooks Room 101-E	751-1309
District 39	/s/ Rep. Marsha Campbell Room 203-B	751-4485
District 40	/s/ Rep. John Patrick Burnett Room 105-J	751-3310
District 41	/s/ Rep. Melba Curls Room 115-D	751-3158
District 42	/s/ Rep. Yvonne Wilson Room 115-B	751-9758
District 43	/s/ Rep. Craig Bland Room 105-F	751-2124
District 44	/s/ Rep. Jenee Lowe Room 203-A	751-2437
District 45	/s/ Rep. Cathy Jolly Room 103-BC	751-6607
District 46	/s/ Rep. Kate Meiners Room 109-D	751-9469
District 47	/s/ Rep. Bob Johnson Room 400	751-1456
District 48	/s/ Rep. Mike Sager Room 101-F	751-7335
District 49	/s/ Rep. Terry Young Room 135-BA	751-9851
District 50	/s/ Rep. Vicki Walker Room 115I	751-7639
District 51	/s/ Rep. Ray Salva Room 116-5	751-5701
District 52	/s/ Rep. Paul LeVota Room 101-I	751-9759
District 53	/s/ Rep. Curt Dougherty Room 116-3	751-6535
District 54	/s/ Rep. Gary Dusenberg Room 235-BB	751-1487

District 55 /s/ Rep. Bryan Pratt
 Room 114-A 751-8636

District 56 /s/ Rep. Brian Yates
 Room 206-B 751-0907

Madam Speaker: Your Committee on Ethics, to which was referred the **Platte-Clay County Caucus**, begs leave to report it has examined the same and **approves it pursuant to 105.473.3(2)(c)d, RSMo.**

TO: House Ethics Committee Chairman

FROM: Representative Trent Skaggs

DATE: January 22, 2003

SUBJECT: Platte-Clay County Caucus

In accordance with Section 105.473.3(2)(c)d, RSMo, I would like to request a hearing and approval for the Platte-Clay County Caucus.

A listing of the members of the 92nd General Assembly, First Regular Session for the Platte-Clay County Caucus is attached.

Platte-Clay County Caucus:

Senate District 34	/s/ Charlie Shields
Senate District 17	/s/ Ed Quick
House District 31	/s/ Trent Skaggs
House District 33	/s/ Phil Willoughby
House District 36	/s/ Gary Kelly
House District 34	/s/ Annie Reinhart
House District 38	/s/ Dan Bishop
House District 30	/s/ Jason Brown
House District 32	/s/ Susan Phillips
House District 29	/s/ Maurice Lawson

Madam Speaker: Your Committee on Ethics, to which was referred the **Rural Democrat Caucus**, begs leave to report it has examined the same and **approves it pursuant to 105.473.3(2)(c)d RSMo.**

January 21, 2003

Representative Jason Crowell,
Chairman, House Ethics Committee
Room 309
State Capitol Building

Dear Chairman Crowell:

Pursuant to Sec. 105.473.3(2)(c)d, RSMo 1998 and the rules of the Missouri House of Representatives, attached is a list of members of the Rural Democrat Caucus.

Please consider this letter as formal application to the Ethics Committee for approval as an approved caucus of the Missouri General Assembly.

I will serve as the designated member to present this request to the Ethics Committee.

Sincerely,

/s/ Jim Seigfreid
State Representative
District 26

January 28, 2003

Representative Jason Crowell
Chairman, House Ethics Committee
Room 309
State Capitol Building

Dear Chairman Crowell:

Representative Russ Carnahan, District 59, has made a request to be added to the roster of the Rural Democrat Caucus.

Please consider this letter as approval for Representative Carnahan to be considered as a member of the above-named caucus.

Sincerely,

/s/ Jim Seigfreid
State Representative
District 26

Requested by:

/s/ Russ Carnahan
State Representative
District 59

Rural Democrat Caucus

/s/ Jim Seigfreid	Rm. 201-B	District 26	Phone 1-2204
/s/ D.J. Davis	Rm. 201-F	District 122	Phone 1-1500
/s/ Wayne Henke	Rm. 116-1	District 11	Phone 1-9459
/s/ Rachel Bringer	Rm. 116A-2	District 6	Phone 1-9818
/s/ Mark Hampton	Rm. 109-B	District 147	Phone 1-4804
/s/ Jim Whorton	Rm. 105-D	District 3	Phone 1-1649
/s/ Frank Barnitz	Rm. 102-BB	District 150	Phone 1-2108
/s/ Bill Ransdall	Rm. 107	District 148	Phone 1-1727
/s/ Terry L. Witte	Rm. 115J	District 10	Phone 1-9614
/s/ Belinda Harris	Rm. 115-G	District 110	Phone 1-2398
/s/ J.C. Kuessner	Rm. 101-K	District 152	Phone 1-2112
/s/ Denny J. Merideth III	Rm. 201-E	District 162	Phone 1-2264
/s/ Wes Shoemyer	Rm. 105-C	District 9	Phone 1-7852
/s/ Gary Kelly	Rm. 101-J	District 36	Phone 1-9757
/s/ Mike Sager	Rm. 101-F	District 48	Phone 1-7335

Madam Speaker: Your Committee on Ethics, to which was referred the **Truman Area Legislative Caucus**, begs leave to report it has examined the same and **approves it pursuant to 105.473.3(2)(c)d RSMo.**

January 14, 2003

TO: Honorable Jason Crowell, Chairman
House Ethics Committee

FROM: Representative Paul LeVota

SUBJECT: Truman Area Legislative Caucus

In accordance with Section 105.473.3(2)(c)d, RSMo, I respectfully request a hearing and approval for the Truman Area Legislative Caucus.

A listing of the members of the 92nd General Assembly, Truman Area Legislative Caucus is attached. Thank you for your consideration of this request.

District	Representative
41	/s/ Melba Curls
42	/s/ Yvonne Wilson
48	/s/ Mike Sager
49	/s/ Terry Young
51	/s/ Ray Salva
52	/s/ Paul LeVota
53	/s/ Curt Dougherty
54	/s/ Gary Dusenberg
56	/s/ Brian Yates

District	Senator
8	/s/ Matt Bartle
11	/s/ Ronnie DePasco

Madam Speaker: Your Committee on Ethics, to which was referred the **West Central Caucus**, begs leave to report it has examined the same and **approves it pursuant to 105.473.3(2)(c)d RSMo.**

To: Representative Jason Crowell, Chairman
House Ethics Committee

From: Representative Shannon Cooper
West Central Caucus Chairman

Date: January 16, 2003

Re: West Central Caucus

Pursuant to Section 105.473.3(2)(c)d, RSMo 1998 and the rules of the Missouri House of Representatives, a listing of the members of the 92nd General Assembly's House of Representatives West Central Caucus is attached.

Please consider this letter a formal application to the Committee on Ethics to approve this caucus to be recognized as a duly filed and approved caucus of the General Assembly.

I will serve as the designated member to present this request to the Committee. Please contact me at (573) 751-1484 if you have any questions concerning this caucus organization.

/s/ Tom Self - House District 116
/s/ Todd Smith - House District 118
/s/ Shannon Cooper - House District 120
/s/ D.J. Davis - House District 122
/s/ Rex Rector - House District 124
/s/ Ed Emery - House District 126
/s/ Delbert Scott - Senate District 28

/s/ Larry Crawford - House District 117
/s/ Larry Wilson - House District 119
/s/ David Pearce - House District 121
/s/ Brian Baker - House District 123
/s/ Jerry King - House District 125
/s/ Ronnie Miller - House District 133

Madam Speaker: Your Committee on Ethics, to which was referred the **Western Missouri Republican Caucus**, begs leave to report it has examined the same and **approves it pursuant to 105.473.3(2)(c)d RSMo.**

To: Chairman
 House Ethics Committee

From: Representative Gary Dusenberg
 Western Missouri Republican Caucus

Date: January 15, 2003

Re: Western Missouri Republican Caucus

Pursuant to Section 105.473.3(2)(c)d, RSMo, 2002 and the rules of the Missouri House of Representatives, a listing of the members of the 92nd General Assembly's House of Representatives' Western Missouri Republican Caucus is attached.

Please consider this letter a formal application to the Committee on Ethics to approve this caucus to be recognized as a duly filed and approved caucus of the General Assembly.

I will serve as the designated member to present this request to the Committee. Please contact me at (573) 751-1487 if you have any questions concerning this caucus organization.

/s/ Matt Bartle - Senate District 8
/s/ Brian Baker - House District 123
/s/ Robert Johnson - House District 47
/s/ Jason Brown - House District 30
/s/ Doug Ervin - House District 35
/s/ Brad Lager - House District 4
/s/ Rob Schaaf - House District 28

/s/ David Pearce - House District 121
/s/ Bryan Pratt - House District 55
/s/ Brian Yates - House District 56
/s/ Gary Dusenberg - House District 54
/s/ Susan Phillips - House District 32
/s/ Jim Guest - House District 5
/s/ Charlie Shields - Senate District 34

Madam Speaker: Your Committee on Ethics, to which was referred the **Western Missouri River Caucus**, begs leave to report it has examined the same and **approves it pursuant to 105.473.3(2)(c)d RSMo.**

TO: House Ethics Committee Chairman

FROM: Representative Trent Skaggs

DATE: January 15, 2003

SUBJECT: Western Missouri River Caucus

In accordance with Section 105.473.3(2)(c)d, RSMo, I would like to request a hearing and approval for the Western Missouri River Caucus.

A listing of the members of the 92nd General Assembly, First Regular Session for the Western Missouri River Caucus is attached.

Name	District
/s/ Jim Seigfreid	26
/s/ Phillip Willoughby	33
/s/ Marsha Campbell	39
/s/ Jenee Lowe	44
/s/ Cathy Jolly	45
/s/ D.J. Davis	122
/s/ Trent Skaggs	31
/s/ Terry Young	49
/s/ John Burnett	40
/s/ Paul LeVota	52
/s/ Dan Bishop	38
/s/ Kate Meiners	46
/s/ Curt Dougherty	53

MESSAGE FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HCR 6**.

COMMITTEE CHANGES

The Speaker submitted the following Committee changes:

Representative Donnelly is no longer a member of the Joint Committee on Transportation Oversight.

Representative Young has been appointed a member of the Joint Committee on Transportation Oversight.

Representative Luetkemeyer has been appointed Chair of the Joint Advisory Committee on Tobacco Securitization.

The following members' presence was noted: Wagner and King.

ADJOURNMENT

On motion of Representative Dixon, the House adjourned until 10:00 a.m., Thursday, January 30, 2003.

CORRECTION TO THE HOUSE JOURNAL

Correct House Journal, Eleventh Day, Tuesday, January 28, 2003, page 175, line 7, by deleting said line.

COMMITTEE MEETINGS

ADMINISTRATION AND ACCOUNTS

Thursday, January 30, 2003, 8:30 a.m. Hearing Room 1.
Organizational meeting.

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Monday, February 3, 2003, 12:00 p.m. Hearing Room 4.
Department of Natural Resources and the Department of Conservation.

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Tuesday, February 4, 2003, 8:00 a.m. Hearing Room 4.
Department of Natural Resources and the Department of Conservation.

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Wednesday, February 5, 2003, 8:00 a.m. Hearing Room 4.
Department of Natural Resources and the Department of Conservation.

APPROPRIATIONS - GENERAL ADMINISTRATION

Thursday, January 30, 2003. Hearing Room 7 upon adjournment.
Public Defender and Department of Revenue. AMENDED NOTICE.

APPROPRIATIONS - GENERAL ADMINISTRATION

Monday, February 3, 2003, 12:00 p.m. Hearing Room 7.
Department of Revenue. Public testimony.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Thursday, January 30, 2003, 8:15 a.m. Hearing Room 3.
Health and Senior Services (HB 10).

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Thursday, January 30, 2003. Hearing Room 3 upon morning adjournment.
Health and Senior Services (HB 10).

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Monday, February 3, 2003, 11:00 a.m. Hearing Room 3.
Department of Mental Health (HB 10).

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Tuesday, February 4, 2003, 8:00 a.m. Hearing Room 3.
Department of Mental Health. Public testimony (HB 10).

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Tuesday, February 4, 2003, 2:30 p.m. Hearing Room 3.
Department of Mental Health. Public testimony (HB 10).

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Wednesday, February 5, 2003, 8:00 a.m. Hearing Room 3.
Department of Mental Health (HB 10).

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Wednesday, February 5, 2003, 2:30 p.m. Hearing Room 3.
Department of Mental Health (HB 10).

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Thursday, February 6, 2003, 8:15 a.m. Hearing Room 3.
Department of Mental Health (HB 10).

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Thursday, February 6, 2003. Hearing Room 3 upon adjournment.
Department of Mental Health (HB 10).

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Monday, February 3, 2003, 12:00 p.m. Hearing Room 6.
Public testimony.

EDUCATION

Thursday, January 30, 2003. Hearing Room 1 immediately upon adjournment.
Executive Session to be held on: HB 288

FINANCIAL SERVICES

Tuesday, February 4, 2003, 12:00 p.m. Hearing Room 6.
Executive Session may follow.
Public Hearing to be held on: HB 73, HB 193, HB 221

JOINT ADVISORY COMMITTEE ON TOBACCO SECURITIZATION

Thursday, January 30, 2003, 1:00 p.m. Senate Committee Room 2.
Informational & organizational meeting.
Discussion of Hybrid Securitization proposal.

LOCAL GOVERNMENT

Thursday, January 30, 2003, 8:30 a.m. Hearing Room 6. AMENDED NOTICE.
Public Hearing to be held on: HB 36, HB 41, HB 166, HB 181
Executive Session to be held on: HB 80, HB 122

RETIREMENT

Thursday, January 30, 2003, 8:30 a.m. Hearing Room 7.
Public Hearing to be held on: HB 131, HB 152, HB 180

TOURISM AND CULTURAL AFFAIRS

Tuesday, February 4, 2003, 12:00 p.m. Hearing Room 5.

Public Hearing to be held on: HB 222, HB 245

Executive Session to be held on: HB 144, HB 222, HB 245

HOUSE CALENDAR

THIRTEENTH DAY, THURSDAY, JANUARY 30, 2003

HOUSE JOINT RESOLUTION FOR SECOND READING

HJR 10

HOUSE BILLS FOR SECOND READING

HB 305 through HB 323

HOUSE BILL FOR PERFECTION

HCS HB 185 - Phillips

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

THIRTEENTH DAY, THURSDAY, JANUARY 30, 2003

Speaker Hanaway in the Chair.

Prayer by Father David Buescher.

Sovereign God, we hear all around the rumblings of possible war. Give the women and men who labor here an even deeper sense of inner peace. Aware of their responsibilities to our citizens and to our state, and in tune with the energies of the universe which cry for progress and harmony, help their words and actions today be safe harbors for the best of human aspirations.

Finally, give them safe journeys to home and constituencies for this weekend, if that is their plan, that they might return to us next week renewed and refreshed. All according to Your will. Amen.

The Pledge of Allegiance to the flag was recited.

The Journal of the twelfth day was approved as printed by the following vote:

AYES: 160

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brooks	Brown	Bruns	Burnett
Byrd	Campbell	Carnahan	Cooper 120	Cooper 155
Corcoran	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Darrough	Daus	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Engler
Ervin	Fares	Fraser	George	Goodman
Graham	Green	Guest	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hobbs
Holand	Hoskins	Hubbard	Hunter	Ice
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lembke
LeVota	Liese	Lipke	Lowe	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Merideth	Miller	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Richard	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld

Townley	Viebrock	Villa	Wagner	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 003

Lawson	Reinhart	Vogt
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HOUSE RESOLUTION

Representatives Bruns and Deeken offered House Resolution No. 222.

HOUSE CONCURRENT RESOLUTION

Representative Cooper (155) offered House Concurrent Resolution No. 12.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 199	-	Representative Lipke (157)
House Resolution No. 200	-	Representative Salva
House Resolution No. 201	-	Representative Dusenberger
House Resolution No. 202		
and		
House Resolution No. 203	-	Representative Dethrow
House Resolution No. 204	-	Representative Henke
House Resolution No. 205		
and		
House Resolution No. 206	-	Representative Munzlinger
House Resolution No. 207	-	Representative Skaggs, et al
House Resolution No. 208		
through		
House Resolution No. 215	-	Representative Cooper (120)
House Resolution No. 216	-	Representative Bringer
House Resolution No. 217	-	Representative Dethrow
House Resolution No. 218		
through		
House Resolution No. 221	-	Representative Pratt
House Resolution No. 223	-	Representative Moore

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 324, introduced by Representatives Richard, Sager, Stevenson, Dixon, Rector, Viebrock, Willoughby, Skaggs and LeVota, et al, relating to utility infrastructure and purchasing power.

HB 325, introduced by Representatives Sanders Brooks, Hoskins, El-Amin, Johnson (61) and Bland, et al, relating to strip searches of public and charter school students.

HB 326, introduced by Representatives Wagner, Engler and Ward, relating to the description of the Ste. Genevieve County boundaries.

HB 327, introduced by Representatives Lipke (157), Mayer, Jetton and Crowell, relating to the construction and maintenance of highways.

HB 328, introduced by Representatives Munzlinger, Townley, Dougherty, Dethrow, Crawford, Whorton and Behnen, et al, relating to concealable weapons.

HB 329, introduced by Representative Myers, relating to commercial motor vehicles stopping at official weigh stations.

HB 330, introduced by Representative Myers, relating to expungement.

HB 331, introduced by Representatives Guest and Crawford, relating to nuisances.

HB 332, introduced by Representatives Portwood, Hunter, Riback Wilson (25), Shoemyer (9), Avery, Johnson (90), Walsh, Fraser, Donnelly, Jones and Muckler, et al, relating to social work.

HB 333, introduced by Representatives Merideth, Myers, Hunter and Wallace, et al, relating to transfers from the incidental fund.

HB 334, introduced by Representatives Black, Jetton, Schlottach, Crawford, Icet, Ervin, Merideth and Barnitz, et al, relating to the powers and duties of the state transportation commission.

HB 335, introduced by Representatives Baker, Jolly and Kelly (36), et al, relating to possession or control of a controlled substance.

HB 336, introduced by Representatives Baker, Jolly, Icet, Kelly (36) and Willoughby, et al, relating to purchase of intoxicating liquor by persons under the age of twenty-one years.

HB 337, introduced by Representatives Hobbs, Munzlinger, Sutherland, Shoemaker (8), Dixon, Luetkemeyer, Portwood and Behnen, et al, relating to the establishment of the Missouri sheriff methamphetamine relief team.

HB 338, introduced by Representative Smith (118), relating to the public school retirement system.

HB 339, introduced by Representatives Boykins, Curls, Villa, Wilson (42), Hoskins, Hilgemann, Sanders Brooks, Hubbard and Jones, et al, relating to urban teaching scholarships.

HB 340, introduced by Representatives Boykins, Hilgemann, Jones, Johnson (61), Hubbard, El-Amin and Hoskins, et al, relating to use of emergency personnel.

HB 341, introduced by Representatives Deeken and Smith (118), et al, relating to the creation of the property preservation fund.

HB 342, introduced by Representatives Stefanick and Portwood, relating to property taxation.

HB 343, introduced by Representatives Burnett, Dougherty, LeVota and Young, et al, relating to background checks for charter school key personnel.

HB 344, introduced by Representatives Rector, Bivins and Willoughby, et al, relating to recovery of certain costs by utilities.

HB 345, introduced by Representatives Cunningham (86), Jetton, Lembke (85), Villa, George, Schlottach, Rupp and St. Onge, et al, relating to a tax credit for certain education-related charitable donations.

HB 346, introduced by Representatives Dempsey, Smith (118) and Davis (122), relating to the public school retirement system.

HB 347, introduced by Representatives Dempsey and Wright, relating to local government employees' retirement system.

HB 348, introduced by Representatives Dempsey and Wright, relating to local government employees' retirement system.

SECOND READING OF HOUSE JOINT RESOLUTION

HJR 10 was read the second time.

SECOND READING OF HOUSE BILLS

HB 305 through **HB 323** were read the second time.

SIGNING OF SENATE CONCURRENT RESOLUTION

All other business of the House was suspended while **SCR 1** was read at length and, there being no objection, was signed by the Speaker to the end that the same may become law.

SIGNING OF HOUSE CONCURRENT RESOLUTION

All other business of the House was suspended while **HCS HCR 6** was read at length and, there being no objection, was signed by the Speaker to the end that the same may become law.

Having been duly signed in open session of the Senate, **HCS HCR 6** was delivered to the Governor by the Chief Clerk of the House.

PERFECTION OF HOUSE BILL

HCS HB 185, relating to abducted children, was taken up by Representative Phillips.

Representative Donnelly offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 185, Page 3, Section 210.1012, Line 58, by inserting after all of said line the following:

“9. Any person who knowingly makes a false report of an abduction that triggers an alert pursuant to this section is guilty of a class A misdemeanor.”; and

Further amend said title, enacting clause, and intersectional references accordingly.

On motion of Representative Donnelly, **House Amendment No. 1** was adopted by the following vote:

AYES: 140

Abel	Adams	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Corcoran	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Icet
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kratky	Kuessner	Lager	Lembke	LeVota
Liese	Lowe	Luetkemeyer	Marsh	Mayer
McKenna	Meiners	Merideth	Miller	Moore
Muckler	Munzlinger	Myers	Page	Parker
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schneider
Schoemehl	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Skaggs	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Viebrock	Villa	Wagner	Walker

Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 019

Angst	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Dethrow	Goodman	Hunter	Kingery
Lipke	May	Morris	Nieves	Pearce
Richard	Schlottach	Smith 118	Townley	

PRESENT: 000

ABSENT WITH LEAVE: 004

Henke	Lawson	Reinhart	Vogt
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Representative Johnson (90) requested a verification of the roll call on the motion to adopt **House Amendment No. 1.**

Speaker Pro Tem Jetton assumed the Chair.

Representative Seigfreid offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 185, Page 2, Section 210.1012, Line 19, by deleting the word “may” on said line and inserting in lieu thereof the following: “**shall**”; and

Further amend said title, enacting clause, and intersectional references accordingly.

On motion of Representative Seigfreid, **House Amendment No. 2** was adopted.

Representative Johnson (90) offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 185, Page 3, Section 210.1014, Line 10, by inserting after the word “safety” the following: “**or their designee**”; and

Further amend said Section, Line 11, by inserting after the word “chair” the following “**the superintendent of the highway patrol or their designee**”.

On motion of Representative Johnson (90), **House Amendment No. 3** was adopted.

Representative Sager offered **House Amendment No. 4.**

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 185, Page 2, Section 210.1012, Lines 38 through 40, by deleting all of said lines and inserting in lieu thereof the following:

“Local programs shall conform to the following standards:”.

Speaker Hanaway resumed the Chair.

Representative Sager moved that **House Amendment No. 4** be adopted.

Which motion was defeated by the following vote:

AYES: 070

Abel	Adams	Barnitz	Bishop	Bland
Boykins	Bringer	Burnett	Byrd	Campbell
Carnahan	Corcoran	Curls	Darrough	Daus
Davis 122	Donnelly	Dougherty	El-Amin	Fares
Fraser	Graham	Green	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hoskins
Hubbard	Johnson 61	Johnson 90	Jolly	Jones
Kelly 36	Kratky	Kuessner	LeVota	Liese
Lowe	McKenna	Meiners	Muckler	Page
Ransdall	Sager	Salva	Schoemehl	Seigfreid
Selby	Shoemyer	Skaggs	Spreng	Thompson
Villa	Wagner	Walker	Walsh	Walton
Ward	Whorton	Wildberger	Willoughby	Wilson 25
Wilson 42	Witte	Yaeger	Young	Zweifel

NOES: 087

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dusenberg	Emery	Engler
Ervin	Goodman	Guest	Hobbs	Holand
Hunter	Icet	Jackson	Jetton	Johnson 47
Kelly 144	King	Kingery	Lager	Lembke
Lipke	Luetkemeyer	Marsh	May	Mayer
Merideth	Miller	Moore	Morris	Munzlinger
Myers	Nieves	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Rector
Richard	Roark	Ruestman	Rupp	Sander
Schaaf	Schlottach	Schneider	Self	Shoemaker
Smith 118	Smith 14	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Threlkeld	Viebrock	Wallace
Wasson	Wilson 119	Wilson 130	Wood	Wright
Yates	Madam Speaker			

PRESENT: 001

Brooks

ABSENT WITH LEAVE: 005

George	Lawson	Reinhart	Townley	Vogt
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Representative Byrd offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 185, Page 3, Section 210.1014, Line 16, by inserting after all of said line the following:

"3. Any rule or portion of a rule, as that term is defined in section 536.010, RSMo, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, RSMo, and, if applicable, section 536.028, RSMo. This section and chapter 536, RSMo, are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, RSMo, to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2003, shall be invalid and void."; and

Further amend said title, enacting clause, and intersectional references accordingly.

On motion of Representative Byrd, **House Amendment No. 5** was adopted.

Representative Riback Wilson (25) offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for House Bill No. 185, Page 1, Section 210.1012, Line 5, by deleting the word "are" and substituting in its place the word **"is"**; and

Further amend Line 6, by deleting the word "a" and substituting in lieu thereof the word **"such"**.

On motion of Representative Riback Wilson (25), **House Amendment No. 6** was adopted.

On motion of Representative Phillips, **HCS HB 185, as amended**, was adopted.

On motion of Representative Phillips, **HCS HB 185, as amended**, was ordered perfected and printed.

REFERRAL OF HOUSE RESOLUTIONS

The following House Resolutions were referred to the Committee indicated:

HR 36 - Rules

HR 110 - Agriculture

HR 128 - Rules

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 34 - Education

HB 179 - Budget

HB 186 - Senior Security

HB 196 - Children and Families

HB 199 - Local Government
HB 200 - Crime Prevention and Public Safety
HB 201 - Job Creation and Economic Development
HB 203 - Judiciary
HB 207 - Tourism and Cultural Affairs
HB 276 - Education
HB 289 - Job Creation and Economic Development
HB 290 - Elections
HB 291 - Tax Policy
HB 292 - Local Government
HB 293 - Local Government
HB 294 - Local Government
HB 295 - Conservation and Natural Resources
HB 296 - Workforce Development and Workplace Safety
HB 297 - Education
HB 298 - Retirement
HB 299 - Education
HB 300 - Communications, Energy and Technology
HB 301 - Judiciary
HB 302 - Crime Prevention and Public Safety
HB 303 - Budget
HB 304 - Transportation and Motor Vehicles
HB 305 - Budget
HB 306 - Tax Policy
HB 307 - Homeland Security and Veterans Affairs
HB 308 - Workforce Development and Workplace Safety
HB 309 - Financial Services
HB 310 - Education
HB 311 - Communications, Energy and Technology
HB 312 - Senior Security
HB 313 - Crime Prevention and Public Safety
HB 314 - Financial Services
HB 315 - Elections
HB 316 - Education
HB 317 - Agriculture
HB 318 - Judiciary
HB 319 - Education
HB 320 - Workforce Development and Workplace Safety
HB 321 - Workforce Development and Workplace Safety
HB 322 - Small Business
HB 323 - Professional Registration and Licensing

COMMITTEE REPORT

Committee on Education, Chairman Cunningham (86) reporting:

Madam Speaker: Your Committee on Education, to which was referred **HB 288**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

ADJOURNMENT

On motion of Representative Pratt, the House adjourned until 2:00 p.m., Monday, February 3, 2003.

COMMITTEE MEETINGS

AGRICULTURE

Tuesday, February 4, 2003, 12:00 p.m. Hearing Room 1. AMENDED NOTICE.
Public Hearing to be held on: HB 172, HB 206

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Monday, February 3, 2003, 12:00 p.m. Hearing Room 4.
Department of Natural Resources and the Department of Conservation.

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Tuesday, February 4, 2003, 8:00 a.m. Hearing Room 4.
Department of Natural Resources and the Department of Conservation.

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Wednesday, February 5, 2003, 8:00 a.m. Hearing Room 4.
Department of Natural Resources and the Department of Conservation.

APPROPRIATIONS - EDUCATION

Monday, February 3, 2003, 12:00 p.m. Hearing Room 1.
Coordinating Board for Higher Education, Truman, Northwest,
MO Western, Southwest, MO Southern, Harris-Stowe.

APPROPRIATIONS - EDUCATION

Tuesday, February 4, 2003, 8:00 a.m. Hearing Room 1.
Lincoln, Linn State, University of Missouri, Southeast,
Central Missouri and Community Colleges.

APPROPRIATIONS - EDUCATION

Tuesday, February 4, 2003, 2:30 p.m. Hearing Room 1.
Coordinating Board for Higher Education.

APPROPRIATIONS - EDUCATION

Wednesday, February 5, 2003, 8:00 a.m. Hearing Room 1.
Coordinating Board for Higher Education.

APPROPRIATIONS - EDUCATION

Wednesday, February 5, 2003, 2:30 p.m. Hearing Room 1.
Coordinating Board for Higher Education.

APPROPRIATIONS - GENERAL ADMINISTRATION

Monday, February 3, 2003, 12:00 p.m. Hearing Room 7.
Department of Revenue. Public testimony.

APPROPRIATIONS - GENERAL ADMINISTRATION

Tuesday, February 4, 2003, 2:30 p.m. Hearing Room 7.
Department of Revenue.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Monday, February 3, 2003, 11:00 a.m. Hearing Room 3.
Department of Mental Health (HB 10).

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Tuesday, February 4, 2003, 8:00 a.m. Hearing Room 3.
Department of Mental Health. Public testimony (HB 10).

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Tuesday, February 4, 2003, 2:30 p.m. Hearing Room 3.
Department of Mental Health. Public testimony (HB 10).

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Wednesday, February 5, 2003, 8:00 a.m. Hearing Room 3.
Department of Mental Health (HB 10).

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Wednesday, February 5, 2003, 2:30 p.m. Hearing Room 3.
Department of Mental Health (HB 10).

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Thursday, February 6, 2003, 8:15 a.m. Hearing Room 3.
Department of Mental Health (HB 10).

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Thursday, February 6, 2003. Hearing Room 3 upon adjournment.
Department of Mental Health (HB 10).

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Monday, February 3, 2003, 12:00 p.m. Hearing Room 6.

Public testimony.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Tuesday, February 4, 2003, 8:00 a.m. Hearing Room 6.

Public Safety.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Wednesday, February 5, 2003, 8:00 a.m. Hearing Room 6.

Public Safety and Corrections if time allows.

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Tuesday, February 4, 2003, 8:00 a.m. Hearing Room 7.

Public testimony.

BUDGET

Tuesday, February 4, 2003, 7:30 p.m. Hearing Room 3.

Executive Session may follow.

Public Hearing to be held on: HB 15

COMMUNICATIONS, ENERGY, AND TECHNOLOGY

Tuesday, February 4, 2003, 12:00 p.m. Hearing Room 3.

Public Hearing to be held on: HB 157, HB 208

CONSERVATION AND NATURAL RESOURCES

Wednesday, February 5, 2003, 12:00 p.m. Hearing Room 5.

Executive Session may follow.

Public Hearing to be held on: HB 215, HB 218

CORRECTIONS AND STATE INSTITUTIONS

Wednesday, February 5, 2003, 5:00 p.m. Hearing Room 7.

Public Hearing to be held on: HB 93, HB 138, HB 216, HB 278

CRIME PREVENTION AND PUBLIC SAFETY

Monday, February 3, 2003. Hearing Room 3 upon afternoon adjournment.

Executive Session to be held on: HB 198, HB 229

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, February 4, 2003, 5:00 p.m. Hearing Room 3.

Public Hearing to be held on: HB 63, HB 163, HB 164, HB 167, HB 168, HB 209

ELECTIONS

Tuesday, February 4, 2003, 5:00 p.m. Hearing Room 7.

Public Hearing to be held on: HB 99, HJR 6, HJR 9

FINANCIAL SERVICES

Tuesday, February 4, 2003, 12:00 p.m. Hearing Room 6.

Executive Session may follow.

Public Hearing to be held on: HB 73, HB 193, HB 221

HEALTH CARE POLICY

Wednesday, February 5, 2003, 5:00 p.m. Hearing Room 6.

Executive Session may follow.

Public Hearing to be held on: HB 156

PROFESSIONAL REGISTRATION AND LICENSING

Tuesday, February 4, 2003, 12:00 p.m. Hearing Room 4.

Public Hearing to be held on: HB 102, HB 171

SENIOR SECURITY

Tuesday, February 4, 2003, 5:00 p.m. Hearing Room 6.

Public Hearing to be held on: HB 47, HB 260

TAX POLICY

Tuesday, February 4, 2003, 12:00 p.m. Hearing Room 7.

Executive Session may follow.

Public Hearing to be held on: HB 50, HB 190, HB 191, HB 214

TOURISM AND CULTURAL AFFAIRS

Tuesday, February 4, 2003, 12:00 p.m. Hearing Room 5.

Public Hearing to be held on: HB 222, HB 245

Executive Session to be held on: HB 144, HB 222, HB 245

TRANSPORTATION AND MOTOR VEHICLES

Wednesday, February 5, 2003, 12:00 p.m. Hearing Room 7.

Public Hearing to be held on: HB 61, HB 75, HB 96, HB 160, HB 187, HB 247, HB 265

HOUSE CALENDAR

FOURTEENTH DAY, MONDAY, FEBRUARY 3, 2003

HOUSE BILLS FOR SECOND READING

HB 324 through HB 348

HOUSE BILL FOR PERFECTION

HCS HB 288 - Jetton

HOUSE BILL FOR THIRD READING

HCS HB 185 - Phillips

HOUSE RESOLUTION

HR 180 - Crowell (1-28-03, Pages 175-180)

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

FOURTEENTH DAY, MONDAY, FEBRUARY 3, 2003

Representative Black in the Chair.

Prayer by Father David Buescher.

Eternal God, You help our hearts warm at the beauty of human love and society's healthy development. You weep with us during tragedies like the one we began to endure two days ago. You are the warp and the woof of our joys and sorrows.

Fill this Chamber again this day and all days with pleasure at all that is fine, and with consolation when all seems hurtful. Give these representatives new resolve this week to work with each other attentively at building an even better society, one of less sadness and more enjoyment for all. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Week, to serve without compensation: Daniel Emery.

The Journal of the thirteenth day was approved as printed.

HOUSE RESOLUTION

Representative Hanaway offered House Resolution No. 238.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 224

through

House Resolution No. 229 - Representative Cunningham (145)

House Resolution No. 230 - Representative Quinn

House Resolution No. 231

through

House Resolution No. 233 - Representative Jetton

House Resolution No. 234 - Representative Morris

House Resolution No. 235 - Representative Mayer

House Resolution No. 236 - Representative Hobbs

House Resolution No. 237 - Representative Munzlinger

House Resolution No. 239 - Representative Ransdall

House Resolution No. 240 - Representative Johnson (61)

House Resolution No. 241 - Representative Dixon

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 349, introduced by Representatives Crawford, Sander, Jetton, Barnitz, Crowell, Townley, Dethrow, Munzlinger, Miller, Hobbs, Quinn, Pearce, Dougherty, Myers, Roark, Wright, Self, Baker, Smith (118), Black, Emery, Rector, May, Rupp, Richard, Goodman, Jackson, Wilson (119), Cunningham (145), Mayer, Kingery, Behnen, Cooper (155), Wood, Viebrock, Stevenson, Wallace, Schlottach, Guest, Taylor, Dusenberg, Angst, Morris, Lembke (85), Lipke (157), Luetkemeyer, King, Bearden, Moore, Merideth, Bruns, Kelly (144), Deeken, Parker, Bean, Dempsey, Avery, Wilson (130), Nieves, Shoemaker (8), Wasson, Threlkeld, Ruestman, Dixon, Sager, Kelly (36), Whorton, Kuessner, Ward, Ransdall, Selby, Hampton, Henke, Davis (122), Seigfreid, Salva, McKenna, Green, Harris (110), Shoemyer (9), Bringer and Wagner, et al, relating to concealable weapons.

HB 350, introduced by Representatives Riback Wilson (25), Deeken and Holand, relating to insurance coverage for treatment of chemical dependency.

HB 351, introduced by Representatives Quinn, Shoemaker (8), May, Seigfreid, Wright, Sander and Cunningham (145), et al, relating to boards of directors for industrial development corporations.

HB 352, introduced by Representatives Guest, Dethrow, Townley, Shoemaker (8), Whorton, Myers, Sander and Hobbs, et al, relating to animal research and production facilities.

HB 353, introduced by Representatives Luetkemeyer and Parker, relating to property and casualty insurance guaranty associations.

HB 354, introduced by Representatives Lowe, George, Spreng, Walsh, Darrough, Wildberger and Wilson (42), et al, relating to oversight of public privatization contracts.

SECOND READING OF HOUSE BILLS

HB 324 through **HB 348** were read the second time.

THIRD READING OF HOUSE BILL

HCS HB 185, relating to abducted children, was taken up by Representative Phillips.

On motion of Representative Phillips, **HCS HB 185** was read the third time and passed by the following vote:

AYES: 160

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brooks	Brown	Bruns	Burnett
Byrd	Campbell	Carnahan	Cooper 120	Cooper 155
Corcoran	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Darrough	Daus	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Engler
Ervin	Fares	Fraser	George	Goodman
Graham	Green	Guest	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hobbs
Holand	Hoskins	Hubbard	Hunter	Ice
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lipke	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Merideth	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Richard	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 003

Miller	Reinhart	Wagner
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Representative Black declared the bill passed.

HOUSE RESOLUTION

HR 180, relating to Ethics Committee Rules of Procedure, was taken up by Representative Crowell.

On motion of Representative Crowell, **HR 180** was adopted by the following vote:

AYES: 160

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop

Bivins	Black	Bland	Bough	Boykins
Bringer	Brooks	Brown	Bruns	Burnett
Byrd	Campbell	Carnahan	Cooper 120	Cooper 155
Corcoran	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Darrough	Daus	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Engler
Ervin	Fares	Fraser	George	Goodman
Graham	Green	Guest	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hobbs
Holand	Hoskins	Hubbard	Hunter	Ice
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lipke	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Merideth	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Richard	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 003

Miller Reinhart Wagner

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were referred to the Committee indicated:

- HCR 3** - Agriculture
- HCR 4** - Rules
- HCR 5** - Agriculture
- HCR 7** - Workforce Development and Workplace Safety
- HCR 9** - Job Creation and Economic Development
- HCR 10** - Job Creation and Economic Development
- HCR 11** - Education

RE-REFERRAL OF HOUSE BILL

The following House Bill was re-referred to the Committee indicated:

HB 154 - Children and Families

COMMITTEE REPORT

Committee on Crime Prevention and Public Safety, Chairman Mayer reporting:

Madam Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 198**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Amendment No. 1**.

House Committee Amendment No. 1

AMEND House Bill No. 198, Page 1, Section 544.170, Line 1 of said section, by deleting said section and by inserting in lieu thereof the following:

“544.170. 1. Except as provided in subsection 2 of this section, all persons arrested and confined in any jail or other place of confinement by any peace officer, without warrant or other process, for any alleged breach of the peace or other criminal offense, or on suspicion thereof, shall be discharged from said custody within twenty hours from the time of such arrest, unless they shall be charged with a criminal offense by the oath of some credible person, and be held by warrant to answer to such offense.

2. Upon a determination by the commanding officer, or the delegate thereof, of the law enforcement agency making such an arrest, a person arrested for any of the following offenses without warrant or other process of law shall be released from custody within [twenty-four] **thirty** hours of arrest, unless the person is charged and held pursuant to a warrant to answer for such offense:

- (1) First degree murder pursuant to section 565.020, RSMo;
- (2) Second degree murder pursuant to section 565.021, RSMo;
- (3) First degree assault pursuant to section 565.050, RSMo;
- (4) Forcible rape pursuant to section 566.030, RSMo;
- (5) Forcible sodomy pursuant to section 566.060, RSMo;
- (6) First degree robbery pursuant to section 569.020, RSMo; or
- (7) Distribution of drugs pursuant to section 195.211, RSMo.

3. In any confinement to which the provisions of this section apply, the confinee shall be permitted at any reasonable time to consult with counsel or other persons acting on the confinee's behalf.

4. Any person who violates the provisions of this section, by refusing to release any person who is entitled to release pursuant to this section, or by refusing to permit a confinee to consult with counsel or other persons, or who transfers any such confinees to the custody or control of another, or to another place, or who falsely charges such person, with intent to avoid the provisions of this section, is guilty of a class A misdemeanor.”.

MESSAGE FROM THE GOVERNOR

EXECUTIVE OFFICE
January 31, 2003

TO THE CHIEF CLERK OF THE
HOUSE OF REPRESENTATIVES
FIRST REGULAR SESSION

92ND GENERAL ASSEMBLY
STATE OF MISSOURI

Herewith I return to you **House Concurrent Resolution No. 6** entitled:

"AN ACT"

Rejecting the Compensation Schedule of the 2002 Report and Compensation Schedule of the Missouri Citizens Commission on Compensation for Elected Officials dated November 27, 2002.

On January 31, 2003, I approved said **House Concurrent Resolution No. 6**.

Respectfully submitted,

/s/ Bob Holden
Governor

The following member's presence was noted: Wagner.

ADJOURNMENT

On motion of Representative Goodman, the House adjourned until 10:00 a.m., Tuesday, February 4, 2003.

COMMITTEE MEETINGS

ADMINISTRATION AND ACCOUNTS

Thursday, February 6, 2003, 9:00 a.m. Hearing Room 1.

Financial report from Accounting. Discussion salary scale for Legislator Assistants.

Update on House ID for incumbents.

AGRICULTURE

Tuesday, February 4, 2003, 12:00 p.m. Hearing Room 1.

AMENDED NOTICE.

Public Hearing to be held on: HB 172, HB 206

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Tuesday, February 4, 2003, 8:00 a.m. Hearing Room 4.

Department of Natural Resources and Department of Conservation.

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Tuesday, February 4, 2003, 2:30 p.m. Hearing Room 4.

Department of Natural Resources and Department of Conservation

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Wednesday, February 5, 2003, 8:00 a.m. Hearing Room 4.

Department of Natural Resources and Department of Conservation.

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Wednesday, February 5, 2003, 2:30 p.m. Hearing Room 4.

Department of Natural Resources and Department of Conservation

APPROPRIATIONS - EDUCATION

Tuesday, February 4, 2003, 8:00 a.m. Hearing Room 1.

Lincoln, Linn State, University of Missouri, Southeast,
Central Missouri and Community Colleges.

APPROPRIATIONS - EDUCATION

Tuesday, February 4, 2003, 2:30 p.m. Hearing Room 1.

Coordinating Board for Higher Education.

APPROPRIATIONS - EDUCATION

Wednesday, February 5, 2003, 8:00 a.m. Hearing Room 1.

Coordinating Board for Higher Education.

APPROPRIATIONS - EDUCATION

Wednesday, February 5, 2003, 2:30 p.m. Hearing Room 1.

Coordinating Board for Higher Education.

APPROPRIATIONS - GENERAL ADMINISTRATION

Tuesday, February 4, 2003, 2:30 p.m. Hearing Room 7.

AMENDED NOTICE.

Department of Revenue. Judiciary.

APPROPRIATIONS - GENERAL ADMINISTRATION

Wednesday, February 5, 2003, 2:30 p.m. Hearing Room 7.

Office of the State Auditor, Office of the Secretary of State
and Office of the State Treasurer.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Tuesday, February 4, 2003, 8:00 a.m. Hearing Room 3.

Department of Mental Health. Public testimony (HB 10).

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Tuesday, February 4, 2003, 2:30 p.m. Hearing Room 3.

Department of Mental Health. Public testimony (HB 10).

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Wednesday, February 5, 2003, 8:00 a.m. Hearing Room 3.

Department of Mental Health (HB 10).

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Wednesday, February 5, 2003, 2:30 p.m. Hearing Room 3.

Department of Mental Health (HB 10).

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Thursday, February 6, 2003, 8:15 a.m. Hearing Room 3.

Department of Mental Health (HB 10).

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Thursday, February 6, 2003. Hearing Room 3 upon adjournment.

Department of Mental Health (HB 10).

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Tuesday, February 4, 2003, 8:00 a.m. Hearing Room 6.

Public Safety.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Wednesday, February 5, 2003, 8:00 a.m. Hearing Room 6.

Public Safety and Corrections if time allows.

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Tuesday, February 4, 2003, 8:00 a.m. Hearing Room 7.

Public testimony.

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Wednesday, February 5, 2003, 8:00 a.m. Hearing Room 7.

Public testimony from Insurance, Labor & Industrial Relations
and Economic Development. Continued upon a.m. adjournment.

BUDGET

Tuesday, February 4, 2003, 7:30 p.m. Hearing Room 3.

Executive Session may follow.

Public Hearing to be held on: HB 15

BUDGET

Wednesday, February 5, 2003, 7:30 p.m. Hearing Room 3.

Executive Session may follow.

Public Hearing to be held on: HB 15

CHILDREN AND FAMILIES

Tuesday, February 4, 2003, 5:00 p.m. Hearing Room 1.

Public Hearing to be held on: HB 219

COMMUNICATIONS, ENERGY, AND TECHNOLOGY

Tuesday, February 4, 2003, 12:00 p.m. Hearing Room 3.

AMENDED NOTICE.

Public Hearing to be held on: HB 157, HB 208, HB 311

CONSERVATION AND NATURAL RESOURCES

Wednesday, February 5, 2003, 12:00 p.m. Hearing Room 5.

Executive Session may follow.

Public Hearing to be held on: HB 215, HB 218

CORRECTIONS AND STATE INSTITUTIONS

Wednesday, February 5, 2003, 5:00 p.m. Hearing Room 7.

Public Hearing to be held on: HB 93, HB 138, HB 216, HB 278

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, February 4, 2003, 5:00 p.m. Hearing Room 3.

AMENDED NOTICE.

Public Hearing to be held on: HB 63, HB 163, HB 164, HB 167, HB 168, HB 209

Executive Session to be held on: HB 212, HB 229

ELECTIONS

Tuesday, February 4, 2003, 5:00 p.m. Hearing Room 7.

Public Hearing to be held on: HB 99, HJR 6, HJR 9

ETHICS

Tuesday, February 4, 2003, 5:00 p.m. Hearing Room 4.

Approval of Caucuses.

Executive Session to follow.

FINANCIAL SERVICES

Tuesday, February 4, 2003, 12:00 p.m. Hearing Room 6.

Executive Session may follow.

Public Hearing to be held on: HB 73, HB 193, HB 221

HEALTH CARE POLICY

Wednesday, February 5, 2003, 5:00 p.m. Hearing Room 6.

Executive Session may follow.

AMENDED NOTICE.

Public Hearing to be held on: HB 121, HB 156

JOB CREATION AND ECONOMIC DEVELOPMENT

Wednesday, February 5, 2003, 12:00 p.m. Hearing Room 6.

Executive Session may follow.

Public Hearing to be held on: HB 277

JUDICIARY

Wednesday, February 5, 2003, 12:00 p.m. Hearing Room 1.
Informational session medical malpractice issues.
Executive Session to be held on: HB 254

LOCAL GOVERNMENT

Thursday, February 6, 2003, 8:30 a.m. Hearing Room 6.
Executive Session may follow.
Public Hearing to be held on: HB 58, HB 97, HB 184, HB 242

PROFESSIONAL REGISTRATION AND LICENSING

Tuesday, February 4, 2003, 12:00 p.m. Hearing Room 4.
AMENDED NOTICE.
Public Hearing to be held on: HB 171

RULES

Thursday, February 6, 2003, 8:30 a.m. Hearing Room 5.
Executive Session to follow.
Public Hearing to be held on: HR 36, HR 128

SENIOR SECURITY

Tuesday, February 4, 2003, 5:00 p.m. Hearing Room 6.
Public Hearing to be held on: HB 47, HB 260

SMALL BUSINESS

Wednesday, February 5, 2003, 12:00 p.m. Hearing Room 4.
Public Hearing to be held on: HB 236

TAX POLICY

Tuesday, February 4, 2003, 12:00 p.m. Hearing Room 7.
Executive Session may follow.
Public Hearing to be held on: HB 50, HB 190, HB 191, HB 214

TOURISM AND CULTURAL AFFAIRS

Tuesday, February 4, 2003, 12:00 p.m. Hearing Room 5.
AMENDED NOTICE.
Public Hearing to be held on: HB 245
Executive Session to be held on: HB 144, HB 245

TRANSPORTATION AND MOTOR VEHICLES

Wednesday, February 5, 2003, 12:00 p.m. Hearing Room 7.
AMENDED NOTICE.
Public Hearing to be held on: HB 75, HB 96, HB 160, HB 187, HB 247, HB 265

HOUSE CALENDAR

FIFTEENTH DAY, TUESDAY, FEBRUARY 4, 2003

HOUSE BILLS FOR SECOND READING

HB 349 through HB 354

HOUSE BILLS FOR PERFECTION

HCS HB 288 - Jetton

HB 198, HCA 1 - Stevenson

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

FIFTEENTH DAY, TUESDAY, FEBRUARY 4, 2003

Representative Luetkemeyer in the Chair.

Prayer by Reverend James Earl Jackson.

Heavenly Father, God of mercy and grace, it is written, "You are my hiding place; You preserve me from trouble", so may You hide us and preserve us through the days ahead.

Dear Lord, we stand humbled by the great responsibilities entrusted to us. May we not betray that trust.

May we incline our ear to wisdom and apply our hearts to understanding so that we might complete the tasks at hand.

Father, may we desire humility and honor, and be willing to serve and cooperate.

Now, may the grace of our Lord, and the love of God be with us all.

In the name of Your Son we pray. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Devin Carr, Jenna Carr and Jessica Fetsch.

The Journal of the fourteenth day was approved as printed by the following vote:

AYES: 159

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brooks	Brown	Bruns	Burnett
Byrd	Campbell	Carnahan	Cooper 120	Cooper 155
Corcoran	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Darrough	Daus	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Engler
Ervin	Fares	Fraser	George	Goodman
Graham	Green	Guest	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hobbs
Holand	Hoskins	Hubbard	Hunter	Ice
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lembke
LeVota	Liese	Lipke	Lowe	Luetkemeyer

Marsh	May	Mayer	McKenna	Meiners
Merideth	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Walker	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Young	Zweifel	Madam Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 004

Lawson	Miller	Reinhart	Wagner
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HOUSE CONCURRENT RESOLUTION

Representative Nieves offered House Concurrent Resolution No. 13.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 242	-	Representative Goodman
House Resolution No. 243	-	Representative Mayer
House Resolution No. 244		
and		
House Resolution No. 245	-	Representative Dempsey
House Resolution No. 246		
through		
House Resolution No. 273	-	Representative Crowell
House Resolution No. 274	-	Representative Avery
House Resolution No. 275	-	Representative Campbell
House Resolution No. 276	-	Representative Guest
House Resolution No. 277	-	Representatives Morris and Marsh
House Resolution No. 278	-	Representative Brown
House Resolution No. 279		
through		
House Resolution No. 281	-	Representative Avery
House Resolution No. 282	-	Representative Bough
House Resolution No. 283	-	Representative Wilson (130)

INTRODUCTION OF HOUSE JOINT RESOLUTION

The following House Joint Resolution was read the first time and copies ordered printed:

HJR 11, introduced by Representatives Holand and Ransdall, relating to the judiciary.

INTRODUCTION OF HOUSE BILLS - APPROPRIATIONS

The following House Bills were read the first time and copies ordered printed:

HB 1, introduced by Representative Bearden, to appropriate money to the Board of Fund Commissioners for the cost of issuing and processing State Water Pollution Control Bonds, Stormwater Control Bonds, Third State Building Bonds and Fourth State Building Bonds, as provided by law, to include payments from the Water Pollution Control Bond and Interest Fund, Stormwater Control Bond and Interest Fund, Third State Building Bond Interest and Sinking Fund, Fourth State Building Bond and Interest Fund, Water Pollution Control Fund and Stormwater Control Fund, and to transfer money among certain funds for the period beginning July 1, 2003 and ending June 30, 2004.

HB 14, introduced by Representative Bearden, to appropriate money for the Office of Administration to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri beginning July 1, 2002 and ending June 30, 2003.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 355, introduced by Representatives Myers, King, Whorton and Merideth, relating to pesticides.

HB 356, introduced by Representative Smith (118), relating to the sale of products made by youth in the custody of the division of youth services.

HB 357, introduced by Representatives Deeken, Kelly (36), Riback Wilson (25), Holand, Bishop and Cooper (155), et al, relating to liquor control.

HB 358, introduced by Representative Boykins, relating to barbers' licenses.

HB 359, introduced by Representative Shoemyer (9), Ransdall, Whorton, Jetton and Barnitz, et al, relating to the Hancock Amendment Refund Trust Fund.

SECOND READING OF HOUSE BILLS

HB 349 through **HB 354** were read the second time.

COMMITTEE CHANGE

The Speaker submitted the following Committee change:

Representative Muckler has been appointed a member of the Joint Committee on Public Employee Retirement.

WITHDRAWAL OF HOUSE BILL

TO: Chief Clerk, Steve Davis
FROM: Representative Susan Phillips
SUBJECT: Withdrawal of HB 102
DATE: February 4, 2003

I wish to withdraw **House Bill 102**.

/s/ Representative Susan Phillips, District 32

The following members' presence was noted: Wagner and Miller.

ADJOURNMENT

On motion of Representative Wood, the House adjourned until 10:00 a.m., Wednesday, February 5, 2003.

COMMITTEE MEETINGS

ADMINISTRATION AND ACCOUNTS

Thursday, February 6, 2003, 9:00 a.m. Hearing Room 1.
Financial report from Accounting. Discussion salary scale
for Legislator Assistants. Update on House ID for incumbents.

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Wednesday, February 5, 2003, 8:00 a.m. Hearing Room 4.
Department of Natural Resources and Department of Conservation.

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Wednesday, February 5, 2003, 2:30 p.m. Hearing Room 4.
Department of Natural Resources and Department of Conservation

APPROPRIATIONS - EDUCATION

Wednesday, February 5, 2003, 8:00 a.m. Hearing Room 1.
Coordinating Board for Higher Education.

APPROPRIATIONS - EDUCATION

Wednesday, February 5, 2003, 2:30 p.m. Hearing Room 1.
Coordinating Board for Higher Education.

APPROPRIATIONS - GENERAL ADMINISTRATION

Wednesday, February 5, 2003, 2:30 p.m. Hearing Room 7.
Office of the State Auditor, Office of the Secretary of State
and Office of the State Treasurer.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Wednesday, February 5, 2003, 8:00 a.m. Hearing Room 3.
Department of Mental Health (HB 10).

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Wednesday, February 5, 2003, 2:30 p.m. Hearing Room 3.
Department of Mental Health (HB 10).

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Thursday, February 6, 2003, 8:15 a.m. Hearing Room 3.
Department of Mental Health (HB 10).

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Thursday, February 6, 2003. Hearing Room 3 upon adjournment.
Department of Mental Health (HB 10).

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Wednesday, February 5, 2003, 8:00 a.m. Hearing Room 6.
Public Safety and Corrections if time allows.

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Wednesday, February 5, 2003, 8:00 a.m. Hearing Room 7.
Public testimony from Insurance, Labor & Industrial Relations
and Economic Development. Continued upon a.m. adjournment

BUDGET

Wednesday, February 5, 2003, 7:30 p.m. Hearing Room 3.
Executive Session may follow.
Public Hearing to be held on: HB 15

CONSERVATION AND NATURAL RESOURCES

Wednesday, February 5, 2003, 12:00 p.m. Hearing Room 5.
Executive Session may follow.
Public Hearing to be held on: HB 215, HB 218

CORRECTIONS AND STATE INSTITUTIONS

Wednesday, February 5, 2003, 5:00 p.m. Hearing Room 7.

Public Hearing to be held on: HB 93, HB 138, HB 216, HB 278

EDUCATION

Wednesday, February 5, 2003, 5:00 p.m. Hearing Room 3

Executive Session may follow.

Public Hearing to be held on: HB 48, HB 109, HB 117, HB 132, HB 173

HEALTH CARE POLICY

Wednesday, February 5, 2003, 5:00 p.m. Hearing Room 6.

Executive Session may follow.

AMENDED NOTICE.

Public Hearing to be held on: HB 121, HB 156

JOB CREATION AND ECONOMIC DEVELOPMENT

Wednesday, February 5, 2003, 12:00 p.m. Hearing Room 6.

Executive Session may follow.

Public Hearing to be held on: HB 277

JUDICIARY

Wednesday, February 5, 2003, 12:00 p.m. Hearing Room 1.

Informational session medical malpractice issues.

Executive Session to be held on: HB 254

LOCAL GOVERNMENT

Thursday, February 6, 2003, 8:30 a.m. Hearing Room 6.

Executive Session may follow.

Public Hearing to be held on: HB 58, HB 97, HB 184, HB 242

RETIREMENT

Thursday, February 6, 2003, 8:30 a.m. Hearing Room 7.

Executive Session may follow.

Public Hearing to be held on: HB 195, HB 246, HB 270

Executive Session to be held on: HB 131, HB 152, HB 180

RULES

Thursday, February 6, 2003, 8:30 a.m. Hearing Room 5.

Executive Session to follow.

Public Hearing to be held on: HR 36, HR 128

SMALL BUSINESS

Wednesday, February 5, 2003, 12:00 p.m. Hearing Room 4.

Public Hearing to be held on: HB 236

TRANSPORTATION AND MOTOR VEHICLES

Wednesday, February 5, 2003, 12:00 p.m. Hearing Room 7.

AMENDED NOTICE.

Public Hearing to be held on: HB 75, HB 96, HB 160, HB 187, HB 247, HB 265

WORKFORCE DEVELOPMENT AND WORKPLACE SAFETY

Wednesday, February 5, 2003, 12:00 noon. Hearing Room 3.

Executive Session may follow.

Public Hearing to be held on: HB 321

HOUSE CALENDAR

SIXTEENTH DAY, WEDNESDAY, FEBRUARY 5, 2003

HOUSE JOINT RESOLUTION FOR SECOND READING

HJR 11

HOUSE BILLS FOR SECOND READING

HB 355 through HB 359

HOUSE BILLS FOR SECOND READING - APPROPRIATIONS

HB 1 and HB 14

HOUSE BILLS FOR PERFECTION

HCS HB 288 - Jetton

HB 198, HCA 1 - Stevenson

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

SIXTEENTH DAY, WEDNESDAY, FEBRUARY 5, 2003

Speaker Hanaway in the Chair.

Prayer by Reverend James Earl Jackson.

Heavenly Father, gracious and kind, it is written: "Let integrity and honesty preserve me," even so preserve us as we endeavor to follow Your path of integrity and honesty.

Lord God, help us to keep clear lines of communication open; transcending our own intellect with Your wisdom.

May anything compromising truth be uncovered; exposed and disposed of. Provide us the energy and endurance to prevail over long exhausting days and the soundness of mind to make proper decisions.

Heavenly Father, may our words, thoughts, and intent of our hearts be acceptable in Your sight.

In the name of Your Son we pray. Amen.

The Pledge of Allegiance to the flag was recited.

The Journal of the fifteenth day was approved as printed by the following vote:

AYES: 161

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brooks	Brown	Bruns	Burnett
Byrd	Campbell	Carnahan	Cooper 120	Cooper 155
Corcoran	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Darrough	Daus	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Engler
Ervin	Fares	Fraser	George	Goodman
Graham	Green	Guest	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hobbs
Holand	Hoskins	Hubbard	Ice	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly 144	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lawson	Lembke
LeVota	Liese	Lipke	Lowe	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Merideth	Miller	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Richard	Roark

Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Wagner
Walker	Wallace	Walsh	Walton	Ward
Wasson	Whorton	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 002

Hunter Reinhart

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

- House Resolution No. 284 - Representative Stevenson
- House Resolution No. 285 - Representative Dusenberg
- House Resolution No. 286 - Representative Bringer
- House Resolution No. 287 - Representative Willoughby
- House Resolution No. 288 - Representative Lembke (85)
- House Resolution No. 289 - Representative Richard
- House Resolution No. 290 - Representative Jetton
- House Resolution No. 291 - Representative Viebrock
- House Resolution No. 292
- through
- House Resolution No. 301 - Representative Pearce

INTRODUCTION OF HOUSE CONCURRENT RESOLUTION

The following House Concurrent Resolution was read the first time and copies ordered printed:

HCR 14, introduced by Representative Abel, et al, urging the United States Congress to address the issue of unfunded federal mandates and their impact on the States.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the first time and copies ordered printed:

HJR 12, introduced by Representative Graham, relating to the highways and transportation commission.

HJR 13, introduced by Representative Graham, relating to appropriations authority of the General Assembly.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 360, introduced by Representatives Mayer, Lipke (157), Goodman, Johnson (47), Riback Wilson (25), Lowe and Jolly, et al, relating to domestic assault in the third degree.

HB 361, introduced by Representatives Cunningham (86), Luetkemeyer and Reinhart, relating to health risks for students of public schools.

HB 362, introduced by Representatives Cunningham (86), Moore, Luetkemeyer and Reinhart, relating to transportation of pupils.

HB 363, introduced by Representatives Cunningham (86) and Stefanick, relating to property taxation.

HB 364, introduced by Representative Cunningham (86), relating to the taxation of property.

HB 365, introduced by Representatives Cunningham (86), Townley, Myers, Moore and Phillips, relating to informed consent to an abortion.

HB 366, introduced by Representative Cunningham (86), relating to workers' compensation insurance.

HB 367, introduced by Representatives Cunningham (86) and Myers, relating to personal records with unique identifiers.

HB 368, introduced by Representatives Cunningham (86) and Myers, relating to contractor qualifications.

HB 369, introduced by Representatives Cunningham (86) and Moore, relating to nongovernment entities contracting with political subdivisions.

HB 370, introduced by Representative Cunningham (86), relating to the governing council of certain special school districts.

HB 371, introduced by Representatives Dusenberg, Brown, Yates, Jackson, Pratt, Wilson (119) and Sager, et al, relating to hazardous waste carriers.

HB 372, introduced by Representatives Parker, Rupp, Smith (14), Dempsey, Sutherland, Green, Schneider, Davis (19), Brown and Threlkeld, relating to ephedrine.

HB 373, introduced by Representative Byrd, relating to appointment of certain circuit clerks.

HB 374, introduced by Representatives Bishop, Bruns and Wildberger, relating to torts and action for damages.

HB 375, introduced by Representative Cooper (120), relating to coroners' reports.

HB 376, introduced by Representative Cooper (120), relating to deputy coroner compensation.

HB 377, introduced by Representative Smith (118), relating to statutory revision.

HB 378, introduced by Representatives Viebrock, Townley, Myers and Merideth, et al, relating to tax credits for historic rehabilitation.

HB 379, introduced by Representatives Viebrock, Dixon, Morris, Wilson (119), Roark, Holand, Wright, Cunningham (145), Wood and Sutherland, et al, relating to the definition of dangerous felony.

HB 380, introduced by Representatives Byrd, Luetkemeyer, Hanaway, Shoemaker (8), Bearden, Willoughby, Crowell, Dixon, Engler and Merideth, et al, relating to securities regulation.

HB 381, introduced by Representatives Holand, Davis (122), Dixon, Bough and Avery, et al, relating to school district tax alternatives.

HB 382, introduced by Representatives Behnen, May, Phillips, Villa, Holand, Davis (122), Jetton, Shoemaker (8) and Byrd, et al, relating to disclosure of certain death records.

HB 383, introduced by Representative Green, relating to privatization contracts.

HB 384, introduced by Representatives Icet, Fares, Cunningham (86), Hanaway, Avery, Portwood, Bivins, Stefanick, Donnelly and Rupp, et al, relating to state aid for public schools.

HB 385, introduced by Representatives Icet, Cooper (120), Cunningham (86), Hanaway, Baker, Smith (14), Portwood and Rector, et al, relating to salaries for teachers.

HB 386, introduced by Representatives Pearce, Deeken, Sander, Guest and Townley, et al, relating to reimbursement for certain damage to motor vehicles.

HB 387, introduced by Representatives Pearce, Yates, Lembke (85) and Deeken, et al, relating to presidential primary elections.

HB 388, introduced by Representatives Riback Wilson (25), Graham, Harris (23), Shoemyer (9) and Hobbs, relating to the creation of a geographical information system in certain municipalities.

HB 389, introduced by Representatives Walsh, Jolly, Burnett, Adams, Fraser, Corcoran, Muckler, Wildberger and Riback Wilson (25), et al, relating to required usage of lighted lamps by motor vehicle operators.

HB 390, introduced by Representatives Behnen, Crowell, Jetton, Hanaway, Avery, Smith (14), Schaaf, Johnson (90) and Page, et al, relating to anesthesiologist assistants.

HB 391, introduced by Representatives Graham, Wilson (42), Dougherty and Lowe, relating to gaming.

HB 392, introduced by Representatives Avery and Bivins, et al, relating to motor vehicle franchise dealers.

HB 393, introduced by Representatives Avery and Behnen, et al, relating to using lasers for dentistry.

HB 394, introduced by Representatives Byrd, St. Onge, Stevenson, Wood and Pratt, relating to the designation of next-of-kin for deceased persons.

HB 395, introduced by Representative St. Onge, relating to cigarette merchandising.

HB 396, introduced by Representatives Wright, Dixon, Viebrock, Morris, Holand, Marsh and Phillips, et al, relating to the Dominic James Memorial Foster Care Reform Act of 2003.

HB 397, introduced by Representatives Roark, Cooper (120) and Crowell, relating to credit for income tax paid in another state.

HB 398, introduced by Representative Cunningham (86), relating to a tax credit for education-related costs.

HB 399, introduced by Representative Cunningham (86), relating to lapse of district corporate organization.

HB 400, introduced by Representatives Cunningham (86) and Moore, relating to educational service agencies.

HB 401, introduced by Representatives Pratt, Bearden, Icet, Byrd, Hanaway, Phillips, Crowell, Schaaf and Yates, et al, relating to the tobacco securitization settlement trust fund.

SECOND READING OF HOUSE JOINT RESOLUTION

HJR 11 was read the second time.

SECOND READING OF HOUSE BILLS - APPROPRIATIONS

HB 1 and **HB 14** were read the second time.

SECOND READING OF HOUSE BILLS

HB 355 through **HB 359** were read the second time.

PERFECTION OF HOUSE BILL

HB 198, with House Committee Amendment No. 1, relating to arrest without warrant, was taken up by Representative Stevenson.

Representative Lipke (157) offered **House Substitute Amendment No. 1 for House Committee Amendment No. 1**.

*House Substitute Amendment No. 1
for
House Committee Amendment No. 1*

AMEND House Bill No. 198, Page 1, Section 544.170, Line 4, by deleting “**thirty-six**” and inserting in lieu thereof the following: “**twenty-four**”; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Mayer offered **House Amendment No. 1 to House Substitute Amendment No. 1 for House Committee Amendment No. 1**.

*House Amendment No. 1
to
House Substitute Amendment No. 1
for
House Committee Amendment No. 1*

AMEND House Substitute Amendment No. 1 for House Committee Amendment No. 1 to House Bill No. 198, Page 1, Section 544.170, Line 4, by deleting “**twenty-four**” and inserting in lieu thereof the following: “**thirty**”; and

Further amend said title, enacting clause and intersectional references accordingly.

Speaker Pro Tem Jetton assumed the Chair.

Speaker Hanaway resumed the Chair.

On motion of Representative Mayer, **House Amendment No. 1 to House Substitute Amendment No. 1 for House Committee Amendment No. 1** was adopted.

On motion of Representative Lipke (157), **House Substitute Amendment No. 1 for House Committee Amendment No. 1, as amended**, was adopted.

On motion of Representative Stevenson, **HB 198, as amended**, was ordered perfected and printed by the following vote:

AYES: 123

Adams	Angst	Avery	Baker	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bough	Bringer	Brown	Bruns	Byrd
Campbell	Carnahan	Cooper 120	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Darrough	Daus
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dusenberg	Emery	Engler
Ervin	Fares	Fraser	Goodman	Green
Guest	Hampton	Harris 110	Harris 23	Hilgemann
Hobbs	Hunter	Icet	Jackson	Jetton
Johnson 90	Jolly	Kelly 144	Kelly 36	King
Kingery	Kuessner	Lager	Lembke	LeVota
Liese	Lipke	Luetkemeyer	Marsh	May
Mayer	Meiners	Merideth	Miller	Moore
Morris	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Richard
Roark	Ruestman	Rupp	Sager	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 14	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Threlkeld	Townley	Viebrock	Villa
Wallace	Wasson	Willoughby	Wilson 119	Wilson 130
Witte	Wood	Wright	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 030

Abel	Bland	Boykins	Brooks	Burnett
Curls	Dougherty	El-Amin	George	Haywood
Henke	Hoskins	Hubbard	Johnson 47	Johnson 61
Jones	Kratky	Lowe	Muckler	Salva
Spreng	Thompson	Vogt	Walker	Walsh
Walton	Whorton	Wildberger	Wilson 25	Wilson 42

PRESENT: 000

ABSENT WITH LEAVE: 010

Barnitz	Cooper 155	Graham	Holand	Lawson
McKenna	Reinhart	Smith 118	Wagner	Ward

COMMITTEE REPORTS

Committee on Ethics, Chairman Crowell reporting:

Madam Speaker: Your Committee on Ethics, to which was referred **additions to the City of St. Louis Caucus**, begs leave to report it has examined the same and **approves it pursuant to 105.473.3(2)(c)d RSMo.**

250 *Journal of the House*

TO: Representative Jason Crowell
Chairman, House Committee on Ethics

FROM: Representative Russ Carnahan

DATE: January 29, 2003

In accordance with Section 105.473.3(2)(c)d RSMo 2000, I am requesting the addition of the following member to the City of St. Louis Caucus.

<u>District</u>	<u>Name</u>
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57	/s/ Yaphett El-Amin
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Madam Speaker: Your Committee on Ethics, to which was referred **additions to the Democratic Caucus**, begs leave to report it has examined the same and **approves it pursuant to 105.473.3(2)(c)d RSMo**.

TO: Representative Jason Crowell
Chairman, House Committee on Ethics

FROM: Representative Russ Carnahan
Chairman, Democratic Caucus

DATE: January 29, 2003

I would like to add the following to the Missouri House Democratic Caucus in accordance with Section 105.473.3(2)(c)d RSMo.

<u>District</u>	<u>Name</u>
-----------------	-------------

57	/s/ Yaphett El-Amin
58	/s/ Rodney Hubbard

Madam Speaker: Your Committee on Ethics, to which was referred **additions to the Freshman Caucus**, begs leave to report it has examined the same and **approves it pursuant to 105.473.3(2)(c)d RSMo**.

February 3, 2003

Representative Jason Crowell, Chairman
House Ethics Committee
Room 309, State Capitol
Jefferson City, MO

Dear Representative Crowell:

Representative Robin Wright Jones, District 63, has made a request to be duly added to the roster of the Freshman Caucus. Her name was omitted from the original submission. Please consider this letter as approval for Representative Jones to be considered as a member of the above-named caucus.

Sincerely,

/s/ Jack Jackson
89th District

/s/ Robin Wright Jones District 63

Madam Speaker: Your Committee on Ethics, to which was referred **additions to the Platte-Clay County Caucus**, begs leave to report it has examined the same and **approves it pursuant to 105.473.3(2)(c)d RSMo.**

February 3, 2003

Ethics Committee Chairman
State Capitol
House Post Office
Jefferson City, MO 65101

Dear Mr. Chairman:

I would like to add Representative Doug Ervin to the Platte-Clay County Caucus.

Thank you for your consideration.

/s/ Representative Doug Ervin District 35

Sincerely,

/s/ Trent Skaggs

Madam Speaker: Your Committee on Ethics, to which was referred **additions to the Western Missouri River Caucus**, begs leave to report it has examined the same and **approves it pursuant to 105.473.3(2)(c)d RSMo.**

February 4, 2003

Ethics Committee Chairman
State Capitol
House Post Office
Jefferson City, MO 65101

Dear Mr. Chairman:

I would like to add Representative Mike Sager to the Western Missouri River Caucus.

Thank you for your consideration.

/s/ Representative Mike Sager District 48

Sincerely,

/s/ Trent Skaggs

Madam Speaker: Your Committee on Ethics, to which was referred the **9th Congressional District Republican Caucus**, begs leave to report it has examined the same and **approves it pursuant to 105.473.3(2)(c)d RSMo.**

DATE: February 4, 2003

TO: Representative Jason Crowell
House Ethics Committee

FROM: Representative Steve Hobbs

RE: 9th Congressional District Republican Caucus

Pursuant to Section 105.473.3(2)(c)d RSMo, 1998 and the rules of the Missouri House of Representatives, a listing of the members of the 92nd General Assembly's House of Representatives 9th Congressional District Republican Caucus is attached.

Please consider this letter a formal application to the Committee on Ethics to approve this caucus to be recognized as a duly filed and approved caucus of the General Assembly.

Members of the 9th Congressional District Republican Caucus are to be as follows:

/s/ Representative Brian Munzlinger, District 1	/s/ Representative Mike Sutherland, District 99
/s/ Representative Bob Behnen, District 2	/s/ Representative Kevin Threlkeld, District 109
/s/ Representative Chris Shoemaker, District 8	/s/ Representative Charles Schlottach, District 111
/s/ Representative Danie Moore, District 20	/s/ Representative Merrill Townley, District 112
/s/ Representative Steve Hobbs, District 21	/s/ Representative Blaine Luetkemeyer, District 115
/s/ Representative Therese Sander, District 22	/s/ Representative Brian Nieves, District 98

Madam Speaker: Your Committee on Ethics, to which was referred the **115 Capitol Complex Caucus**, begs leave to report it has examined the same and **approves it pursuant to 105.473.3(2)(c)d RSMo.**

January 30, 2003

TO: Chair
House Ethics Committee

FROM: Representative Yvonne S. Wilson

SUBJECT: 115 Capitol Complex Caucus

In accordance with Section 105.473.3(2)(c)d, RSMo, I respectfully request a hearing and approval for the 115 Capitol Complex Caucus.

A listing of the members of the 92nd General Assembly, 115 Capitol Complex Caucus is attached. Thank you for your consideration of this request.

115 Capitol Complex Caucus

Name	District
/s/ Amber (Holly) Boykins	60
/s/ Yvonne S. Wilson	42
/s/ Russ Carnahan	59
/s/ Melba Curls	41
/s/ Barbara Fraser	83
/s/ Ray Adams	101
/s/ Belinda Harris	110
/s/ Sam Page	82
/s/ Vicki Walker	50
/s/ Terry Witte	10

Madam Speaker: Your Committee on Ethics, to which was referred the **Missouri Legislative Black Caucus**, begs leave to report it has examined the same and **approves it pursuant to 105.473.3(2)(c)d RSMo.**

January 29, 2003

Representative Jason Crowell, Chairman
House Ethics Committee
State Capitol, Room 309
Jefferson City, Mo. 65101

Dear Representative Crowell:

Pursuant to Section 105.473.3(2)(c)d RSMo., and the rules of the House of Representatives, a listing of the members of the 92nd General Assembly's Missouri Legislative Black Caucus are attached.

Please consider this letter a formal application to the Ethics Committee to approve this caucus to be recognized as a duly filed and approved caucus.

Sincerely,

/s/ Melba J. Curls, Secretary
Missouri Legislative Black Caucus

Alphabetical List of MLBC Members
2003

1. /s/ Rep. Craig Bland	District 43
2. /s/ Rep. Amber Boykins	District 60
3. /s/ Rep. Sharon Sanders Brooks	District 37
4. /s/ Rep. Melba J. Curls	District 41
5. /s/ Rep. Yaphett El-Amin	District 57
6. /s/ Rep. Esther Haywood	District 71
7. /s/ Rep. Ted Hoskins	District 80
8. /s/ Rep. Rodney Hubbard	District 58
9. /s/ Rep. Connie Johnson	District 61
10. /s/ Rep. Robin Wright Jones	District 63
11. /s/ Rep. Betty L. Thompson	District 71
12. /s/ Rep. Juanita Head Walton	District 81

13. /s/ Rep. Sherman Parker	District 12
14. /s/ Rep. Yvonne Wilson	District 42
15. /s/ Sen. Mary G. Bland	District 9
16. /s/ Sen. Maida Coleman	District 5
17. /s/ Sen. Rita Head Days	District 14

Madam Speaker: Your Committee on Ethics, to which was referred the **Blackjack Caucus**, begs leave to report it has examined the same and **approves it pursuant to 105.473.3(2)(c)d RSMo.**

January 30, 2003

TO: Representative Jason Crowell, Chairman
House Ethics Committee

FROM: Representative Bob Behnen

SUBJECT: Blackjack Caucus

Pursuant to Section 105.473.3(2)(c)d RSMo and the rules of the Missouri House of Representatives, a listing of the members of the 92nd General Assembly's House of Representatives' Blackjack Caucus is attached.

Please consider this letter a formal application to the Committee on Ethics to approve this caucus to be recognized as a duly filed and approved caucus of the General Assembly.

I will serve as the designated member to present this request to the Committee. Please contact me at 751-0224 if you have any questions concerning this caucus.

/s/ Rep. Bob Behnen - Dist. #2	/s/ Rep. Brian Munzlinger - Dist. #1
/s/ Rep. Larry Crawford - Dist. #117	/s/ Rep. Peter Myers - Dist. #160
/s/ Rep. Jason Crowell - Dist. #158	/s/ Rep. David Pearce - Dist. #121
/s/ Rep. Jim Guest - Dist. #5	/s/ Rep. John Quinn - Dist. #7
/s/ Rep. Steve Hobbs - Dist. #21	/s/ Rep. Therese Sander - Dist. #22
/s/ Rep. Rod Jetton - Dist. #156	/s/ Rep. Chris Shoemaker - Dist. #8
/s/ Rep. Van Kelly - Dist. #144	/s/ Rep. Mike Sutherland - Dist. #99
/s/ Rep. Brad Lager - Dist. #4	

Madam Speaker: Your Committee on Ethics, to which was referred the **Caucus for Legislators for a Moderate Agenda**, begs leave to report it has examined the same and **approves it pursuant to 105.473.3(2)(c)d RSMo.**

TO: Chairman Jason Crowell
Ethics Committee

FROM: Chairman Wes Wagner
Caucus for Legislators for a Moderate Agenda

DATE: January 28, 2003

RE: Caucus for Legislators for a Moderate Agenda

In accordance with section 105.473.3(2)(c)d RSMo 1998, we are listing the following members of the General Assembly as members for the Caucus for Legislators for a Moderate Agenda.

REPRESENTATIVE	DISTRICT
/s/ Mike Corcoran	77
/s/ Bruce Darrough	75
/s/ Tom George	74
/s/ Tom Green	15
/s/ Cathy Jolly	45
/s/ Fred Kratky	65
/s/ Albert Liese	79
/s/ Jenee Lowe	44
/s/ Ryan McKenna	102
/s/ Matt Muckler	70
/s/ Sue Schoemehl	100
/s/ Harold Selby	105
/s/ Wes Shoemyer	9
/s/ Trent Skaggs	31
/s/ Michael Spreng	76
/s/ Michael Vogt	66
/s/ Wes Wagner	104
/s/ Gina Walsh	69
/s/ Dan Ward	107
/s/ Ed Wildberger	27
/s/ Patricia Yaeger	96
/s/ Terry Young	49
/s/ Clint Zweifel	78

Madam Speaker: Your Committee on Ethics, to which was referred the **Democratic Leadership Caucus**, begs leave to report it has examined the same and **approves it pursuant to 105.473.3(2)(c)d RSMo.**

TO: Representative Jason Crowell, Chair
Ethics Committee

FROM: Representative Russ Carnahan

DATE: January 30, 2003

RE: Democratic Leadership Caucus

In accordance with Section 105.473.3(2)(c)d RSMo 2000, we are listing the following members of the General Assembly as members of the Democratic Leadership Caucus.

<u>Representative</u>	<u>District</u>
/s/ Mark Abel	103
/s/ Craig Bland	43
/s/ Russ Carnahan	59
/s/ Tom George	74
/s/ Rick Johnson	90
/s/ Bill Ransdall	148
/s/ James Seigfreid	26
/s/ Trent Skaggs	31
/s/ Wes Wagner	104
/s/ Terry Young	49

Madam Speaker: Your Committee on Ethics, to which was referred the **House Republican Caucus**, begs leave to report it has examined the same and **approves it pursuant to 105.473.3(2)(c)d RSMo.**

To: Representative Jason Crowell, Chairman House Ethics Committee

From: Representative Charles Portwood, Republican Caucus Chairman

Re: House Republican Caucus

Date: January 28, 2003

Pursuant to Section 105.473.3(2)(c)d RSMo, 2000 and the rules of the Missouri House of Representatives, a listing of the members of the 92nd General Assembly's House of Representatives' Republican Caucus is attached.

Please consider this letter a formal application to the Committee on Ethics to approve this caucus to be recognized as a duly filed and approved caucus of the General Assembly.

I will serve as the designated member to present this request to the Committee. Please contact me at (573) 751-9765 if you have any questions concerning this caucus organization.

/s/ Randy Angst - 146

/s/ Brian Baker - 123

/s/ Carl Bearden - 16

/s/ Walt Bivins - 97

/s/ Jerry Bough - 142

/s/ Mark Bruns - 113

/s/ Shannon Cooper - 120

/s/ Larry Crawford - 117

/s/ Jane Cunningham - 86

/s/ Cynthia Davis - 19

/s/ Tom Dempsey - 18

/s/ Bob Dixon - 140

/s/ Ed Emery - 126

/s/ Doug Ervin - 35

/s/ Jack Goodman - 132

/s/ Catherine Hanaway - 87

/s/ Ray Holand - 135

/s/ Allen Icet - 84

/s/ Rod Jetton - 156

/s/ Van Kelly - 144

/s/ Gayle Kingery - 154

/s/ James Lembke - 85

/s/ Blaine Luetkemeyer - 115

/s/ Bob May - 149

/s/ Ronnie Miller - 133

/s/ Larry Morris - 138

/s/ Peter Myers - 160

/s/ Sherman Parker - 12

/s/ Susan Phillips - 32

/s/ Bryan Pratt - 55

/s/ John Quinn - 7

/s/ Annie Reinhart - 34

/s/ Brad Roark - 139

/s/ Jim Avery - 95

/s/ Otto Bean, Jr. - 163

/s/ Bob Behnen - 2

/s/ Lanie Black - 161

/s/ Jason Brown - 30

/s/ Richard Byrd - 94

/s/ Robert Cooper - 155

/s/ Jason Crowell - 158

/s/ Mike Cunningham - 145

/s/ Bill Deeken - 114

/s/ Mike Dethrow - 153

/s/ Gary Dusenberg - 54

/s/ Kevin Engler - 106

/s/ Kathlyn Fares - 91

/s/ James Guest - 5

/s/ Steven Hobbs - 21

/s/ Steve Hunter - 127

/s/ Jack Jackson - 89

/s/ Robert Johnson - 47

/s/ Jerry King - 125

/s/ Brad Lager - 4

/s/ Scott Lipke - 157

/s/ B.J. Marsh - 136

/s/ Robert Mayer - 159

/s/ Danie Moore - 20

/s/ Brian Munzlinger - 1

/s/ Brian Nieves - 98

/s/ David Pearce - 121

/s/ Chuck Portwood - 92

/s/ Chuck Purgason - 151

/s/ Rex Rector - 124

/s/ Ron Richard - 129

/s/ Marilyn Ruestman - 131

/s/ Scott Rupp - 13
/s/ Robert Schaaf - 28
/s/ Vicki Schneider - 17
/s/ Chris Shoemaker - 8
/s/ Todd Smith - 118
/s/ Jodi Stefanick - 93
/s/ Mike Sutherland - 99
/s/ Kevin Threlkeld - 109
/s/ Jim Viebrock - 134
/s/ Jay Wasson - 141
/s/ Larry Wilson - 119
/s/ Mark Wright - 137

/s/ Therese Sander - 22
/s/ Charles Schlottach - 111
/s/ Tom Self - 116
/s/ Joe Smith - 14
/s/ Neal St. Onge - 88
/s/ Bryan Stevenson - 128
/s/ Larry Gene Taylor - 68
/s/ Merrill Townley - 112
/s/ Maynard Wallace - 143
/s/ Kevin Wilson - 130
/s/ Dennis Wood - 62
/s/ Brian Yates - 56

Madam Speaker: Your Committee on Ethics, to which was referred the **House Republican Leadership Caucus**, begs leave to report it has examined the same and **approves it pursuant to 105.473.3(2)(c)d RSMo.**

To: Representative Jason Crowell, Chairman

From: Representative Charles Portwood, Republican Caucus Chairman

Re: House Republican Leadership Caucus

Date: January 28, 2003

Pursuant to Section 105.473.3(2)(c)d RSMo of the Revised Statutes of Missouri. The following members of the House of Representatives have expressed their willingness, and signed their names to be members of the House Republican Leadership Caucus.

/s/ Catherine Hanaway, Dist. 87
/s/ Rod Jetton, Dist. 156
/s/ Jason Crowell, Dist. 158
/s/ Mark Wright, Dist. 137
/s/ Chuck Portwood, Dist. 92

/s/ Chuck Purgason, Dist. 151
/s/ Jack Jackson, Dist. 89
/s/ Carl Bearden, Dist. 16
/s/ Annie Reinhart, Dist. 34
/s/ Blaine Luetkemeyer, Dist. 115

Madam Speaker: Your Committee on Ethics, to which was referred the **Joint Southwest Legislative Caucus**, begs leave to report it has examined the same and **approves it pursuant to 105.473.3(2)(c)d RSMo.**

To: Members of the Joint Southwest Legislative Caucus

From: Representative Jack Goodman
Joint Southwest Legislative Caucus Chairman

Date: February 4, 2003

Re: Joint Southwest Legislative Caucus

Pursuant to Section 105.473.3(2)(c)d RSMo, 1998 and the rules of the Missouri House of Representatives, a listing of the members of the 92nd General Assembly's House of Representatives' Joint Southwest Legislative Caucus is attached.

Please consider this letter a formal application to the Committee on Ethics to approve this caucus to be recognized as a duly filed and approved caucus of the General Assembly.

I will serve as the designated member to present this request to the Committee. Please contact me at (573) 751-2234 if you have any questions concerning this caucus organization.

/s/ Jack Goodman, House District 132
 /s/ Jim Viebrock, House District 134
 /s/ Bradley G. Roark, House District 139
 /s/ Bob Dixon, House District 140
 /s/ Larry Gene Taylor, House District 68
 /s/ Bryan P. Stevenson, House District 128
 /s/ Mike Cunningham, House District 145
 /s/ Delbert Scott, Senate District 28
 /s/ Dan Clemens, Senate District 20
 /s/ John T. Russell, Senate District 33
 /s/ Harold L. Caskey, Senate District 31
 /s/ Harry Kennedy, Senate District 3
 /s/ Norma Champion, Senate District 30

Madam Speaker: Your Committee on Ethics, to which was referred the **Missouri Sportsmen's Caucus**, begs leave to report it has examined the same and **approves it pursuant to 105.473.3(2)(c)d RSMo.**

TO: Representative Jason Crowell
 Chairman, Ethics Committee

FROM: Representative Mark Hampton and Senator Chuck Gross, Co-Chairmen
 Missouri Sportsmen's Caucus

RE: Missouri Sportsmen's Caucus

DATE: January 30, 2003

In accordance with Section 105.473.3(2)(c)d RSMo 2000, the rules of the Missouri House of Representatives and the rules of the Missouri Senate, a listing of the Joint House and Senate Caucus is as follows:

We request approval from the Ethics Committee for this caucus.

Missouri Sportsmen's Caucus Charter Members - House of Representatives

<u>Representatives</u>	<u>District</u>
/s/ Mark Hampton	147
/s/ Mark Abel	103
/s/ Randy Angst	146
/s/ Frank Barnitz	150
/s/ Carl Bearden	16
/s/ Robert Behnen	2
/s/ Walt Bivins	97
/s/ Amber Boykins	60
/s/ Jason Crowell	158
/s/ Rachel Bringer	6
/s/ Jason Brown	30
/s/ Russ Carnahan	59
/s/ Shannon Cooper	120
/s/ Larry Crawford	117

/s/ Mike Cunningham	145
/s/ Bruce Darrough	75
/s/ Tom Dempsey	18
/s/ Mike Dethrow	153
/s/ Bob Dixon	140
/s/ Curt Dougherty	53
/s/ Ed Emery	126
/s/ Kevin Engler	106
/s/ Doug Ervin	35
/s/ Kathlyn Fares	91
/s/ Jack Goodman	132
/s/ Chuck Graham	24
/s/ Tom Green	15
/s/ Jim Guest	5
/s/ Belinda Harris	110
/s/ Roy Holand	135
/s/ Steve Hunter	127
/s/ Allen Icet	84
/s/ Van Kelly	144
/s/ Gayle Kingery	154
/s/ Jack Jackson	89
/s/ Rod Jetton	156
/s/ Gary Kelly	36
/s/ Jerry King	125
/s/ J.C. Kuessner	152
/s/ Paul LeVota	52
/s/ Albert Liese	79
/s/ Blaine Luetkemeyer	115
/s/ Bob May	149
/s/ Robert Mayer	159
/s/ Ryan McKenna	102
/s/ Kate Meiners	46
/s/ Denny Merideth	162
/s/ Brian Munzlinger	1
/s/ Peter Myers	160
/s/ Brian Nieves	98
/s/ Charles Portwood	92
/s/ Bryan Pratt	55
/s/ Chuck Purgason	151
/s/ John Quinn	7
/s/ Bill Ransdall	148
/s/ Annie Reinhart	34
/s/ Ronald Richard	129
/s/ Marilyn Ruestman	131
/s/ Scott Rupp	13
/s/ Mike Sager	48
/s/ Ray Salva	51
/s/ Therese Sander	22
/s/ Vicki Schneider	17
/s/ James Seigfreid	26
/s/ Harold Selby	105
/s/ Tom Self	116
/s/ Chris Shoemaker	8
/s/ Wes Shoemyer	9
/s/ Trent Skaggs	31

/s/ Joe Smith	14
/s/ Bryan Stevenson	128
/s/ Mike Sutherland	99
/s/ Larry Taylor	68
/s/ Merrill Townley	112
/s/ Wes Wagner	104
/s/ Jay Wasson	141
/s/ Jim Whorton	3
/s/ Ed Wildberger	27
/s/ Philip Willoughby	33
/s/ Michael Spreng	76
/s/ Terry Witte	10
/s/ Dennis Wood	62
/s/ Mark Wright	137
/s/ Patricia Yaeger	96

Missouri Sportsmen's Caucus Charter Members – Senate

<u>Senators</u>	<u>District</u>
/s/ Chuck Gross	23
/s/ Matt Bartle	8
/s/ Harold L. Caskey	31
/s/ John Cauthorn	18
/s/ Doyle Childers	29
/s/ Dan Clemens	20
/s/ Jon Dolan	2
/s/ Wayne Goode	13
/s/ John E. Griesheimer	26
/s/ David G. Klindt	12
/s/ John T. Russell	33
/s/ Delbert Scott	28
/s/ Carl M. Vogel	6

Madam Speaker: Your Committee on Ethics, to which was referred the **Missouri Winery Promotion Caucus**, begs leave to report it has examined the same and **approves it pursuant to 105.473.3(2)(c)d RSMo.**

TO: Representative Jason Crowell

FROM: Representative Dan Ward

DATE: 4 February 2003

SUBJECT: Missouri Winery Promotion Caucus

In accordance with Section 105.473.3(2)(c)d and the rules of the Missouri House of Representatives, listing of the members of the 92nd General Assembly's House of Representatives is attached.

Consider this letter a formal application to the Committee on Ethics to approve this caucus, the commonality of the above (Twenty-one) representatives listed if you have any questions concerning the caucus organization. Rep. Dan Ward (Room 105a) (573-751-2317) will serve as the designated member to present this caucus to the Committee.

/s/ Dan Ward 107
/s/ Wes Shoemyer 9
/s/ Jenee Lowe 44
/s/ Terry Young 49
/s/ Frank A. Barnitz 150
/s/ D.J. Davis 122
/s/ James Seigfreid 26
/s/ Ed Wildberger 27
/s/ Rick Johnson 90
/s/ Mark Abel 103
/s/ Connie Johnson 61

/s/ Gina Walsh 69
/s/ Fred Kratky 65
/s/ Bruce Darrough 75
/s/ Bill Ransdall 148 - Chair
/s/ Robin Wright Jones 63
/s/ Esther Haywood 71
/s/ Melba J. Curls 41
/s/ Craig Bland 43
/s/ Ray Salva 51
/s/ Sue Schoemehl 100

Madam Speaker: Your Committee on Ethics, to which was referred the **Official County Government Caucus**, begs leave to report it has examined the same and **approves it pursuant to 105.473.3(2)(c)d RSMo.**

TO: Representative Jason Crowell, Chairman
House Ethics Committee

FROM: Representative Charlie Schlottach

DATE: January 29, 2003

SUBJECT: Official County Government Caucus

Pursuant to Section 105.473.3(2)(c)d RSMo, 1998 and the rules of the Missouri House of Representatives, a listing of the members of the 92nd General Assembly's House of Representatives' Official County Government Caucus is attached.

Please consider this letter a formal application to the Committee on Ethics to approve this caucus to be recognized as a duly filed and approved caucus of the General Assembly.

I will serve as the designated member to present this request to the Committee. Please contact me at 751-6668 if you have any questions concerning this caucus.

/s/ Rachel L. Bringer - 6
/s/ Wayne J. Henke - 11
/s/ Carl Bearden - 16
/s/ John P. Burnett - 40
/s/ Terry Young - 49
/s/ Mike Sutherland - 99
/s/ Charlie Schlottach - 111
/s/ Bob Johnson - 47

/s/ Bill Deeken - 114
/s/ Larry Crawford - 117
/s/ Todd Smith - 118
/s/ Larry Wilson - 119
/s/ Jack Goodman - 132
/s/ Rod Jetton - 156
/s/ Scott A. Lipke - 157

Madam Speaker: Your Committee on Ethics, to which was referred the **Representatives Across Missouri Caucus**, begs leave to report it has examined the same and **approves it pursuant to 105.473.3(2)(c)d RSMo.**

TO: Representative Jason Crowell

FROM: Representative Dan Ward

DATE: February 4, 2003

SUBJECT: Representatives Across Missouri Caucus

In accordance with Section 105.473.3(2)(c)d and the rules of the Missouri House of Representatives, listing of the members of the 92nd General Assembly's House of Representatives is attached.

Consider this letter a formal application to the Committee on Ethics to approve this caucus, the commonality of the above (Fifteen) representatives listed if you have any questions concerning the caucus organization. Rep. Dan Ward (Room 105a) (573-751-2317) will serve as the designated member to present this caucus to the Committee.

REPRESENTATIVES ACROSS MISSOURI CAUCUS

Name	District
/s/ Dan Ward	107
/s/ Wes Shoemyer	9
/s/ Jenee Lowe	44
/s/ Terry Young	49
/s/ Frank Barnitz	150
/s/ D.J. Davis	122
/s/ Jim Seigfreid	26
/s/ Ed Wildberger	27
/s/ Rick Johnson	90
/s/ Mark Abel	103
/s/ Gina Walsh	69
/s/ Fred Kratky	65
/s/ Bruce Darrough	75
/s/ Bill Ransdall	148
/s/ Sue Schoemehl	100

Madam Speaker: Your Committee on Ethics, to which was referred the **Republican Freshman Caucus**, begs leave to report it has examined the same and **approves it pursuant to 105.473.3(2)(c)d RSMo.**

January 29, 2003

Representative Jason Crowell, Chairman
House Ethics Committee
Room 309, State Capitol
Jefferson City, MO

Dear Representative Crowell:

Pursuant to Section 105.473.3(2)(c)d RSMo, and the rules of the Missouri House of Representatives, a listing of the members of the 92nd General Assembly's House of Representatives' Republican Freshman Caucus is attached.

Please consider this letter a formal application to the Ethics Committee to approve this caucus to be recognized as a duly filed and approved caucus of the General Assembly. I will serve as the designated member to present this request to the Committee. Please contact me at 751-0562 if you have any questions.

Sincerely,

/s/ Jack Jackson
89th District

<u>Representative</u>	<u>District</u>
/s/ Allen Icet	84
/s/ Bill Deeken	114
/s/ Bob Dixon	140
/s/ Bob Johnson	47
/s/ Brad Lager	4
/s/ Brian Baker	123
/s/ Brian Munzlinger	1
/s/ Brian Nieves	98
/s/ Brian Yates	56
/s/ Bryan Pratt	55
/s/ Bryan Stevenson	128
/s/ Charles Schlottach	111
/s/ Cynthia Davis	19
/s/ David Pearce	121
/s/ Dennis Wood	62
/s/ Doug Ervin	35
/s/ Ed Emery	126
/s/ Gary Dusenberger	54
/s/ Gayle Kingery	154
/s/ Jack Goodman	132
/s/ Jack Jackson	89
/s/ Jason Brown	30
/s/ Jay Wasson	141
/s/ Jerry Bough	142
/s/ Jim Avery	95
/s/ Jim Guest	5
/s/ Jim Lembke	85
/s/ Jim Viebrock	134
/s/ Jodi Stefanick	93
/s/ Joe Smith	14
/s/ Kevin Engler	106
/s/ Kevin Threlkeld	109
/s/ Kevin Wilson	130
/s/ Larry Taylor	68
/s/ Larry Morris	138
/s/ Larry Wilson	119
/s/ Mark Bruns	113
/s/ Maynard Wallace	143
/s/ Mike Cunningham	145
/s/ Mike Dethrow	153
/s/ Mike Sutherland	99
/s/ Otto Bean	163
/s/ Randy Angst	146
/s/ Marilyn Ruestman	131
/s/ Rob Schaaf	28
/s/ Ronald Richard	129
/s/ Scott Lipke	157
/s/ Scott Rupp	13

/s/ Sherman Parker	12
/s/ Steve Hobbs	21
/s/ Therese Sander	22
/s/ Todd Smith	118
/s/ Tom Self	116
/s/ Vicki Schneider	17
/s/ Walter Bivins	97
/s/ Wayne Cooper	155

Madam Speaker: Your Committee on Ethics, to which was referred the **Sanctity of Life Caucus**, begs leave to report it has examined the same and **approves it pursuant to 105.473.3(2)(c)d RSMo.**

TO: Representative Jason Crowell, Chairman
House Ethics Committee

FROM: Representative Ed Emery
Representative Rachel Bringer

DATE: January 27, 2003

RE: Sanctity of Life Caucus

Pursuant to Section 105.473.3(2)(c)d RSMo, 1998 and the rules of the Missouri House of Representatives, a listing of the members of the 92nd General Assembly's House of Representatives' Sanctity of Life Caucus is attached.

Please consider this letter a formal application to the Committee on Ethics to approve this caucus to be recognized as a duly filed and approved caucus of the General Assembly.

We will serve as the designated members to present this request to the Committee. Please contact us at 751-2165 or 751-9818 if you have any questions concerning this caucus.

SANCTITY OF LIFE CAUCUS

Representative	District
/s/ Brad Roark	139
/s/ Danie Moore	20
/s/ Matt Muckler	70
/s/ Jason Brown	30
/s/ Tom Dempsey	18
/s/ Mike Sutherland	99
/s/ Bryan Stevenson	128
/s/ Bryan Pratt	55
/s/ Charles Schlottach	111
/s/ Steve Hunter	127
/s/ Carl Bearden	16
/s/ Brian Nieves	98
/s/ John Quinn	7
/s/ Jason Crowell	158
/s/ Susan Phillips	32
/s/ Mark Bruns	113
/s/ Roy Holand	135
/s/ Ronnie Miller	133

/s/ Larry Crawford	117
/s/ Bill Deeken	114
/s/ Charles Portwood	92
/s/ Kate Meiners	46
/s/ Marilyn Ruestman	131
/s/ Kevin Wilson	130
/s/ Frank Barnitz	150
/s/ Peter Myers	160
/s/ Jack Jackson	89
/s/ Jim Viebrock	134
/s/ Vicki Schneider	17
/s/ Brad Lager	4
/s/ Larry Wilson	119
/s/ Al Liese	79
/s/ Gina Walsh	69
/s/ Ray Salva	51
/s/ Mike Sager	48
/s/ J.C. Kuessner	152
/s/ Ryan McKenna	102
/s/ Gayle Kingery	154
/s/ Sue Schoemehl	100
/s/ Patricia M. Yaeger	96
/s/ John Burnett	40
/s/ Jodi Stefanick	93
/s/ Van Kelly	144
/s/ Ed Emery	126
/s/ Rachel Bringer	6
/s/ Brian Baker	123
/s/ Sherman Parker	12
/s/ Jerry Bough	142
/s/ Curt Dougherty	53
/s/ Annie Reinhart	34
/s/ Blaine Luetkemeyer	115
/s/ Allen Icet	84
/s/ Bob Behnen	2
/s/ Therese Sander	22
/s/ Belinda Harris	110
/s/ Wayne Henke	11
/s/ Todd Smith	118
/s/ Bob Dixon	140
/s/ Rob Schaaf	28
/s/ Denny Merideth	162
/s/ Tom Villa	108
/s/ Larry Morris	138
/s/ Joe Smith	14
/s/ Wes Shoemyer	9
/s/ Merrill Townley	112
/s/ Scott Rupp	13
/s/ Michael Corcoran	77
/s/ David Pearce	121
/s/ Cynthia Davis	19
/s/ Jim Lembke	85

Madam Speaker: Your Committee on Ethics, to which was referred the **Small Business Caucus**, begs leave to report it has examined the same and **approves it pursuant to 105.473.3(2)(c)d RSMo.**

TO: Representative Jason Crowell

FROM: Representative Brian Baker

DATE: January 28, 2003

RE: Small Business Caucus

In accordance with Section 105.473.3(2)(c)d RSMo 2000, we are listing the following members of the General Assembly as members of the Small Business Caucus.

Representative	District
/s/ Brian Baker	123
/s/ Rod Jetton	156
/s/ Therese Sander	22
/s/ Jack Goodman	132
/s/ Shannon Cooper	120
/s/ Mike Sutherland	99
/s/ Doug Ervin	35
/s/ Bryan Pratt	55
/s/ Allen Icet	84
/s/ Ronnie Miller	133
/s/ Brad Lager	4
/s/ Brian Munzlinger	1
/s/ Steve Hobbs	21
/s/ Charles Portwood	92
/s/ Larry Taylor	68
/s/ John Quinn	7
/s/ Steve Hunter	127
/s/ Blaine Luetkemeyer	115
/s/ Bryan P. Stevenson	128
/s/ Jim Guest	5
/s/ Scott Rupp	13
/s/ Jim Avery	95
/s/ Michael G. Corcoran	77
/s/ Jerry King	120
/s/ Bruce Darrough	75
/s/ David Pearce	121
/s/ Kevin Wilson	130
/s/ Jack Jackson	89
/s/ Rex Rector	124
/s/ Ron Richard	129
/s/ Carl Bearden	16
/s/ Merrill Townley	112
/s/ Peter Myers	160
/s/ James W. Lembke	85
/s/ Scott A. Lipke	157
/s/ Tom Dempsey	18
/s/ Todd Smith	118

/s/ Mark Bruns	113
/s/ Larry Crawford	117
/s/ Rob Schaaf	28
/s/ Bob Johnson	47
/s/ Denny Merideth	162
/s/ Sherman Parker	12
/s/ Mike Sager	48
/s/ Catherine L. Hanaway	87

Madam Speaker: Your Committee on Ethics, to which was referred the **Southwest Caucus**, begs leave to report it has examined the same and **approves it pursuant to 105.473.3(2)(c)d RSMo.**

To: Representative Jason Crowell, Chairman
House Ethics Committee

From: Representative Chuck Purgason
Southwest Caucus Chairman

Date: January 22, 2003

Re: Southwest Caucus

Pursuant to Section 105.473.3(2)(c)d RSMo, 1998 and the rules of the Missouri House of Representatives, a listing of the members of the 92nd General Assembly's House of Representatives' Southwest Caucus is attached.

Please consider this letter a formal application to the Committee on Ethics to approve this caucus to be recognized as a duly filed and approved caucus of the General Assembly.

I will serve as the designated member to present this request to the Committee. Please contact me at (573) 751-1882 if you have any questions concerning this caucus organization.

/s/ Randy Angst - 146
/s/ Otto Bean, Jr. - 163
/s/ Jerry Bough - 142
/s/ Lanie Black - 161
/s/ Shannon Cooper - 120
/s/ Wayne Cooper - 155
/s/ Larry Crawford - 117
/s/ Jason Crowell - 158
/s/ Mike Cunningham - 145
/s/ Mike Dethrow - 153
/s/ Bob Dixon - 140
/s/ Ed Emery - 126
/s/ Kevin Engler - 106
/s/ Jack Goodman - 132
/s/ Steve Hobbs - 21
/s/ Roy Holand - 135
/s/ Steve Hunter - 127
/s/ Rod Jetton - 156
/s/ Jerry King - 125
/s/ Van Kelly - 144
/s/ Gayle Kingery - 154
/s/ Bob May - 149
/s/ B.J. Marsh - 136

/s/ Robert Mayer - 159
/s/ Ronnie Miller - 133
/s/ Larry Morris - 138
/s/ Brian Munzlinger - 1
/s/ Peter Myers - 160
/s/ Chuck Purgason - 151
/s/ John Quinn - 7
/s/ Rex Rector - 124
/s/ Annie Reinhart - 34
/s/ Ron Richard - 129
/s/ Brad Roark - 139
/s/ Marilyn Ruestman - 131
/s/ Charles Schlottach - 111
/s/ Todd Smith - 118
/s/ Bryan Stevenson - 128
/s/ Larry Taylor - 68
/s/ Merrill "Doc" Townley - 112
/s/ Jim Viebrock - 134
/s/ Maynard Wallace - 143
/s/ Jay Wasson - 141
/s/ Larry Wilson - 119
/s/ Kevin Wilson - 130
/s/ Dennis Wood - 62
/s/ Mark Wright - 137
/s/ Tom Self - 116

Madam Speaker: Your Committee on Ethics, to which was referred the **St. Louis Regional Caucus**, begs leave to report it has examined the same and **approves it pursuant to 105.473.3(2)(c)d RSMo.**

TO: Representative Jason Crowell, Chairman
 House Ethics Committee

FROM: Representative Kathlyn Fares

DATE: January 29, 2003

RE: St. Louis Regional Caucus

Pursuant to Section 105.473.3(2)(c)d RSMo 1998 and the rules of the Missouri House of Representatives, a listing of the members of the 92nd General Assembly's House of Representatives' St. Louis Regional Caucus is attached.

Please consider this letter a formal application to the Committee on Ethics to approve this caucus to be recognized as a duly filed and approved caucus of the General Assembly.

I will serve as the designated member to present this request to the Committee. Please contact me at (573) 751-1285 if you have any questions concerning this caucus.

/s/ Mark Abel - 103
/s/ Ray Adams - 101
/s/ Jim Avery - 95
/s/ Carl L. Bearden - 16
/s/ Walt Bivins - 97
/s/ Amber Boykins - 60

/s/ Richard Byrd - 94
/s/ Russell Carnahan - 59
/s/ Michael Corcoran - 77
/s/ Jane Cunningham - 86
/s/ Bruce David Darrough - 75
/s/ Mike Daus - 67
/s/ Cynthia L. Davis - 19
/s/ Tom Dempsey - 18
/s/ Margaret Donnelly - 73
/s/ Yaphett El-Amin - 57
/s/ Kathlyn Fares - 91
/s/ Barbara Fraser - 83
/s/ Tom George - 74
/s/ Thomas S. Green - 15
/s/ Catherine Hanaway - 87
/s/ Belinda Harris - 110
/s/ Esther Haywood - 71
/s/ Wayne J. Henke - 11
/s/ Bob Hilgemann - 64
/s/ Theodore Hoskins - 80
/s/ Rodney R. Hubbard - 58
/s/ Allen Icet - 84
/s/ Jack Jackson - 89
/s/ Connie Johnson - 61
/s/ Rick Johnson - 90
/s/ Robin Wright Jones - 63
/s/ Fred Kratky - 65
/s/ Jim Lembke - 85
/s/ Albert J. Liese - 79
/s/ Ryan McKenna - 102
/s/ Matt Muckler - 70
/s/ Brian Nieves - 98
/s/ Sam Page - 82
/s/ Sherman Parker - 12
/s/ Charles R. Portwood - 92
/s/ Charles W. Schlottach - 111
/s/ Vicki Schneider - 117
/s/ Sue Schoemehl - 100
/s/ Joe Smith - 14
/s/ Michael Spreng - 76
/s/ Scott Rupp - 13
/s/ Neal St. Onge - 88
/s/ Jodi Stefanick - 93
/s/ Mike Sutherland - 99
/s/ Betty Thompson - 72
/s/ Kevin Threlkeld - 109
/s/ Thomas Villa - 108
/s/ Michael Vogt - 66
/s/ Wes Wagner - 104
/s/ Gina Walsh - 69
/s/ Juanita Head Walton - 81
/s/ Terry L. Witte - 10
/s/ Patricia Yaeger - 96
/s/ Clint Zweifel - 78

SENATE

/s/ Joan Bray - 24
/s/ Maida J. Coleman - 5
/s/ Rita Head Days - 14
/s/ Jon Dolan - 2
/s/ Pat Dougherty - 4
/s/ Michael R. Gibbons - 15
/s/ Wayne Goode - 13
/s/ John Griesheimer - 26
/s/ Chuck Gross - 23
/s/ Harry Kennedy - 3
/s/ John Loudon - 7
/s/ Steve Stoll - 22
/s/ Anita Yeckel - 1

COMMITTEE CHANGES

The Speaker submitted the following Committee changes:

Representative Roark is no longer a member of the Communications, Energy and Technology Committee.

Representative Schlottach has been appointed a member of the Communications, Energy and Technology Committee.

ADJOURNMENT

On motion of Representative Icet, the House adjourned until 10:00 a.m., Thursday, February 6, 2003.

COMMITTEE MEETINGS

ADMINISTRATION AND ACCOUNTS

Thursday, February 6, 2003, 9:00 a.m. Hearing Room 1.
Financial report from Accounting. Discussion salary scale for
Legislator Assistants. Update on House ID for incumbents.

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Thursday, February 6, 2003, 11:30 a.m. Hearing Room 4.
Department of Natural Resources, Department of Conservation.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Thursday, February 6, 2003, 8:15 a.m. Hearing Room 3.
Department of Mental Health (HB 10).

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Thursday, February 6, 2003. Hearing Room 3 upon adjournment.

Department of Mental Health (HB 10).

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Monday, February 10, 2003, 9:00 a.m. Hearing Room 3.

Department of Social Services.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Tuesday, February 11, 2003, 8:00 a.m. Hearing Room 3.

Department of Social Services.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Tuesday, February 11, 2003, 2:30 p.m. Hearing Room 3.

Department of Social Services.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Thursday, February 13, 2003. Hearing Room 3 upon morning adjournment.

Department of Social Services.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Monday, February 10, 2003, 12:00 noon. Hearing Room 6.

Public testimony. Department of Corrections.

COMMUNICATIONS, ENERGY AND TECHNOLOGY

Tuesday, February 11, 2003, 12:00 noon. Hearing Room 3.

Public Hearing to be held on: HB 142

CRIME PREVENTION AND PUBLIC SAFETY

Thursday, February 6, 2003, 9:00 a.m. Side gallery, south side.

Executive Session to be held on: HB 48, HB 109, HB 117, HB 132, HB 173

HOMELAND SECURITY AND VETERANS AFFAIRS

Tuesday, February 11, 2003, 5:00 p.m. Hearing Room 5.

Executive Session will follow.

Public Hearing to be held on: HB 271, HB 307

JOINT COMMITTEE ON LEGISLATIVE RESEARCH

Thursday, February 6, 2003. Hearing Room 6, upon morning adjournment of both chambers.

Organizational meeting

LOCAL GOVERNMENT

Thursday, February 6, 2003, 8:30 a.m. Hearing Room 6.

Executive Session may follow.

Public Hearing to be held on: HB 58, HB 97, HB 184, HB 242

RETIREMENT

Thursday, February 6, 2003, 8:30 a.m. Hearing Room 7.

Executive Session may follow.

Public Hearing to be held on: HB 195, HB 246, HB 270

Executive Session to be held on: HB 131, HB 152, HB 180

RULES

Thursday, February 6, 2003, 8:30 a.m. Hearing Room 5.

Executive Session to follow.

Public Hearing to be held on: HR 36, HR 128

SMALL BUSINESS

Monday, February 10, 2003, 1:00 p.m. Hearing Room 5.

Informational Meeting.

TOURISM AND CULTURAL AFFAIRS

Thursday, February 13, 2003, 9:00 a.m. House Lounge.

Joint Session with Senate Economic Development, Tourism and
Local Government Committee.

HOUSE CALENDAR

SEVENTEENTH DAY, THURSDAY, FEBRUARY 6, 2003

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 12 and HJR 13

HOUSE BILLS FOR SECOND READING

HB 360 through HB 401

HOUSE BILL FOR PERFECTION

HCS HB 288 - Jetton

HOUSE BILL FOR THIRD READING

HB 198 - Stevenson

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

SEVENTEENTH DAY, THURSDAY, FEBRUARY 6, 2003

Speaker Pro Tem Jetton in the Chair.

Prayer by Father David Buescher.

Lord of life and God of all consolation, we pause for a moment and remember that You are in our midst, that You create the very midst in which we can live, love, and work.

The cold and snow bears down on some of the poor in our cities and on our farms today, the anxiety of a world in dread of terrorism and of the rumors of war surrounds us all. In any of this darkness, weakness, ignorance, or need, we ask a blessing of light, strength, and wisdom from You today.

Fill these men and women, this solemn body, with Your good and Holy Spirit. Amen.

The Pledge of Allegiance to the flag was recited.

The Journal of the sixteenth day was approved as corrected.

HOUSE RESOLUTIONS

Representative Deeken offered House Resolution No. 307 and House Resolution No. 308.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 302 - Representative Mayer
House Resolution No. 303 - Representative Sanders Brooks
House Resolution No. 304 - Representative Byrd
House Resolution No. 305 - Representative Cunningham (145)
House Resolution No. 306 - Representative Bough
House Resolution No. 309 - Representative Salva

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 402, introduced by Representatives Wallace, Davis (122), Dixon, Kingery, Bough, Hampton, King, Schneider, Shoemaker (8) and Crowell, et al, relating to allocation of professional development funds.

HB 403, introduced by Representatives Rector, Stevenson, LeVota, Willoughby, Sager and Skaggs, et al, relating to allowing certain electrical corporations to recover certain costs.

HB 404, introduced by Representatives Rector, Stevenson, Willoughby, Sager and Bishop, et al, relating to the public service commission.

HB 405, introduced by Representatives Burnett, Young, LeVota, Dougherty and Meiners, relating to assessment of personal property.

HB 406, introduced by Representatives Johnson (90), Harris (110), Bringer, Jolly, Kelly (36) and Willoughby, relating to admissibility of statements made by certain children.

HB 407, introduced by Representatives Smith (118), Hampton, Black, Bearden and Ward, et al, relating to offender treatment programs.

HB 408, introduced by Representatives Bivins, Portwood, Wallace, Schneider, Sander, Kelly (36), Cunningham (86) and Stefanick, et al, relating to sexual offenses.

HB 409, introduced by Representatives Jolly, Darrough, Bland, LeVota, Yaeger, Curls, Corcoran, Donnelly, Walker and Dougherty, et al, relating to economic incentives.

HB 410, introduced by Representatives Schaaf, Lowe, Holand and Campbell, et al, relating to substance abuse traffic offender program.

HB 411, introduced by Representatives Lipke and Goodman, relating to driving while revoked.

HB 412, introduced by Representatives Goodman, Wasson, Behnen, Jetton, Crowell, Lembke, Lipke and Cunningham (86), et al, relating to gubernatorial inaugural committees.

HB 413, introduced by Representatives Mayer, Lipke, Crowell, Goodman, Corcoran, Kelly (36), Bringer, Johnson (90) and Jolly, et al, relating to resisting or interfering with arrest.

HB 414, introduced by Representatives Bean, Stevenson, Wallace, Bough and Purgason, et al, relating to the prevailing wage.

HB 415, introduced by Representatives Portwood, Avery, Stefanick, Cunningham (86), Dempsey, Dixon and Wright, et al, relating to the practice of chiropractic.

HB 416, introduced by Representatives Rector, Cooper (120) and Davis (122), relating to assessment of newly constructed property.

HB 417, introduced by Representatives Mayer, Davis (122), Jetton, May, Kingery, Wallace and Bough, et al, relating to assault of an athletic event participant.

HB 418, introduced by Representatives Johnson (61) and Sanders Brooks, et al, relating to national teacher certification incentives.

HB 419, introduced by Representative Willoughby, relating to violations of public service commission.

HB 420, introduced by Representatives Cooper (120), Bearden, Moore, Luetkemeyer, Davis (122), Portwood, Crowell, Behnen, Sutherland, Hobbs, Wallace, Wagner, Bean, Henke and Dusenberg, et al, relating to the creation of the highway patrol's trust fund.

HB 421, introduced by Representatives Cooper (120), Bearden, Roark, Crowell, Dempsey and Mayer, et al, relating to a reduction of the corporate income tax.

HB 422, introduced by Representative Cooper (120), relating to a private car ad valorem tax credit.

HB 423, introduced by Representatives Icet, St. Onge, Jackson, Avery, Stefanick and Cunningham (86), relating to state school aid to school districts.

HB 424, introduced by Representatives Sutherland, Avery, Portwood, Bivins, Jetton, Dixon and Hanaway, et al, relating to a temporary exemption from state and local sales and use tax on retail sales of clothing, school supplies, and personal computers before the start of the school year.

HB 425, introduced by Representatives Sutherland and Dempsey, et al, relating to setup contractors for manufactured housing.

HB 426, introduced by Representatives Rector and Byrd, et al, relating to water corporations.

HB 427, introduced by Representatives Byrd, Stevenson, Goodman, Pratt and Yates, relating to the basic civil legal services fund.

HB 428, introduced by Representatives Hobbs, Riback Wilson (25), Shoemyer (9), Harris (23) and Graham, relating to fines for ordinance violations in certain counties.

SECOND READING OF HOUSE JOINT RESOLUTIONS

HJR 12 and **HJR 13** were read the second time.

SECOND READING OF HOUSE BILLS

HB 360 through **HB 401** were read the second time.

COMMITTEE ASSIGNMENT**SPECIAL COMMITTEE ON BONDING AUTHORITY****Bearden, Carl - Chair**

Hanaway, Catherine
 Luetkemeyer, Blaine
 Byrd, Richard
 Abel, Mark
 Ransdall, Bill
 Campbell, Marsha

THIRD READING OF HOUSE BILL

HB 198, relating to arrest without warrant, was taken up by Representative Stevenson.

On motion of Representative Stevenson, **HB 198** was read the third time and passed by the following vote:

AYES: 130

Adams	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bough	Bringer	Brown	Bruns
Byrd	Campbell	Carnahan	Cooper 120	Cooper 155
Corcoran	Crawford	Crowell	Cunningham 145	Cunningham 86
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dusenberg
Emery	Engler	Ervin	Fares	Fraser
Goodman	Green	Guest	Hampton	Harris 110
Harris 23	Hilgemann	Hobbs	Holand	Hunter
Icet	Jackson	Jetton	Johnson 90	Jolly
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lembke	LeVota	Liese
Lipke	Luetkemeyer	Marsh	May	Mayer
Meiners	Merideth	Miller	Moore	Morris
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Richard	Roark
Ruestman	Rupp	Sager	Sander	Schlottach
Schneider	Schoemehl	Seigfreid	Selby	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Threlkeld	Townley	Viebrock	Villa
Wagner	Wallace	Ward	Wasson	Willoughby
Wilson 119	Wilson 130	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 030

Abel	Bland	Boykins	Brooks	Burnett
Curls	Dougherty	El-Amin	George	Graham
Haywood	Henke	Hoskins	Hubbard	Johnson 47
Johnson 61	Jones	Lowe	McKenna	Muckler

Salva
Walton

Thompson
Whorton

Vogt
Wildberger

Walker
Wilson 25

Walsh
Wilson 42

PRESENT: 000

ABSENT WITH LEAVE: 003

Lawson

Reinhart

Schaaf

Speaker Pro Tem Jetton declared the bill passed.

REFERRAL OF HOUSE CONCURRENT RESOLUTION

The following House Concurrent Resolution was referred to the Committee indicated:

HCR 12 - Health Care Policy

REFERRAL OF HOUSE JOINT RESOLUTION

The following House Joint Resolution was referred to the Committee indicated:

HJR 10 - Judiciary

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 324 - Communications, Energy and Technology

HB 325 - Education

HB 326 - Local Government

HB 327 - Transportation and Motor Vehicles

HB 328 - Crime Prevention and Public Safety

HB 329 - Crime Prevention and Public Safety

HB 330 - Crime Prevention and Public Safety

HB 331 - Local Government

HB 332 - Professional Registration and Licensing

HB 333 - Education

HB 334 - Transportation and Motor Vehicles

HB 335 - Crime Prevention and Public Safety

HB 336 - Crime Prevention and Public Safety

HB 337 - Crime Prevention and Public Safety

HB 338 - Retirement

HB 339 - Education

HB 341 - Budget

HB 342 - Senior Security

HB 344 - Communications, Energy and Technology

HB 345 - Tax Policy

- HB 346** - Retirement
- HB 347** - Retirement
- HB 348** - Retirement
- HB 353** - Financial Services
- HB 356** - Corrections and State Institutions
- HB 360** - Crime Prevention and Public Safety
- HB 361** - Education
- HB 362** - Education
- HB 363** - Tax Policy
- HB 364** - Tax Policy
- HB 365** - Children and Families
- HB 366** - Workforce Development and Workplace Safety
- HB 367** - Local Government
- HB 368** - Small Business
- HB 369** - Local Government
- HB 370** - Education
- HB 371** - Transportation and Motor Vehicles
- HB 372** - Crime Prevention and Public Safety
- HB 373** - Judiciary
- HB 375** - Local Government
- HB 376** - Health Care Policy
- HB 377** - Rules
- HB 379** - Crime Prevention and Public Safety
- HB 380** - Judiciary
- HB 381** - Tax Policy
- HB 382** - Judiciary
- HB 383** - Transportation and Motor Vehicles
- HB 384** - Education
- HB 385** - Education
- HB 386** - Conservation and Natural Resources
- HB 387** - Elections
- HB 389** - Transportation and Motor Vehicles
- HB 390** - Professional Registration and Licensing
- HB 392** - Transportation and Motor Vehicles
- HB 393** - Professional Registration and Licensing
- HB 394** - Judiciary
- HB 396** - Children and Families
- HB 397** - Tax Policy
- HB 398** - Tax Policy
- HB 399** - Education
- HB 400** - Education
- HB 401** - Special Committee on Bonding Authority

RE-REFERRAL OF HOUSE BILL

The following House Bill was re-referred to the Committee indicated:

HB 320 - Education

COMMITTEE REPORTS

Committee on Rules, Chairman Crowell reporting:

Madam Speaker: Your Committee on Rules, to which was referred **HR 36**, begs leave to report it has examined the same and recommends that it **Do Pass**.

HOUSE RESOLUTION NO. 36

WHEREAS, Campus Compact is a national organization interested in promoting civic engagement on college and university campuses; and

WHEREAS, more than 700 colleges and universities across the country are members of Campus Compact; and

WHEREAS, Missouri is one of 27 states with a Campus Compact organization whose goal is to "help students develop the values and skill of civic participation through involvement in public service"; and

WHEREAS, the Missouri Campus Compact currently has 31 member institutions, both two-year and four-year from across the state; and

WHEREAS, in cooperation with the Pew Charitable Trusts and National Campus Compact, one of the 2002-2003 initiatives of the Missouri Campus Compact is to participate in the "Raise Your Voice" program which includes conducting dialogs among student leaders on two major questions: (1) What public civic issues are students interested in?, and (2) How are students addressing these issues?; and

WHEREAS, approximately 100 students from across Missouri will participate in the "Raise Your Voice" program in Jefferson City in February 2003:

NOW, THEREFORE, BE IT RESOLVED that we, the members of the Missouri House of Representatives, Ninety-second General Assembly, hereby grant the Missouri Campus Compact permission to use the House Chamber on Thursday, February 20, 2003, beginning at 1:30 p.m. until approximately 3:00 p.m. to conduct the "Raise Your Voice" student dialogues and that the House staff provide the necessary support to the event; and

BE IT FURTHER RESOLVED that the members of the Missouri House of Representatives be encouraged to attend this event to become better informed about the perceptions, opinions and ideas of the next generation of Missouri leaders.

Madam Speaker: Your Committee on Rules, to which was referred **HR 128**, begs leave to report it has examined the same and recommends that it **Do Pass**.

HOUSE RESOLUTION NO. 128

WHEREAS, the General Assembly has a tradition of granting the use of the House of Representatives and Senate Chambers for mock legislative workshops conducted by civic organizations; and

WHEREAS, the University Extension 4-H Development Program is an educational experience in state government for youth by allowing such youth, with the aid and supervision of extension staff and legislators, to participate in mock legislative hearings and floor discussions of current bills that are of interest to youth:

NOW, THEREFORE, BE IT RESOLVED that we, the members of the Missouri House of Representatives, Ninety-second General Assembly, hereby grant the 4-H Citizenship Youth Forum permission to use the House Chamber on Thursday, July 3, 2003, from 9:00 a.m. until 11:30 a.m. to conduct a mock legislative session.

MESSAGES FROM THE GOVERNOR

February 5, 2003

REORGANIZATION PLAN NO. 1 2003

TO THE SENATE AND HOUSE OF REPRESENTATIVES OF THE STATE OF MISSOURI:

By virtue of the authority vested in me by the Constitution and laws of the State of Missouri, including the Omnibus State Reorganization Act of 1974 and sections 26.500 through 26.540, RSMo, I hereby transmit Reorganization Plan No. 1 of 2003, by Executive Order 03-02, establishing the Family Support Division within the Department of Social Services.

Respectfully submitted,

/s/ Bob Holden
Governor

EXECUTIVE ORDER 03-02

WHEREAS, the Department of Social Services is created pursuant to Article IV, Section 12, of the Missouri Constitution and Chapter 660, RSMo; and

WHEREAS, the Division of Family Services is created pursuant to Section 660.010, RSMo, within the Department of Social Services; and

WHEREAS, the Division of Child Support Enforcement is created pursuant to Section 454.400, RSMo, within the Department of Social Services; and

WHEREAS, the Division of Family Services, Income Maintenance Unit serves clients who are also served by the Division of Child Support Enforcement; and

WHEREAS, federal law establishes the child support program and other public assistance programs, separately; and

WHEREAS, by combining the public assistance programs, such as food stamps, temporary assistance, rehabilitation services for the blind, general relief, supplemental nursing care assistance, medical assistance eligibility, and energy assistance, and the child support enforcement program, Missouri could operate more efficiently and effectively; and

WHEREAS, I am committed to integrating executive branch operations to improve the way the state delivers services; and

WHEREAS, the transfer of these functions to a new Family Support Division within the Department of Social Services is a component of the Governor's Reorganization Plan of 2003, which is designed to streamline state government and make it as efficient as possible.

NOW, THEREFORE I, BOB HOLDEN, GOVERNOR OF THE STATE OF MISSOURI, by virtue of the authority vested in me by the Constitution and the Laws of the State of Missouri, do hereby establish the Family Support Division within the Department of Social Services and order the Department to:

1. Utilize the Family Support Division as the vehicle through which economies and efficiencies of scale are maximized by combining certain child support functions with certain income maintenance functions; and
2. Transfer all authority, powers, duties, functions, records, personnel, property, contracts, budgets, matters pending, and other pertinent vestiges of the Division of Family Services into the Family Support Division, except individualized assessment for work readiness, work readiness training, child welfare functions, early childhood, and child care assistance, by Type I transfer, as defined under the Reorganization Act of 1974; and
3. Transfer all authority, powers, duties, functions, records, personnel, property, contracts, budgets, matters pending, and other pertinent vestiges of the Division of Child Support Enforcement to the Family Support Division, except the parents' fair share program, by Type I transfer, as defined under the Reorganization Act of 1974; and
4. Take the steps necessary to maintain compliance with federal requirements, such as filing a state plan amendment, so as not to jeopardize federal financial participation.

This Order shall become effective no sooner than August 28, 2003 unless disapproved within sixty days of its submission to the First Regular Session of the 92nd General Assembly.

IN WITNESS WHEREOF, I have hereunto set
my hand and caused to be affixed the Great Seal
of the State of Missouri, in the City of Jefferson
on this 5th day of February, 2003.

/s/ Bob Holden
Governor

ATTEST:

/s/ Matt Blunt
Secretary of State

February 5, 2003

REORGANIZATION PLAN NO. 2
2003

TO THE SENATE AND HOUSE OF REPRESENTATIVES OF THE STATE OF MISSOURI:

By virtue of the authority vested in me by the Constitution and laws of the State of Missouri, including the Omnibus State Reorganization Act of 1974 and sections 26.500 through 26.540, RSMo, I hereby transmit Reorganization Plan No. 2 of 2003, by Executive Order 03-03, establishing the Children's Division within the Department of Social Services.

Respectfully submitted,

/s/ Bob Holden
Governor

EXECUTIVE ORDER
03-03

WHEREAS, the Department of Social Services is created pursuant to Article IV, Section 12, of the Missouri Constitution and Chapter 660, RSMo; and

WHEREAS, the Division of Family Services is assigned to the Department of Social Services pursuant to Section 660.010, RSMo; and

WHEREAS, a number of efforts are being made to address problems that have been identified with Missouri's current child welfare system; and

WHEREAS, in September 2002, I appointed Richard C. Dunn and Judge Frank Conley to conduct an investigation into the Greene County child welfare system; and

WHEREAS, in November 2002, Mr. Dunn and Judge Conley completed their Report of the Investigation of the Child Welfare System in Greene County; and

WHEREAS, the child welfare system in this state requires immediate attention in order to avoid a greater breakdown in services and other serious problems; and

WHEREAS, I recently established the Office of Child Welfare Ombudsman within the Office of Administration by Executive Order 02-22; and

WHEREAS, streamlining children's services, and all of the functions related to them, will increase the focus on child protection; and

WHEREAS, every child in Missouri is entitled to a safe place to live.

NOW, THEREFORE, I, BOB HOLDEN, GOVERNOR OF THE STATE OF MISSOURI, by virtue of the authority vested in me by the Constitution and the Laws of the State of Missouri, do hereby create and establish the Children's Division within the Department of Social Services and order the Department to:

1. Ensure the Children's Division is focused on protecting children in the state's care and identifying children at risk of abuse or neglect; and
2. Transfer all authority, powers, duties, functions, records, personnel, property, contracts, budgets, matters pending, and other pertinent vestiges of the Division of Family Services relating to child welfare, child protection, child care assistance, and early childhood to the Children's Division, by Type I transfer, as defined under the Reorganization Act of 1974; and
3. Implement recommendations found in the Report of the Investigation of the Child Welfare System in Greene County; and
4. Take the steps necessary to maintain compliance with federal requirements, such as filing a state plan amendment, so as not to jeopardize federal financial participation.

This Order shall become effective no sooner than August 28, 2003 unless disapproved within sixty days of its submission to the First Regular Session of the 92nd General Assembly.

IN WITNESS WHEREOF, I have hereunto set
my hand and caused to be affixed the Great Seal
of the State of Missouri, in the City of Jefferson
on this 5th day of February, 2003.

/s/ Bob Holden
Governor

ATTEST:

/s/ Matt Blunt
Secretary of State

February 5, 2003

REORGANIZATION PLAN NO. 3
2003

TO THE SENATE AND HOUSE OF REPRESENTATIVES OF THE STATE OF MISSOURI:

By virtue of the authority vested in me by the Constitution and laws of the State of Missouri, including the Omnibus State Reorganization Act of 1974 and sections 26.500 through 26.540, RSMo, I hereby transmit Reorganization Plan No. 3 of 2003, by Executive Order 03-04, providing the transfer of workforce and the Parents' Fair Share functions of the Department of Social Services to the Department of Economic Development.

Respectfully submitted,

/s/ Bob Holden
Governor

EXECUTIVE ORDER
03-04

WHEREAS, the Department of Social Services is created pursuant to Article IV, Section 12, of the Missouri Constitution and Chapter 660, RSMo; and

WHEREAS, the Division of Family Services is created and established as a division of the Missouri Department of Social Services, pursuant to Section 660.010, RSMo; and

WHEREAS, the Division of Child Support Enforcement is created pursuant to Section 454.400, RSMo, within the Department of Social Services; and

WHEREAS, the Department of Economic Development is created pursuant to Article IV, Section 12, of the Missouri Constitution and Chapter 620, RSMo; and

WHEREAS, pursuant to Executive Order 99-03 and Chapter 620, RSMo, the Division of Workforce Development within the Missouri Department of Economic Development is the state agency designated to receive federal Wagner-Peyser funds, administer the free public employment offices, administer Workforce Investment Act funds, administer federal Welfare to Work grants, and administer other employment assistance programs for the citizens of Missouri; and

WHEREAS, the Missouri Department of Social Services is the state agency designated to receive Temporary Assistance for Needy Families (TANF) funds and administer programs under Title IV-A of the Social Security Act, as amended; and

WHEREAS, federal law requires adults in families receiving assistance under TANF to engage in work activities to be eligible to continue to receive assistance; and

WHEREAS, federal law requires determination of the skills, prior work experience, and employability of certain TANF recipients; and

WHEREAS, federal law authorizes work activities such as job search and job readiness assistance, on-the-job training, subsidized employment, education and child care services, or other related assistance for certain participants; and

WHEREAS, the Division of Family Services within the Missouri Department of Social Services currently administers the foregoing assessment, employment, training, and placement activities under TANF; and

WHEREAS, the Division of Child Support Enforcement within the Missouri Department of Social Services administers the Parents Fair Share Program, which provides assessment, employment, training, and placement activities for non-custodial parents; and

WHEREAS, the Division of Workforce Development in the Missouri Department of Economic Development and the Division of Child Support Enforcement and Division of Family Services within the Missouri Department of Social Services have worked closely together in the past in providing the foregoing work-related programs and performing the foregoing work-related functions; and

WHEREAS, the merging of workforce functions will create a "no wrong door access" to employment services, making sure that all clients receive the highest quality training, support services, and work activities, thus increasing the number of employed and employable Missourians; and

WHEREAS, I am committed to integrating executive branch operations to improve the way the state delivers services; and

WHEREAS, the transfer of workforce and the Parents' Fair Share functions of the Department of Social Services to the Department of Economic Development is a component of the Governor's Reorganization Plan of 2003, which is designed to streamline state government and make it as efficient as possible.

NOW, THEREFORE, I, BOB HOLDEN, GOVERNOR OF THE STATE OF MISSOURI, by virtue of the authority vested in me by the Constitution and the Laws of the State of Missouri, do hereby order:

1. The transfer of assessment, employment, training, and placement functions under TANF from the Division of Family Services within the Missouri Department of Social Services to the Division of Workforce Development within the Missouri Department of Economic Development;
2. The transfer of all the authority, powers, duties, functions, records, personnel, property, contracts, budgets, matters pending, and other pertinent vestiges of the Division of Family Services within the Department of Social Services related to assessment, employment, training, and placement functions authorized by TANF for custodial parents to the Division of Workforce Development within the Missouri Department of Economic Development, by Type I transfer, as defined under the Reorganization Act of 1974;
3. The transfer of assessment, employment, training, and placement functions in the Parent's Fair Share Program from the Division of Child Support Enforcement within the Missouri Department of Social Services to the Division of Workforce Development within the Missouri Department of Economic Development;
4. The transfer of all the authority, powers, duties, functions, records, personnel, property, contracts, budgets, matters pending, and other pertinent vestiges of the Division of Child Support Enforcement within the Department of Social Services related to assessment, employment, training, and placement services performed in the Parents Fair Share Program, authorized by TANF for non-custodial parents, to the Division of Workforce Development within the Missouri Department of Economic Development, by Type I transfer, as defined under the Reorganization Act of 1974;

5. That the Department of Social Services and its divisions shall provide the Division of Workforce Development with access to supportive services as may be necessary to accomplish the assessment, employment, training, and placement services that are transferred herein;
6. That the Department of Social Services and the Department of Economic Development develop the mechanisms and processes necessary to effectuate the transfer of the assessment, employment, training, and placement services as specified herein;
7. The continuation of contractual agreements for the administration of assessment, employment, training, and placement functions under the Missouri Food Stamp Employment and Training Program between the Division of Family Services of the Missouri Department of Social Services (or its successor agency) to the Division of Workforce Development within the Missouri Department of Economic Development;
8. The good faith negotiation of such contractual agreements by the Department of Social Services and the Department of Economic Development with the goal of providing the best services in an efficient manner; and
9. The relevant agency or agencies to ensure the filing of any necessary state plan amendments and other actions necessary to maintain compliance with federal requirements.

This Order shall become effective no sooner than August 28, 2003 unless disapproved within sixty days of its submission to the First Regular Session of the 92nd General Assembly.

IN WITNESS WHEREOF, I have hereunto set
my hand and caused to be affixed the Great Seal
of the State of Missouri, in the City of Jefferson
on this 5th day of February, 2003.

/s/ Bob Holden
Governor

ATTEST:

/s/ Matt Blunt
Secretary of State

February 5, 2003

REORGANIZATION PLAN NO. 4
2003

TO THE SENATE AND HOUSE OF REPRESENTATIVES OF THE STATE OF MISSOURI:

By virtue of the authority vested in me by the Constitution and laws of the State of Missouri, including the Omnibus State Reorganization Act of 1974 and sections 26.500 through 26.540, RSMo, I hereby transmit Reorganization Plan No. 4 of 2003, by Executive Order 03-05, providing for the transfer of the functions of the Division of Highway Safety to the Department of Transportation.

Respectfully submitted,

/s/ Bob Holden
Governor

**EXECUTIVE ORDER NO.
03-05**

WHEREAS, the Department of Public Safety is created pursuant to Article IV, Section 12, of the Missouri Constitution and Chapter 650, RSMo; and

WHEREAS, the Division of Highway Safety is assigned to the Department of Public Safety pursuant to Section 650.005, RSMo; and

WHEREAS, the Missouri Department of Transportation is created pursuant to Article IV, Section 12, of the Missouri Constitution and Chapter 226, RSMo; and

WHEREAS, the Division of Highway Safety works to promote the safe operation of vehicles on or about the highways, roads, and streets of this state; and

WHEREAS, the Department of Transportation is tasked with supervision of the construction, maintenance, and operation of the state highway system; and

WHEREAS, the Division of Highway Safety and the Department of Transportation both engage in activities related to the state highway system and its safe operation; and

WHEREAS, the consolidation of these activities would increase efficiencies and eliminate duplication of efforts; and

WHEREAS, I am committed to integrating executive branch operations to improve the way the state delivers services; and

WHEREAS, the transfer of the functions of the Division of Highway Safety to the Department of Transportation is a component of the Governor's Reorganization Plan of 2003, which is designed to streamline state government and make it as efficient as possible.

NOW, THEREFORE, I, BOB HOLDEN, GOVERNOR OF THE STATE OF MISSOURI, by virtue of the authority vested in me by the Constitution and the Laws of the State of Missouri, do hereby order the Missouri Department of Public Safety, the Division of Highway Safety, and the Missouri Department of Transportation to cooperate to:

1. Develop mechanisms and processes necessary to effectively transfer the functions of the Division of Highway Safety to the Department of Transportation;
2. Transfer all authority, powers, duties, functions, records, personnel, property, contracts, budgets, matters pending, and other pertinent vestiges of the Division of Highway Safety to the Department of Transportation, by Type I transfer, as defined under the Reorganization Act of 1974; and
3. Take the steps necessary to maintain compliance with federal requirements, such as filing a state plan amendment, so as not to jeopardize federal financial participation with this consolidation.

This Order shall become effective no sooner than August 28, 2003 unless disapproved within sixty days of its submission to the First Regular Session of the 92nd General Assembly.

IN WITNESS WHEREOF, I have hereunto set
my hand and caused to be affixed the Great Seal
of the State of Missouri, in the City of Jefferson
on this 5th day of February, 2003.

/s/ Bob Holden
Governor

ATTEST:

/s/ Matt Blunt
Secretary of State

February 5, 2003

REORGANIZATION PLAN NO. 5
2003

TO THE SENATE AND HOUSE OF REPRESENTATIVES OF THE STATE OF MISSOURI:

By virtue of the authority vested in me by the Constitution and laws of the State of Missouri, including the Omnibus State Reorganization Act of 1974 and sections 26.500 through 26.540, RSMo, I hereby transmit Reorganization Plan No. 5 of 2003, by Executive Order 03-06, providing for the transfer of the Minority Business Advocacy Commission to the Office of Administration.

Respectfully submitted,

/s/ Bob Holden
Governor

EXECUTIVE ORDER
03-06

WHEREAS, the Missouri Office of Administration is created pursuant to Article IV, Section 12, of the Missouri Constitution and Chapter 37, RSMo; and

WHEREAS, the Missouri Department of Economic Development is created pursuant to Article IV, Section 12, of the Missouri Constitution and Chapter 620, RSMo; and

WHEREAS, the State Office of Equal Employment Opportunity is created by Executive Order 94-03 within the Office of Administration to ensure that there are "no vestiges of discrimination against persons on account of race, sex, color, religion, national origin, age, disability, or veteran status in not only employment practices but the provision of services and operation of facilities"; and

WHEREAS, the Minority Business Advocacy Commission is established by Section 33.752, RSMo, to further the interests and assess the needs of minority businesses in Missouri; and

WHEREAS, Section 33.752.6(13) states that the Minority Business Advocacy Commission is responsible for receiving complaints and recommendations concerning policies and activities of federal, state, and local governmental agencies that affect minority small businesses, and developing proposals for changes in policies or activities to alleviate any unnecessary adverse effects to minority small business; and

WHEREAS, Section 33.752.7 states that the Department of Economic Development shall furnish administrative support and staff for the effective operation of the Commission; and

WHEREAS, the Office of Administration and Department of Economic Development agree that the Minority Business Advocacy Commission will be enhanced through placement within the Office of Administration; and

WHEREAS, the I am committed to integrating executive branch operations to improve the way the state delivers services; and

WHEREAS, the transfer of the Minority Business Advocacy Commission to the Office of Administration is a component of the Governor's Reorganization Plan of 2003, which is designed to streamline state government and make it as efficient as possible.

NOW, THEREFORE, I, BOB HOLDEN, GOVERNOR OF THE STATE OF MISSOURI, by virtue of the authority vested in me by the Constitution and the Laws of the State of Missouri, do hereby order the Department of Economic Development and the Office of Administration to cooperate to:

1. Develop mechanisms and processes necessary to effectively transfer the Minority Business Advocacy Commission from the Department of Economic Development to the Office of Administration.
2. Transfer all authority, powers, duties, functions, records, personnel, property, contracts, budgets, matters pending, and other pertinent vestiges of the Minority Business Advocacy Commission to the Office of Administration, by Type II transfer, as defined under the Reorganization Act of 1974.

This Order shall become effective no sooner than August 28, 2003 unless disapproved within sixty days of its submission to the First Regular Session of the 92nd General Assembly.

IN WITNESS WHEREOF, I have hereunto set
my hand and caused to be affixed the Great Seal
of the State of Missouri, in the City of Jefferson
on this 5th day of February, 2003.

/s/ Bob Holden
Governor

ATTEST:

/s/ Matt Blunt
Secretary of State

WITHDRAWAL OF HOUSE BILLS

February 5, 2003

The Honorable Catherine Hanaway
Speaker of the House of Representatives
State Capitol Bldg., Rm. 308
Jefferson City, MO 65101

Dear Speaker Hanaway:

Respectfully, I would like to withdraw **HB 304**. After meeting with the Highway Patrol on numerous occasions, I will be refiling this bill with changes at a later date.

Thank you for your assistance.

Sincerely,

/s/ Jim Avery
District 95

TO: Speaker Hanaway

FROM: Brian Baker

DATE: February 6, 2003

I respectfully request to withdraw **House Bill 319**.

The following member's presence was noted: Schaaf.

ADJOURNMENT

On motion of Representative Wilson (130), the House adjourned until 4:00 p.m., Monday, February 10, 2003.

CORRECTIONS TO THE HOUSE JOURNAL

Correct House Journal, Sixteenth Day, Wednesday, February 5, 2003, Page 267, Line 8, by inserting after said line the following:

/s/ Curt Dougherty	53
/s/ Kathlyn Fares	91
/s/ Cynthia L. Davis	19
/s/ Randy Angst	146
/s/ Brian Nieves	98
/s/ Mike Cunningham	145
/s/ Neal St. Onge	88
/s/ Kate Meiners	46
/s/ Barbara Fraser	83
/s/ Jim Whorton	3
/s/ Richard Byrd	94
/s/ Bob Behnen	2

Page 271, Line 23, by deleting said line and inserting in lieu thereof the following: "EDUCATION".

COMMITTEE MEETINGS

AGRICULTURE

Tuesday, February 11, 2003, 12:00 p.m. Hearing Room 1.

Executive Session may follow.

Public Hearing to be held on: HB 257, HCR 3, HCR 5, HR 110

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Monday, February 10, 2003, 12:00 p.m. Hearing Room 4.

Department of Conservation. Public Hearing.

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Tuesday, February 11, 2003, 8:00 a.m. Hearing Room 4.

Department of Agriculture, Department of Natural Resources,
Department of Conservation.

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Tuesday, February 11, 2003, 2:30 p.m. Hearing Room 4.

Mark-up, Department of Agriculture, Department of Natural Resources,
Department of Conservation.

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Wednesday, February 12, 2003, 8:00 a.m. Hearing Room 4.

Mark-up, Department of Agriculture, Department of Natural Resources,
Department of Conservation.

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Wednesday, February 12, 2003, 2:30 p.m. Hearing Room 4.

Mark-up, Department of Agriculture, Department of Natural Resources,
Department of Conservation.

APPROPRIATIONS - EDUCATION

Monday, February 10, 2003, 11:00 a.m. Hearing Room 1.

Public testimony.

APPROPRIATIONS - EDUCATION

Tuesday, February 11, 2003, 2:30 p.m. Hearing Room 1.

Executive Session: Mark-up

APPROPRIATIONS - EDUCATION

Tuesday, February 11, 2003, 8:00 a.m. Hearing Room 1.

Public testimony continued.

Executive Session: Mark-up

APPROPRIATIONS - EDUCATION

Wednesday, February 12, 2003, 2:30 p.m. Hearing Room 1.

Executive Session: Mark-up

APPROPRIATIONS - EDUCATION

Wednesday, February 12, 2003, 8:00 a.m. Hearing Room 1.

Executive Session: Mark-up

APPROPRIATIONS - GENERAL ADMINISTRATION

Tuesday, February 11, 2003, 2:30 p.m. Hearing Room 7.

Offices of the Attorney General, Governor, Lieutenant Governor,
Department of Revenue. Public testimony.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Monday, February 10, 2003, 9:00 a.m. Hearing Room 3.

Department of Social Services.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Tuesday, February 11, 2003, 8:00 a.m. Hearing Room 3.

Department of Social Services.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Tuesday, February 11, 2003, 2:30 p.m. Hearing Room 3.

Department of Social Services.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Thursday, February 13, 2003. Hearing Room 3 upon morning adjournment.

Department of Social Services.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Monday, February 10, 2003, 12:00 noon. Hearing Room 6. AMENDED NOTICE

Public testimony. Public Safety presentation continued.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Tuesday, February 11, 2003, 8:00 a.m. Hearing Room 6.

Public Safety presentation continued. Begin Corrections presentation.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Wednesday, February 12, 2003, 8:00 a.m. Hearing Room 6.

Corrections presentation continued. Begin Mark-up if time permits.

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Monday, February 10, 2003, 12:00 p.m. Hearing Room 7.

Department of Economic Development.

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Tuesday, February 11, 2003, 8:00 a.m. Hearing Room 7.

BUDGET

Tuesday, February 11, 2003, 7:30 p.m. Hearing Room 3.

Possible Executive Session.

Public Hearing to be held on: HB 15

BUDGET

Wednesday, February 12, 2003, 7:30 p.m. Hearing Room 3.

Possible Executive Session.

Public Hearing to be held on: HB 286

Executive Session to be held on: HB 15

COMMUNICATIONS, ENERGY AND TECHNOLOGY

Tuesday, February 11, 2003, 12:00 noon. Hearing Room 3.

Public Hearing to be held on: HB 142

CONSERVATION AND NATURAL RESOURCES

Wednesday, February 12, 2003, 12:00 noon. Hearing Room 5.

Executive Session may follow.

Public Hearing to be held on: HB 215, HB 218, HB 226, HJR 7

CORRECTIONS AND STATE INSTITUTIONS

Wednesday, February 12, 2003, 5:00 p.m. Hearing Room 7.

Executive Session may follow.

Public Hearing to be held on: HB 93, HB 278

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, February 11, 2003, 5:00 p.m. Hearing Room 3.

Public Hearing to be held on: HB 63, HB 113, HB 165, HB 255

Executive Session to be held on: HB 91

ELECTIONS

Tuesday, February 11, 2003, 5:00 p.m. Hearing Room 7.

Public Hearing to be held on: HB 104, HB 133, HB 159

Executive Session to be held on: HB 99, HJR 6, HJR 9

FINANCIAL SERVICES

Tuesday, February 11, 2003, 12:00 p.m. Hearing Room 6.

Executive Session may follow.

Public Hearing to be held on: HB 243, HB 259, HB 314

Executive Session to be held on: HB 73, HB 193, HB 221

HEALTH CARE POLICY

Wednesday, February 12, 2003, 5:00 p.m. Hearing Room 6.

Public Hearing to be held on: HB 59, HB 202, HB 233, HB 269

Executive Session to be held on: HB 112

HOMELAND SECURITY AND VETERANS AFFAIRS

Tuesday, February 11, 2003, 5:00 p.m. Hearing Room 5.

Executive Session will follow.

Public Hearing to be held on: HB 271, HB 307

LOCAL GOVERNMENT

Monday, February 10, 2003. Hearing Room 6 upon afternoon adjournment.

Executive Session to be held on: HB 166, HB 181

LOCAL GOVERNMENT

Thursday, February 13, 2003, 8:30 a.m. Hearing Room 6.
Public Hearing to be held on: HB 267, HB 268, HB 292, HB 294

SENIOR SECURITY

Tuesday, February 11, 2003, 5:00 p.m. Hearing Room 6. AMENDED NOTICE
Dinner provided upon adjournment at Jefferson City Correctional Center.
Public Hearing to be held on: HB 37
Executive Session to be held on: HB 47

SMALL BUSINESS

Monday, February 10, 2003, 1:00 p.m. Hearing Room 5.
Informational meeting.

SMALL BUSINESS

Wednesday, February 12, 2003, 12:00 p.m. Hearing Room 4.
Public Hearing to be held on: HB 322

TAX POLICY

Tuesday, February 11, 2003, 12:00 p.m. Hearing Room 7.
Executive Session may follow.
Public Hearing to be held on: HB 263, HB 345

TOURISM AND CULTURAL AFFAIRS

Tuesday, February 11, 2003, 12:00 p.m. Hearing Room 5.
Public Hearing, Executive Session will be held.
Public Hearing to be held on: HB 222, HB 245

TOURISM AND CULTURAL AFFAIRS

Thursday, February 13, 2003, 9:00 a.m. House Lounge.
Joint Session with Senate Economic Development, Tourism and Local Government Committee.

HOUSE CALENDAR

EIGHTEENTH DAY, MONDAY, FEBRUARY 10, 2003

HOUSE BILLS FOR SECOND READING

HB 402 through HB 428

HOUSE BILL FOR PERFECTION

HCS HB 288 - Jetton

HOUSE RESOLUTIONS

HR 36 - Morris (2-6-03)

HR 128 - Crawford (2-6-03)

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

EIGHTEENTH DAY, MONDAY, FEBRUARY 10, 2003

Representative Myers in the Chair.

Prayer by Father David Buescher.

Another week begins for this legislative body, O Lord. The session has gotten off to a good start, but the challenges are great. Tight finances, budget deficit, policies of education, rising cost of health services, eroding infrastructure on our roads and highways, a down-turned economy, more homeless in our cities, farm-woes, fear of terrorism and the threat of a major war, name only a few.

The thought that You might not be here breeds deep pessimism. With You, however, in heart and mind, let our attitudes be positive, our ideals morally high, and our ideas creative and innovative. May this legislative week begin today, completely in Your grace and friendship. Amen.

The Pledge of Allegiance to the flag was recited.

The Journal of the seventeenth day was approved as printed by the following vote:

AYES: 160

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	Icet	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly 144	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Merideth
Miller	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118

Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 003

Bivins	Kelly 36	Reinhart
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HOUSE RESOLUTION

Representative Avery offered House Resolution No. 314.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 310	-	Representative Cooper (120)
House Resolution No. 311	-	Representative Graham, et al
House Resolution No. 312	-	Representative Wright
House Resolution No. 313	-	Representative Harris (23)
House Resolution No. 315	-	Representative Abel
House Resolution No. 316	-	Representative Schoemehl

INTRODUCTION OF HOUSE JOINT RESOLUTION

The following House Joint Resolution was read the first time and copies ordered printed:

HJR 14, introduced by Representatives Yates, Daus and Villa, et al, relating to the qualifications of representatives.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 429, introduced by Representatives Willoughby and Whorton, et al, relating to school district approval for daily observance of one minute of silence.

HB 430, introduced by Representatives Stevenson, Pratt, Byrd, Mayer, Lipke, Carnahan, Johnson (61), Johnson (90), Willoughby and Jolly, et al, relating to the executive council of the judicial conference of the state of Missouri.

HB 431, introduced by Representatives Stevenson, Byrd, Mayer, Lipke, Carnahan, Johnson (61), Johnson (90), Willoughby and Jolly, et al, relating to public retirement systems.

HB 432, introduced by Representative Wright, relating to certificate of need.

HB 433, introduced by Representatives Portwood, Selby, Davis (19), Smith (14), Jones and Stefanick, et al, relating to motor vehicle emissions testing.

HB 434, introduced by Representatives Yates, Dusenberg and Pratt, relating to the sale of liquor by the drink in certain convention and trade areas.

HB 435, introduced by Representatives Engler, Crawford and Schlottach, relating to required stops at railroad grade crossings.

HB 436, introduced by Representatives Harris (110), Shoemyer (9), Schlottach, Myers, Whorton, Townley and Selby, et al, relating to livestock.

SECOND READING OF HOUSE BILLS

HB 402 through **HB 428** were read the second time.

HOUSE RESOLUTIONS

HR 36, relating to use of chamber, was taken up by Representative Morris.

On motion of Representative Morris, **HR 36** was adopted.

HR 128, relating to use of chamber, was taken up by Representative Crawford.

On motion of Representative Crawford, **HR 128** was adopted.

COMMITTEE REPORTS

Committee on Local Government, Chairman Johnson (47) reporting:

Madam Speaker: Your Committee on Local Government, to which was referred **HB 122** and **HB 80**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Committee on Workforce Development and Workplace Safety, Chairman Hunter reporting:

Madam Speaker: Your Committee on Workforce Development and Workplace Safety, to which was referred **HB 74**, begs leave to report it has examined the same and recommends that it **Do Pass**.

COMMITTEE CHANGES

The Speaker submitted the following Committee changes:

Representative Reinhart is no longer a member of the following committees: Administration and Accounts; Appropriations - Health, Mental Health and Social Services; Budget; Children and Families and Tourism and Cultural Affairs.

Representative Ervin has been appointed to the Administration and Accounts Committee.

Representative Brown has been appointed to the Tourism and Cultural Affairs Committee.

Representative Dusenberg has been appointed to the Appropriations - Health, Mental Health and Social Services Committee.

Representative Yates has been appointed to the Budget Committee.

Representative Stefanick has been appointed to the Children and Families Committee.

Representative Walsh has been appointed to the Joint Committee on Terrorism, Bio-Terrorism and Homeland Security.

Representative Wildberger has been appointed to the Joint Committee on Terrorism, Bio-Terrorism and Homeland Security.

ADJOURNMENT

On motion of Representative Taylor, the House adjourned until 10:00 a.m., Tuesday, February 11, 2003.

COMMITTEE MEETINGS

AGRICULTURE

Tuesday, February 11, 2003, 12:00 p.m. Hearing Room 1.

Executive Session may follow.

Public Hearing to be held on: HB 257, HCR 3, HCR 5, HR 110

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Tuesday, February 11, 2003, 8:00 a.m. Hearing Room 4.

Mark-up. Department of Agriculture, Department of Natural Resources, Department of Conservation.

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Tuesday, February 11, 2003, 2:30 p.m. Hearing Room 4.

Mark-up. Department of Agriculture, Department of Natural Resources,
Department of Conservation.

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Wednesday, February 12, 2003, 8:00 a.m. Hearing Room 4.

Mark-up. Department of Agriculture, Department of Natural Resources,
Department of Conservation.

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Wednesday, February 12, 2003, 2:30 p.m. Hearing Room 4.

Mark-up. Department of Agriculture, Department of Natural Resources,
Department of Conservation.

APPROPRIATIONS - EDUCATION

Tuesday, February 11, 2003, 2:30 p.m. Hearing Room 1.

Executive Session: Mark-up

APPROPRIATIONS - EDUCATION

Tuesday, February 11, 2003, 8:00 a.m. Hearing Room 1.

Public Testimony continued.

Executive Session: Mark-up

APPROPRIATIONS - EDUCATION

Wednesday, February 12, 2003, 2:30 p.m. Hearing Room 1.

Executive Session: Mark-up

APPROPRIATIONS - EDUCATION

Wednesday, February 12, 2003, 8:00 a.m. Hearing Room 1.

Executive Session: Mark-up

APPROPRIATIONS - GENERAL ADMINISTRATION

Tuesday, February 11, 2003, 2:30 p.m. Hearing Room 7.

Offices of the Attorney General, Governor, Lieutenant Governor,
Department of Revenue, Public Testimony.

APPROPRIATIONS - GENERAL ADMINISTRATION

Wednesday, February 12, 2003, 2:30 p.m. Hearing Room 7.

General Assembly, Statewide Leasing, Department of Revenue
and possible Mark-up.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Tuesday, February 11, 2003, 8:00 a.m. Hearing Room 3.

Department of Social Services.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Tuesday, February 11, 2003, 2:30 p.m. Hearing Room 3.

Department of Social Services.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Wednesday, February 12, 2003, 8:00 a.m. Hearing Room 3.

Department of Social Services.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Wednesday, February 12, 2003, 2:30 pm. Hearing Room 3.

Department of Social Services.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Thursday, February 13, 2003, 8:15 a.m. Hearing Room 3.

Department of Social Services.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Thursday, February 13, 2003. Hearing Room 3 upon morning adjournment.

Department of Social Services.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Tuesday, February 11, 2003, 8:00 a.m. Hearing Room 6.

Public Safety presentation continued. Begin Corrections presentation.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Wednesday, February 12, 2003, 8:00 a.m. Hearing Room 6.

Corrections presentation continued. Begin Mark-up, if time permits.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Wednesday, February 12, 2003, 2:30 p.m. Hearing Room 6.

Corrections presentation continued. Mark-up, if time permits.

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Tuesday, February 11, 2003, 8:00 a.m. Hearing Room 7.

AMENDED NOTICE

Economic Development and Transportation.

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Wednesday, February 12, 2003, 8:00 a.m. Hearing Room 7.

Transportation or Mark-up.

BUDGET

Tuesday, February 11, 2003, 7:30 p.m. Hearing Room 3.

Possible Executive Session.

Public Hearing to be held on: HB 15

BUDGET

Wednesday, February 12, 2003, 7:30 p.m. Hearing Room 3.

AMENDED NOTICE

Possible Executive Session on HB 15.

Public Hearing to be held on: HB 286, HB 303

CHILDREN AND FAMILIES

Tuesday, February 11, 2003, 5:00 p.m. Hearing Room 1.

Public Hearing to be held on: HB 154, HB 396

COMMUNICATIONS, ENERGY, AND TECHNOLOGY

Tuesday, February 11, 2003, 12:00 noon. Hearing Room 3.

Public Hearing to be held on: HB 142

CONSERVATION AND NATURAL RESOURCES

Wednesday, February 12, 2003, 12:00 noon. Hearing Room 1.

AMENDED NOTICE

Executive Session may follow.

Public Hearing to be held on: HB 215, HB 218, HB 226, HJR 7

CORRECTIONS AND STATE INSTITUTIONS

Wednesday, February 12, 2003, 5:00 p.m. Hearing Room 7.

Executive Session may follow.

Public Hearing to be held on: HB 93, HB 278

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, February 11, 2003, 5:00 p.m. Hearing Room 3.

Public Hearing to be held on: HB 63, HB 113, HB 165, HB 255

Executive Session to be held on: HB 91

EDUCATION

Wednesday, February 12, 2003, 5:00 p.m. Hearing Room 3.

Executive Session may follow.

Public Hearing to be held on: HB 51, HB 320, HB 362

ELECTIONS

Tuesday, February 11, 2003, 5:00 p.m. Hearing Room 7.

Public Hearing to be held on: HB 104, HB 133, HB 159

Executive Session to be held on: HB 99, HJR 6, HJR 9

ETHICS

Tuesday, February 11, 2003, 5:00 p.m.

Third District Congressional Democratic Caucus and
Green County Caucus.

Executive Session may follow.

FINANCIAL SERVICES

Tuesday, February 11, 2003, 12:00 p.m. Hearing Room 6.

Executive Session may follow.

Public Hearing to be held on: HB 243, HB 259, HB 314

Executive Session to be held on: HB 73, HB 193, HB 221

HEALTH CARE POLICY

Wednesday, February 12, 2003, 5:00 p.m. Hearing Room 6.

Public Hearing to be held on: HB 59, HB 202, HB 233, HB 269

Executive Session to be held on: HB 112

HOMELAND SECURITY AND VETERANS AFFAIRS

Tuesday, February 11, 2003, 5:00 p.m. Hearing Room 5.

Executive Session will follow.

Public Hearing to be held on: HB 271, HB 307

JOB CREATION AND ECONOMIC DEVELOPMENT

Wednesday, February 12, 2003, 12:00 p.m. Hearing Room 6.

Executive Session to be held on: HB 228

JUDICIARY

Wednesday, February 12, 2003, 12:00 p.m. Hearing Room 1.

Public Hearing to be held on: HB 253, HB 273

LOCAL GOVERNMENT

Thursday, February 13, 2003, 8:30 a.m. Hearing Room 6.

AMENDED NOTICE

Executive Session may follow.

Public Hearing to be held on: HB 267, HB 268, HB 292, HB 294

PROFESSIONAL REGISTRATION AND LICENSING

Tuesday, February 11, 2003, 12:00 p.m. Hearing Room 4.

Public Hearing to be held on: HB 82, HB 390

SENIOR SECURITY

Tuesday, February 11, 2003, 5:00 p.m. Hearing Room 6.

AMENDED NOTICE

Public Hearing to be held on: HB 37

Executive Session to be held on: HB 47

SMALL BUSINESS

Wednesday, February 12, 2003, 12:00 p.m. Hearing Room 4.

Public Hearing to be held on: HB 322

SPECIAL COMMITTEE ON BONDING AUTHORITY

Tuesday, February 11, 2003. Hearing Room 2 upon morning adjournment.

Executive Session may follow.

Public Hearing to be held on: HB 401

TAX POLICY

Tuesday, February 11, 2003, 12:00 p.m. Hearing Room 7.

AMENDED NOTICE

Executive Session may follow.

Public Hearing to be held on: HB 263, HB 345, HB 398

TOURISM AND CULTURAL AFFAIRS

Tuesday, February 11, 2003, 12:00 p.m. Hearing Room 5.

Public Hearing to be held on: HB 222

Executive Session to be held on: HB 245

TOURISM AND CULTURAL AFFAIRS

Thursday, February 13, 2003, 9:00 a.m. House Lounge.

Joint meeting with Senate Economic Development,

Tourism and Local Government Committee.

TRANSPORTATION AND MOTOR VEHICLES

Wednesday, February 12, 2003, 12:00 p.m. Hearing Room 7.

Possible Executive Session on: HB 75, HB 96, HB 160, HB 187, HB 265

Public Hearing to be held on: HB 162, HB 170, HB 251, HB 283, HB 284

HOUSE CALENDAR

NINETEENTH DAY, TUESDAY, FEBRUARY 11, 2003

HOUSE JOINT RESOLUTION FOR SECOND READING

HJR 14

HOUSE BILLS FOR SECOND READING

HB 429 through HB 436

HOUSE BILLS FOR PERFECTION

HCS HB 288 - Jetton

HCS HB 122 & 80 - Johnson (47)

HOUSE BILL FOR PERFECTION - FEDERAL MANDATE

HB 74 - St. Onge

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

NINETEENTH DAY, TUESDAY, FEBRUARY 11, 2003

Speaker Hanaway in the Chair.

Prayer by Bishop Paul A. Stewart.

Dear God: We have come to pray for our state legislators for their decisions are often very difficult and affect very many lives.

Yet, Lord, keep them mindful that God's will is not always easy, but it is always right and enable them to enjoy many of the benefits of being in a high position. Yet, keep them aware that no joy is complete unless it is shared.

Finally Lord, as the poet has expressed that "No door is too difficult for the key of love to open," grant each legislator an abiding love for the world - our county - our state - all people - because no door is too difficult for the key of love to open.

It is in the name of God, we ask these blessings. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Eden Soleil Perez, Kristin Gabrielle Walker, Kody Allen Walker, Darryn A. Driver, Kyle D. Gardner, David Heard, Sylvester Holmes II, Josh Guinn, D'Marco Keys, Codi Irvin and Brianna Reichenbacher.

The Journal of the eighteenth day was approved as printed by the following vote:

AYES: 160

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brooks	Brown	Bruns	Burnett
Byrd	Campbell	Carnahan	Cooper 155	Corcoran
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Hunter	Icet	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky

Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Merideth
Miller	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 003

Cooper 120 Crawford Reinhart

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

- House Resolution No. 317 - Representative Vogt
- House Resolution No. 318 - Representative Hobbs
- House Resolution No. 319 - Representative Bough
- House Resolution No. 320 - Representative Jolly
- House Resolution No. 321
- and
- House Resolution No. 322 - Representative Kingery
- House Resolution No. 323
- through
- House Resolution No. 325 - Representative Baker
- House Resolution No. 326 - Representatives Rector and Baker
- House Resolution No. 327 - Representative Henke
- House Resolution No. 328 - Representative Shoemyer (9)
- House Resolution No. 329 - Representative Bough
- House Resolution No. 330 - Representative Lembke
- House Resolution No. 331 - Representative Moore

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 437, introduced by Representatives Luetkemeyer, Abel, Hobbs, Portwood, Moore, Ward and Richard, et al, relating to health insurance.

HB 438, introduced by Representatives Lowe, Daus and Campbell, relating to drivers' licenses for certain individuals.

HB 439, introduced by Representatives Lowe, Daus, Riback Wilson (25), Walker, Graham and Fraser, relating to renewable energy resources.

HB 440, introduced by Representative Portwood, relating to dentists.

HB 441, introduced by Representatives Lowe and Hilgemann, relating to taxation.

HB 442, introduced by Representatives Hobbs, Townley, Munzlinger and Quinn, et al, relating to water districts.

HB 443, introduced by Representatives King and Davis (122), relating to department of transportation employees' annual leave.

HB 444, introduced by Representatives Jackson, Shoemaker (8), Kingery, Avery, Jetton, Ruestman, Moore, Cooper (155) and Dixon, et al, relating to the distribution of the gaming commission fund.

HB 445, introduced by Representatives Portwood, Cooper (155), Willoughby and Bishop, relating to Christian Science practitioners.

HB 446, introduced by Representatives Icet, Cunningham (86), Deeken, Yates and May, relating to campaign finance reports and complaints.

HB 447, introduced by Representatives Townley, Sutherland and Bruns, et al, relating to limiting the taking of farmland by eminent domain.

HB 448, introduced by Representatives Mayer, Jetton, Purgason and Hunter, relating to establishment of the open contracting act.

HB 449, introduced by Representatives Smith (14), Sutherland, Portwood, Yates, Smith (118), Rupp, Parker, Moore, Schneider and Dixon, et al, relating to a tutoring program for public schools.

HB 450, introduced by Representatives Avery and Schoemehl, et al, relating to dentist licenses.

SECOND READING OF HOUSE JOINT RESOLUTION

HJR 14 was read the second time.

SECOND READING OF HOUSE BILLS

HB 429 through **HB 436** were read the second time.

PERFECTION OF HOUSE BILL

HCS HB 288, relating to the classroom trust fund, was taken up by Representative Jetton.

Representative Yates offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 288, Section 160.534 with the following:

Page 1, Line 9, by deleting "2007", and inserting "**2008**"; and

Further amend Page 1, Line 11, by deleting "2008", and inserting "**2009**"; and

Further amend Page 1, Line 13, by deleting "2009", and inserting "**2010**"; and

Further amend Page 2, Line 15, by deleting "2010", and inserting "**2011**"; and

Further amend Page 2, Line 17, by deleting "2011", and inserting "**2012**"; and

Further amend Page 2, Line 27, by deleting "2007", and inserting "**2008**"; and

Further amend House Committee Substitute for House Bill No. 288, Section 163.201, Line 1, by deleting "2007", and inserting "**2008**".

Representative Pratt offered **House Substitute Amendment No. 1 for House Amendment No. 1**.

House Substitute Amendment No. 1 for House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 288, Section 160.534, with the following:

Page 1, Line 9, by deleting "2007", and inserting "**2006**"; and

Further amend Page 1, Line 11, by deleting "2008", and inserting "**2007**"; and

Further amend Page 1, Line 13, by deleting "2009", and inserting "**2008**"; and

Further amend Page 2, Line 15, by deleting "2010", and inserting "**2009**"; and

Further amend Page 2, Line 17, by deleting "2011", and inserting "**2010**"; and

Further amend Page 2, Line 27, by deleting "2007", and inserting "**2006**"; and

Further amend said bill, Page 2, Section 160.534, Line 20, by inserting at the end of said line the following:

"The inclusion of appropriate transfer language in the education appropriations bill shall be a condition to any transfers to the classroom trust fund."; and

Further amend said bill, Page 2, Section 160.534, Lines 21 to 27 by deleting all of said lines and inserting in lieu thereof the following:

“4. The provisions of this section relating to transfers to the classroom trust fund shall not be implemented for any fiscal year in which the chairs of the house budget committee and senate appropriations committee determine that the appropriation for the school funding formula contained in subsection 6 of section 163.031, RSMo, is insufficient to provide a proration factor on lines 1a and 1b of 1.0. For fiscal year 2006 and subsequent years during which the moneys originating from the gaming”; and

Further amend said bill, Section 163.201, Line 1, by deleting “2007”, and inserting “**2006**”; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Lager offered **House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 1.**

*House Amendment No. 1
to
House Substitute Amendment No. 1
for
House Amendment No. 1*

AMEND House Substitute Amendment No. 1 for House Amendment No. 1 to House Committee Substitute for House Bill No. 288, Section 160.534, by deleting Lines 3 through 8, and inserting the following:

Page 1, Line 9, by deleting “2007”, and inserting “**2005**”; and

Further amend Page 1, Line 11, by deleting “2008”, and inserting “**2006**”; and

Further amend Page 1, Line 13, by deleting “2009”, and inserting “**2007**”; and

Further amend Page 2, Line 15, by deleting “2010”, and inserting “**2008**”; and

Further amend Page 2, Line 17, by deleting “2011”, and inserting “**2009**”; and

Further amend Page 2, Line 27, by deleting “2007”, and inserting “**2005**”; and

Further amend said substitute amendment, Page 2, by deleting Lines 22 through 23, and inserting the following:

Further amend said bill, Section 163.201, Line 1, by deleting “2007”, and inserting “**2005**”.

Representative Miller assumed the Chair.

Speaker Hanaway resumed the Chair.

Representative Graham made a privileged motion to postpone the consideration of **House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 1 to HCS HB 288** to a certain day, Monday, February 17, 2003.

Which motion was defeated by the following vote:

AYES: 073

Abel	Adams	Barnitz	Bishop	Bland
Boykins	Bringer	Brooks	Burnett	Campbell
Carnahan	Corcoran	Curls	Darrough	Daus
Davis 122	Donnelly	Dougherty	El-Amin	Fraser
George	Graham	Green	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hoskins
Hubbard	Johnson 61	Johnson 90	Jolly	Jones
Kelly 36	Kratky	Kuessner	Lawson	LeVota
Liese	Lowe	McKenna	Meiners	Merideth
Muckler	Page	Ransdall	Sager	Salva
Schoemehl	Seigfreid	Selby	Shoemyer	Skaggs
Spreng	Thompson	Villa	Vogt	Wagner
Walker	Walsh	Wilton	Ward	Whorton
Wildberger	Willoughby	Wilson 25	Wilson 42	Witte
Yaeger	Young	Zweifel		

NOES: 089

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Guest
Hobbs	Holand	Hunter	Icet	Jackson
Jetton	Johnson 47	Kelly 144	King	Kingery
Lager	Lembke	Lipke	Luetkemeyer	Marsh
May	Mayer	Miller	Moore	Morris
Munzlinger	Myers	Nieves	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Rector	Richard	Roark	Ruestman	Rupp
Sander	Schaaf	Schlottach	Schneider	Self
Shoemaker	Smith 118	Smith 14	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Threlkeld	Townley
Viebrock	Wallace	Wasson	Wilson 119	Wilson 130
Wood	Wright	Yates	Madam Speaker	

PRESENT: 000

ABSENT WITH LEAVE: 001

Reinhart

Representative Miller resumed the Chair.

Speaker Hanaway resumed the Chair.

On motion of Representative Lager, **House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 1** was adopted.

Representative Davis (122) offered **House Amendment No. 2 to House Substitute Amendment No. 1 for House Amendment No. 1.**

*House Amendment No. 2
to
House Substitute Amendment No. 1
for
House Amendment No. 1*

AMEND House Substitute Amendment No. 1 for House Amendment No. 1 to House Committee Substitute for House Bill No. 288, Page 2, Section 160.534, Line 20, by adding immediately after the figure “1.0” the following:

“and unless the amount per pupil of the district apportionment, pursuant to section 163.031, subsection 6, line 1 minus line 10, plus line 14, is no less for any district than it was on January 1, 2003, except for districts whose calculation is based on subsection 5 of section 163.031, which shall continue to get no less an amount per pupil than they did on January 1, 2003,”; and

Further amend said title, enacting clause, and intersectional references accordingly.

Representative Luetkemeyer assumed the Chair.

Representative Davis (122) moved that **House Amendment No. 2 to House Substitute Amendment No. 1 for House Amendment No. 1** be adopted.

Which motion was defeated by the following vote:

AYES: 071

Abel	Adams	Barnitz	Bishop	Bland
Boykins	Bringer	Brooks	Burnett	Campbell
Carnahan	Corcoran	Curls	Darrough	Daus
Davis 122	Donnelly	Dougherty	El-Amin	Fraser
George	Graham	Green	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hoskins
Hubbard	Johnson 61	Johnson 90	Jolly	Jones
Kelly 36	Kratky	Kuessner	LeVota	Liese
Lowe	McKenna	Meiners	Merideth	Muckler
Page	Ransdall	Sager	Salva	Schoemehl
Seigfreid	Selby	Shoemyer	Skaggs	Spreng
Thompson	Villa	Vogt	Walker	Walsh
Walton	Ward	Whorton	Wildberger	Willoughby
Wilson 25	Wilson 42	Witte	Yaeger	Young
Zweifel				

NOES: 082

Angst	Avery	Baker	Bean	Behnen
Bivins	Black	Bough	Brown	Bruns
Byrd	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Davis 19	Deeken	Dempsey
Dethrow	Dusenberg	Emery	Engler	Ervin
Fares	Goodman	Guest	Hobbs	Holand
Icet	Jackson	Jetton	Johnson 47	Kelly 144
King	Kingery	Lager	Lembke	Lipke

Luetkemeyer	Marsh	May	Miller	Moore
Morris	Munzlinger	Myers	Nieves	Parker
Pearce	Phillips	Pratt	Purgason	Quinn
Rector	Richard	Roark	Ruestman	Rupp
Sander	Schaaf	Schlottach	Schneider	Self
Shoemaker	Smith 118	Smith 14	St. Onge	Stefanick
Stevenson	Sutherland	Threlkeld	Townley	Viebrock
Wallace	Wasson	Wilson 119	Wilson 130	Wright
Yates	Madam Speaker			

PRESENT: 000

ABSENT WITH LEAVE: 010

Bearden	Dixon	Hunter	Lawson	Mayer
Portwood	Reinhart	Taylor	Wagner	Wood

Representative Johnson (90) requested a verification of the roll call on the motion to adopt **House Amendment No. 2 to House Substitute Amendment No. 1 for House Amendment No. 1.**

On motion of Representative Pratt, **House Substitute Amendment No. 1 for House Amendment No. 1, as amended**, was adopted.

Representative Abel offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 288, Page 2, Section 163.201, Line 12, by inserting after the number “2” the following:

“The moneys must be used first to replace any funds lost to the district due to legislative action limiting increases in property taxes for those 65 and older. Then any remaining moneys may be distributed to the districts on a per pupil basis.”; and

Further amend said bill, section and line by inserting immediately after the words “the moneys” and immediately before the words “may be used by the district for:” the following: **“remaining”**.

Representative Abel moved that **House Amendment No. 2** be adopted.

Which motion was defeated by the following vote:

AYES: 072

Abel	Adams	Barnitz	Bishop	Bland
Boykins	Bringer	Brooks	Burnett	Campbell
Carnahan	Corcoran	Curls	Darrough	Daus
Davis 122	Donnelly	Dougherty	El-Amin	Fraser
George	Graham	Green	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hoskins
Hubbard	Johnson 61	Johnson 90	Jolly	Jones
Kelly 36	Kratky	Kuessner	Lawson	LeVota
Liese	Lowe	McKenna	Meiners	Merideth
Muckler	Page	Ransdall	Sager	Salva

Seigfreid	Selby	Shoemyer	Skaggs	Spreng
Thompson	Villa	Vogt	Wagner	Walker
Walsh	Walton	Ward	Whorton	Wildberger
Willoughby	Wilson 25	Wilson 42	Witte	Yaeger
Young	Zweifel			

NOES: 086

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Bruns
Byrd	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Deeken	Dempsey	Dethrow
Dixon	Dusenberg	Emery	Engler	Ervin
Fares	Goodman	Guest	Hobbs	Hunter
Iceet	Jackson	Jetton	Johnson 47	Kelly 144
King	Kingery	Lager	Lembke	Lipke
Luetkemeyer	Marsh	May	Mayer	Miller
Moore	Morris	Munzlinger	Myers	Nieves
Parker	Pearce	Phillips	Portwood	Pratt
Quinn	Rector	Richard	Roark	Ruestman
Rupp	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Self	Shoemaker	Smith 118	Smith 14
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Threlkeld	Townley	Viebrock	Wallace	Wasson
Wilson 119	Wilson 130	Wood	Wright	Yates
Madam Speaker				

PRESENT: 000

ABSENT WITH LEAVE: 005

Brown	Davis 19	Holand	Purgason	Reinhart
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Representative Ward offered **House Amendment No. 3**.

Representative Smith (118) raised a point of order that **House Amendment No. 3** is not germane and goes beyond the scope of the bill.

Representative Luetkemeyer requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

Speaker Hanaway resumed the Chair.

Representative Johnson (90) made a privileged motion to postpone the consideration of **HCS HB 288, as amended**, to a certain day, Monday, February 17, 2003.

Which motion was defeated.

Representative Graham offered **House Amendment No. 4**.

Representative Wright raised a point of order that **House Amendment No. 4** amends previously amended material.

The Chair ruled the point of order well taken.

Representative Graham offered **House Amendment No. 5**.

Representative Wright raised a point of order that **House Amendment No. 5** goes beyond the scope and is not germane to the bill.

The Chair ruled the point of order well taken.

Representative Luetkemeyer resumed the Chair.

Speaker Hanaway resumed the Chair.

Representative Sager offered **House Amendment No. 6**.

Representative Wright raised a point of order that **House Amendment No. 6** amends previously amended material.

The Chair ruled the point of order well taken.

Representative Johnson (90) requested a division of the question on **HCS HB 288, as amended**.

The division of the question was denied by the Chair.

On motion of Representative Jetton, **HCS HB 288, as amended**, was adopted.

On motion of Representative Jetton, **HCS HB 288, as amended**, was ordered perfected and printed.

REFERRAL OF HOUSE BILL - APPROPRIATIONS

The following House Bill was referred to the Committee indicated:

HB 14 - Budget

REFERRAL OF HOUSE BILL

The following House Bill was referred to the Committee indicated:

HB 349 - Crime Prevention and Public Safety

COMMITTEE REPORT

Special Committee on Bonding Authority, Chairman Bearden reporting:

Madam Speaker: Your Special Committee on Bonding Authority, to which was referred **HB 401**, begs leave to report it has examined the same and recommends that it **Do Pass**.

ADJOURNMENT

On motion of Representative Baker, the House adjourned until 10:00 a.m., Wednesday, February 12, 2003.

COMMITTEE MEETINGS

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Wednesday, February 12, 2003, 8:00 a.m. Hearing Room 4.

Mark-up. Department of Agriculture, Department of Natural Resources, Department of Conservation.

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Wednesday, February 12, 2003, 2:30 p.m. Hearing Room 4.

Mark-up. Department of Agriculture, Department of Natural Resources, Department of Conservation.

APPROPRIATIONS - EDUCATION

Wednesday, February 12, 2003, 8:00 a.m. Hearing Room 1.

Executive Session: Mark-up

APPROPRIATIONS - EDUCATION

Wednesday, February 12, 2003, 2:30 p.m. Hearing Room 1.

Executive Session: Mark-up

APPROPRIATIONS - GENERAL ADMINISTRATION

Wednesday, February 12, 2003, 2:30 p.m. Hearing Room 7.

General Assembly, Statewide Leasing, Department of Revenue, and possible Mark-up.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Wednesday, February 12, 2003, 8:00 a.m. Hearing Room 3.

Department of Social Services.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Wednesday, February 12, 2003, 2:30 p.m. Hearing Room 3.

Department of Social Services.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Thursday, February 13, 2003, 8:15 a.m. Hearing Room 3.

Department of Social Services.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Thursday, February 13, 2003. Hearing Room 3 upon morning adjournment.

Department of Social Services.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Wednesday, February 12, 2003, 8:00 a.m. Hearing Room 6.

Corrections presentation continued. Begin Mark-up, if time permits.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Wednesday, February 12, 2003, 2:30 p.m. Hearing Room 6.

Corrections presentation continued. Mark-up, if time permits.

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Wednesday, February 12, 2003, 8:00 a.m. Hearing Room 7.

Transportation or Mark-up.

BUDGET

Wednesday, February 12, 2003, 7:30 p.m. Hearing Room 3. AMENDED NOTICE

Possible Executive Session on HB 15.

Public Hearing to be held on: HB 286, HB 303

CONSERVATION AND NATURAL RESOURCES

Wednesday, February 12, 2003, 12:00 noon. Hearing Room 1. AMENDED NOTICE

Executive Session may follow.

Public Hearing to be held on: HB 215, HB 218, HB 226, HJR 7

CORRECTIONS AND STATE INSTITUTIONS

Wednesday, February 12, 2003, 5:00 p.m. Hearing Room 7.

Executive Session may follow.

Public Hearing to be held on: HB 93, HB 278

EDUCATION

Wednesday, February 12, 2003, 5:00 p.m. Hearing Room 3.

Executive Session may follow.

Public Hearing to be held on: HB 51, HB 320, HB 362

HEALTH CARE POLICY

Wednesday, February 12, 2003, 5:00 p.m. Hearing Room 6.

Public Hearing to be held on: HB 59, HB 202, HB 233, HB 269

Executive Session to be held on: HB 112

JOB CREATION AND ECONOMIC DEVELOPMENT

Wednesday, February 12, 2003, 12:00 noon. Hearing Room 6.
Executive Session to be held on: HB 228

JOINT COMMITTEE ON LEGISLATIVE RESEARCH

Thursday, February 13, 2003. Hearing Room 6 upon morning
adjournment of both Chambers.

JUDICIARY

Wednesday, February 12, 2003, 12:00 noon. Hearing Room 5. AMENDED NOTICE
Public Hearing to be held on: HB 253, HB 273

LOCAL GOVERNMENT

Thursday, February 13, 2003, 8:30 a.m. Hearing Room 6. AMENDED NOTICE
Executive Session may follow.
Public Hearing to be held on: HB 267, HB 268, HB 292, HB 294

RETIREMENT

Thursday, February 13, 2003, 8:30 a.m. Hearing Room 7.
Public Hearing to be held on: HB 346

SMALL BUSINESS

Wednesday, February 12, 2003, 12:00 noon. Hearing Room 4.
Public Hearing to be held on: HB 322

TOURISM AND CULTURAL AFFAIRS

Thursday, February 13, 2003, 9:00 a.m. House Lounge.
Joint meeting with Senate Economic Development,
Tourism and Local Government Committee.

TRANSPORTATION AND MOTOR VEHICLES

Wednesday, February 12, 2003, 12:00 noon. Hearing Room 7.
Possible Executive Session on HB 75, HB 96, HB 160, HB 187, HB 265.
Public Hearing to be held on: HB 162, HB 170, HB 251, HB 283, HB 284

WORKFORCE DEVELOPMENT AND WORKPLACE SAFETY

Wednesday, February 12, 2003, 12:00 noon. Hearing Room 3.
Executive Session to be held on: HB 321

HOUSE CALENDAR

TWENTIETH DAY, WEDNESDAY, FEBRUARY 12, 2003

HOUSE BILLS FOR SECOND READING

HB 437 through HB 450

HOUSE BILLS FOR PERFECTION

HCS HB 122 & 80 - Johnson (47)

HB 401 - Pratt

HOUSE BILL FOR PERFECTION - FEDERAL MANDATE

HB 74 - St. Onge

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

TWENTIETH DAY, WEDNESDAY, FEBRUARY 12, 2003

Speaker Hanaway in the Chair.

Prayer by Reverend James Earl Jackson.

Heavenly Father, our Shelter and Strength, it is written, "I will instruct you in the way which you should go, I will counsel you", even so instruct and counsel us in the way we should go throughout this day.

We receive our provision of wisdom and ability for this day and openly acknowledge our desire and express our request that You overflow our lives with Your understanding that we might come to favored solutions.

As always, we pray for our families that You may watch between us and them while we are absent from one another. May they prosper in all they do.

Now, may the grace of our Lord, and the love of God be with us all.

In the name of Your Son we pray. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Samantha Hill, Tabitha Hill, Clayton Hill, Jackson Hill, Tony Blankenship, Lindsey Hoerath, Brenna Kretzer, Josh Bird, Drielle Cole and Krystal White.

The Journal of the nineteenth day was approved as corrected by the following vote:

AYES: 156

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brooks	Brown	Bruns	Burnett
Byrd	Campbell	Carnahan	Cooper 120	Cooper 155
Corcoran	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	Ice	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly 36	King	Kingery	Kratky

Kuessner	Lager	Lembke	LeVota	Liese
Lipke	Lowe	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Merideth	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Quinn	Ransdall	Rector
Richard	Roark	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Selby	Self	Shoemaker	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Walker	Wallace	Walsh	Walton	Ward
Wasson	Whorton	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 007

Crawford	Kelly 144	Lawson	Purgason	Reinhart
Ruestman	Wagner			

HOUSE CONCURRENT RESOLUTION

Representative Bivins, et al, offered House Concurrent Resolution No. 16.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 332

through

House Resolution No. 334 - Representative Crowell

House Resolution No. 335

through

House Resolution No. 337 - Representative Lipke

House Resolution No. 338 - Representative Myers

House Resolution No. 339 - Representative Schaaf

House Resolution No. 340 - Representative Byrd

House Resolution No. 341

through

House Resolution No. 354 - Representative Hobbs

House Resolution No. 355 - Representatives Richard and Jackson

House Resolution No. 356

and

House Resolution No. 357 - Representative Parker

House Resolution No. 358 - Representatives Walsh and Vogt

House Resolution No. 359 - Representative Bringer
House Resolution No. 360 - Representative Schoemehl

INTRODUCTION OF HOUSE CONCURRENT RESOLUTION

The following House Concurrent Resolution was read the first time and copies ordered printed:

HCR 15, introduced by Representative Behnen, et al, relating to the designation of March 6th as Lymphedema D-Day in Missouri.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 451, introduced by Representatives Byrd, Jetton, Crowell, Moore, Munzlinger and Schaaf, et al, relating to the state employees' protection act.

HB 452, introduced by Representative Portwood, relating to architects.

HB 453, introduced by Representative Myers, relating to employment security.

HB 454, introduced by Representative Smith (118), relating to office space for public defenders.

HB 455, introduced by Representatives Thompson, Johnson (61), Bland, Hoskins, El-Amin, Selby, Hanaway and Hubbard, et al, relating to health insurance.

HB 456, introduced by Representatives Haywood, Jones, Davis (122), Hampton, Johnson (90), Villa and Bland, et al, relating to transportation department employees' and highway patrol retirement system.

HB 457, introduced by Representatives Shoemyer (9) and Whorton, et al, relating to the seed availability and competition act.

HB 458, introduced by Representative Riback Wilson (25), relating solely to the creation of an earned income tax credit.

SECOND READING OF HOUSE BILLS

HB 437 through **HB 450** were read the second time.

PERFECTION OF HOUSE BILL

HCS HBs 122 & 80, relating to the mass transportation system sales tax, was taken up by Representative Johnson (47).

Speaker Pro Tem Jetton assumed the Chair.

On motion of Representative Johnson (47), **HCS HBs 122 & 80** was adopted.

On motion of Representative Johnson (47), **HCS HBs 122 & 80** was ordered perfected and printed.

PERFECTION OF HOUSE BILL - FEDERAL MANDATE

HB 74, relating to unemployment for Indian tribes, was taken up by Representative St. Onge.

On motion of Representative St. Onge, **HB 74** was ordered perfected and printed.

Speaker Hanaway resumed the Chair.

PERFECTION OF HOUSE BILL

Representative Crowell moved that Rule 39(a) be suspended in order for the House to take up and perfect **HB 401**.

Which motion was adopted by the following vote:

AYES: 159

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brooks	Brown	Bruns	Burnett
Byrd	Campbell	Carnahan	Cooper 120	Cooper 155
Corcoran	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Darrough	Daus	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Engler
Ervin	Fares	Fraser	George	Goodman
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	Icet	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly 144	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Merideth
Miller	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Walker	Wallace

Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Young	Zweifel	Madam Speaker	

NOES: 001

Graham

PRESENT: 000

ABSENT WITH LEAVE: 003

Lawson	Reinhart	Wagner
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HB 401, relating to tobacco securitization, was taken up by Representative Pratt.

Representative Campbell offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 401, Page 3, Section 8.550, Line 65, by deleting the words “one hundred [seventy-five]” and inserting in lieu thereof the words “[one hundred seventy-five] **two hundred sixty-three**”; and

Further amend said bill, Page 3, Section 8.550, Line 67, by deleting the words “three hundred” and inserting in lieu thereof the words “**one hundred thirty-seven**”.

Representative Campbell moved that **House Amendment No. 1** be adopted.

Which motion was defeated by the following vote:

AYES: 069

Abel	Adams	Barnitz	Bishop	Bland
Boykins	Bringer	Brooks	Burnett	Campbell
Carnahan	Corcoran	Curls	Darrough	Daus
Davis 122	Donnelly	Dougherty	El-Amin	Fraser
George	Graham	Green	Hampton	Harris 110
Harris 23	Haywood	Henke	Hoskins	Hubbard
Johnson 61	Johnson 90	Jolly	Jones	Kelly 36
Kratky	Kuessner	LeVota	Liese	Lowe
McKenna	Meiners	Merideth	Muckler	Page
Ransdall	Sager	Salva	Schoemehl	Seigfreid
Selby	Shoemyer	Skaggs	Spreng	Thompson
Villa	Vogt	Walker	Walsh	Walton
Ward	Wildberger	Willoughby	Wilson 25	Wilson 42
Witte	Yaeger	Young	Zweifel	

NOES: 090

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery

Engler	Ervin	Fares	Goodman	Guest
Hobbs	Holand	Hunter	Ice	Jackson
Jetton	Johnson 47	Kelly 144	King	Kingery
Lager	Lembke	Lipke	Luetkemeyer	Marsh
May	Mayer	Miller	Moore	Morris
Munzlinger	Myers	Nieves	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Rector	Richard	Roark	Ruestman	Rupp
Sander	Schaaf	Schlottach	Schneider	Self
Shoemaker	Smith 118	Smith 14	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Threlkeld	Townley
Viebrock	Wallace	Wasson	Whorton	Wilson 119
Wilson 130	Wood	Wright	Yates	Madam Speaker

PRESENT: 000

ABSENT WITH LEAVE: 004

Hilgemann	Lawson	Reinhart	Wagner
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Representative Abel offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Bill No. 401, Page 3, Section 8.550, Line 67, by deleting the word “three” and inserting in lieu thereof the word “**one**”.

Representative Abel moved that **House Amendment No. 2** be adopted.

Which motion was defeated by the following vote:

AYES: 071

Abel	Adams	Barnitz	Bishop	Bland
Boykins	Bringer	Brooks	Burnett	Campbell
Carnahan	Corcoran	Curls	Darrough	Daus
Davis 122	Donnelly	Dougherty	El-Amin	Fraser
George	Graham	Green	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hoskins
Hubbard	Johnson 61	Johnson 90	Jolly	Jones
Kelly 36	Kratky	Kuessner	LeVota	Liese
Lowe	McKenna	Meiners	Merideth	Muckler
Page	Ransdall	Sager	Salva	Schoemehl
Seigfreid	Selby	Shoemyer	Skaggs	Spreng
Thompson	Villa	Vogt	Walker	Walsh
Walton	Ward	Whorton	Wildberger	Willoughby
Wilson 25	Wilson 42	Witte	Yaeger	Young
Zweifel				

NOES: 089

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery

Engler	Ervin	Fares	Goodman	Guest
Hobbs	Holand	Hunter	Icet	Jackson
Jetton	Johnson 47	Kelly 144	King	Kingery
Lager	Lembke	Lipke	Luetkemeyer	Marsh
May	Mayer	Miller	Moore	Morris
Munzlinger	Myers	Nieves	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Rector	Richard	Roark	Ruestman	Rupp
Sander	Schaaf	Schlottach	Schneider	Self
Shoemaker	Smith 118	Smith 14	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Threlkeld	Townley
Viebrock	Wallace	Wasson	Wilson 119	Wilson 130
Wood	Wright	Yates	Madam Speaker	

PRESENT: 000

ABSENT WITH LEAVE: 003

Lawson	Reinhart	Wagner
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Representative Crowell moved the previous question.

Which motion was adopted by the following vote:

AYES: 089

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Guest
Hobbs	Holand	Hunter	Icet	Jackson
Jetton	Johnson 47	Kelly 144	King	Kingery
Lager	Lembke	Lipke	Luetkemeyer	Marsh
May	Mayer	Miller	Moore	Morris
Munzlinger	Myers	Nieves	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Rector	Richard	Roark	Ruestman	Rupp
Sander	Schaaf	Schlottach	Schneider	Self
Shoemaker	Smith 118	Smith 14	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Threlkeld	Townley
Viebrock	Wallace	Wasson	Wilson 119	Wilson 130
Wood	Wright	Yates	Madam Speaker	

NOES: 071

Abel	Adams	Barnitz	Bishop	Bland
Boykins	Bringer	Brooks	Burnett	Campbell
Carnahan	Corcoran	Curls	Darrough	Daus
Davis 122	Donnelly	Dougherty	El-Amin	Fraser
George	Graham	Green	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hoskins
Hubbard	Johnson 61	Johnson 90	Jolly	Jones
Kelly 36	Kratky	Kuessner	LeVota	Liese
Lowe	McKenna	Meiners	Merideth	Muckler
Page	Ransdall	Sager	Salva	Schoemehl

Seigfreid	Selby	Shoemyer	Skaggs	Spreng
Thompson	Villa	Vogt	Walker	Walsh
Walton	Ward	Whorton	Wildberger	Willoughby
Wilson 25	Wilson 42	Witte	Yaeger	Young
Zweifel				

PRESENT: 000

ABSENT WITH LEAVE: 003

Lawson	Reinhart	Wagner
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On motion of Representative Pratt, **HB 401** was ordered perfected and printed by the following vote:

AYES: 088

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Guest
Hobbs	Holand	Hunter	Ice	Jackson
Jetton	Johnson 47	Kelly 144	King	Kingery
Lager	Lembke	LeVota	Lipke	Luetkemeyer
Marsh	May	Mayer	Miller	Moore
Morris	Munzlinger	Myers	Nieves	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Rector	Richard	Ruestman	Rupp
Sander	Schaaf	Schlottach	Schneider	Self
Shoemaker	Smith 118	Smith 14	St. Onge	Stefanick
Sutherland	Taylor	Threlkeld	Viebrock	Wallace
Wasson	Wilson 119	Wilson 130	Wood	Wright
Yates	Young	Madam Speaker		

NOES: 072

Abel	Adams	Barnitz	Bishop	Bland
Boykins	Bringer	Brooks	Burnett	Campbell
Carnahan	Corcoran	Curls	Darrough	Daus
Davis 122	Donnelly	Dougherty	El-Amin	Fraser
George	Graham	Green	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hoskins
Hubbard	Johnson 61	Johnson 90	Jolly	Jones
Kelly 36	Kratky	Kuessner	Liese	Lowe
McKenna	Meiners	Merideth	Muckler	Page
Ransdall	Roark	Sager	Salva	Schoemehl
Seigfreid	Selby	Shoemyer	Skaggs	Spreng
Stevenson	Thompson	Townley	Villa	Vogt
Walker	Walsh	Walton	Ward	Whorton
Wildberger	Willoughby	Wilson 25	Wilson 42	Witte
Yaeger	Zweifel			

PRESENT: 000

ABSENT WITH LEAVE: 003

Lawson

Reinhart

Wagner

REFERRAL OF HOUSE BILL

The following House Bill was referred to the Committee indicated:

HCS HB 288 - Budget (Fiscal Note)

COMMITTEE REPORTS

Committee on Education, Chairman Cunningham (86) reporting:

Madam Speaker: Your Committee on Education, to which was referred **HB 132, HB 173, HB 117** and **HB 48**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Committee on Financial Services, Chairman Luetkemeyer reporting:

Madam Speaker: Your Committee on Financial Services, to which was referred **HB 73**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Committee on Job Creation and Economic Development, Chairman Dempsey reporting:

Madam Speaker: Your Committee on Job Creation and Economic Development, to which was referred **HB 228**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Committee on Tax Policy, Chairman Cooper reporting:

Madam Speaker: Your Committee on Tax Policy, to which was referred **HB 263**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Committee on Workforce Development and Workplace Safety, Chairman Hunter reporting:

Madam Speaker: Your Committee on Workforce Development and Workplace Safety, to which was referred **HB 321**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

The following member's presence was noted: Wagner.

ADJOURNMENT

On motion of Representative Crowell, the House adjourned until 10:00 a.m., Thursday, February 13, 2003.

CORRECTIONS TO THE HOUSE JOURNAL

I, State Representative Schoemehl, District 100, hereby state and affirm that my vote as recorded on page 313 of the House Journal for February 11, 2003 showing that I voted no was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted yes. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 12th day of February 2003.

/s/ Sue Schoemehl
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 12 day of February in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Brown, District 30, hereby state and affirm that my vote as recorded on page 313 of the House Journal for February 11, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted no. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 12th day of February 2003.

/s/ Jason Brown
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this February 12 day of February in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

APPROPRIATIONS - GENERAL ADMINISTRATION

Thursday, February 13, 2003. Hearing Room 7 upon morning adjournment.
Mark-up: Public Debt, Department of Revenue, Office of Administration,
Elected Officials, Judiciary, Public Defender, etc.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Thursday, February 13, 2003, 8:15 a.m. Hearing Room 3.
Department of Social Services.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Thursday, February 13, 2003. Hearing Room 3 upon morning adjournment.
Department of Social Services.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Monday, February 17, 2003, 9:00 a.m. Hearing Room 3.
Mark-up. Department of Health and Senior Services.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Tuesday, February 18, 2003, 8:00 a.m. Hearing Room 3.
Mark-up. Department of Mental Health.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Tuesday, February 18, 2003, 2:30 p.m. Hearing Room 3.
Mark-up. Department of Mental Health.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Wednesday, February 19, 2003, 8:00 a.m. Hearing Room 3.
Public testimony. Department of Social Services.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Wednesday, February 19, 2003, 2:30 p.m. Hearing Room 3.
Public testimony. Department of Social Services.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Monday, February 17, 2003, 12:00 noon. Hearing Room 6.
Mark-up. Public Safety and Corrections.

JOINT COMMITTEE ON LEGISLATIVE RESEARCH

Thursday, February 13, 2003. Hearing Room 6 upon morning adjournment of
both Chambers.

LOCAL GOVERNMENT

Thursday, February 13, 2003, 8:30 a.m. Hearing Room 6. AMENDED NOTICE

Executive Session may follow.

Public Hearing to be held on: HB 267, HB 268, HB 292, HB 294

RETIREMENT

Thursday, February 13, 2003, 8:30 a.m. Hearing Room 7.

Public Hearing to be held on: HB 346

TOURISM AND CULTURAL AFFAIRS

Thursday, February 13, 2003, 9:00 a.m. House Lounge.

Joint meeting with Senate Economic Development,

Tourism and Local Government Committee.

HOUSE CALENDAR

TWENTY-FIRST DAY, THURSDAY, FEBRUARY 13, 2003

HOUSE CONCURRENT RESOLUTION FOR SECOND READING

HCR 15

HOUSE BILLS FOR SECOND READING

HB 451 through HB 458

HOUSE BILLS FOR PERFECTION

HCS HB 73 - Luetkemeyer

HCS HB 228 - Pearce

HOUSE BILLS FOR THIRD READING

HCS HB 122 & 80 - Johnson (47)

HCS HB 288 - Jetton (Budget 2-12-03)

HB 401, E.C. - Pratt

HOUSE BILL FOR THIRD READING - FEDERAL MANDATE

HB 74, E.C. - St. Onge

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

TWENTY-FIRST DAY, THURSDAY, FEBRUARY 13, 2003

Speaker Hanaway in the Chair.

Prayer by Father David Buescher.

God, sometimes we seem to wait in vain for Your strength and love. At those times, perhaps You challenge us to fall back on our own giftedness and talents, to work together more closely, more compassionately, that we might come to know our own strength and our own capacity to care. Those are the gifts You have planted deep in our hearts and souls anyway.

So as this House comes to order, may these women and men come to know again their God-given capacities and use them today to make Missouri even better. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Rachel Proffitt, Brad Steinke, Ian Kreher and Hannah Thomas.

The Journal of the twentieth day was approved as printed by the following vote:

AYES: 150

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bivins
Bland	Bough	Bringer	Brooks	Brown
Bruns	Burnett	Campbell	Carnahan	Cooper 120
Cooper 155	Corcoran	Crawford	Crowell	Cunningham 145
Cunningham 86	Curls	Darrough	Daus	Davis 122
Davis 19	Deeken	Dempsey	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Engler	Ervin	Fares	Fraser	George
Graham	Green	Guest	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hobbs
Hoskins	Hubbard	Ice	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lembke	LeVota	Liese
Lipke	Lowe	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Merideth	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Phillips	Portwood
Pratt	Quinn	Ransdall	Rector	Richard
Roark	Ruestman	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Selby	Self	Shoemyer	Skaggs

Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 013

Bishop	Black	Boykins	Byrd	Goodman
Holand	Hunter	Lawson	Pearce	Purgason
Reinhart	Shoemaker	Smith 118		

HOUSE CONCURRENT RESOLUTION

Representative LeVota, et al, offered House Concurrent Resolution No. 17.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 361

and

House Resolution No. 362 - Representative Crawford

House Resolution No. 363

and

House Resolution No. 364 - Representative Stefanick

House Resolution No. 365 - Representatives Selby and Jackson

House Resolution No. 366 - Representative Guest

House Resolution No. 367 - Representative Wilson (119)

House Resolution No. 368

through

House Resolution No. 385 - Representative Hobbs

INTRODUCTION OF HOUSE CONCURRENT RESOLUTION

The following House Concurrent Resolution was read the first time and copies ordered printed:

HCR 18, introduced by Representatives Townley and Riback Wilson (25), approves the Curators of the University of Missouri to enter into a ground lease for the purpose of construction of a hotel/convention center complex on real estate located in the City of Columbia.

INTRODUCTION OF HOUSE JOINT RESOLUTION

The following House Joint Resolution was read the first time and copies ordered printed:

HJR 15, introduced by Representatives Davis (19), Schneider, Dempsey, Stevenson, Parker, Rupp and Sander, et al, relating to taxation of tangible personal property.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 459, introduced by Representatives Bean, Campbell, Holand, Johnson (61), Riback Wilson (25) and Donnelly, et al, relating to a children's mental health service system.

HB 460, introduced by Representatives Pearce, Harris (23), Threlkeld, Schaaf, Portwood, Page, Cooper (155) and Stefanick, et al, relating to physician contractual relationships.

HB 461, introduced by Representatives St. Onge, Shoemaker (8), Johnson (47) and Deeken, et al, relating to contract disputes involving the department of transportation.

HB 462, introduced by Representatives Bruns and Luetkemeyer, et al, relating to the compensation of certain county treasurers.

HB 463, introduced by Representatives King, Viebrock and Cooper (120), et al, relating to state emblems.

HB 464, introduced by Representatives King, Munzlinger, Viebrock, Myers and Dixon, et al, relating to loan guarantees.

HB 465, introduced by Representatives Hanaway, Crowell, Schaaf, Dempsey, Bearden, Cooper (155), Icet, Riback Wilson (25), Jetton, Cunningham (86), Abel, Merideth, Campbell, Lowe, Ransdall, Wilson (42), Page, Curls, Sanders Brooks and Jolly, et al, relating to the joint committee on the life sciences.

HB 466, introduced by Representatives Dusenberg, Avery, Riback Wilson (25), Sutherland, Threlkeld, Yates, Schaaf and Cooper (155), et al, relating to child safety restraints.

HB 467, introduced by Representatives Burnett, Johnson (90), Young, Walsh, Carnahan, Muckler and Bland, et al, relating to workers' compensation benefits.

HB 468, introduced by Representatives Byrd, Hanaway, Wright, Pratt, Jetton, Ruestman and Yates, et al, relating to the right to civil action for unlawful discriminatory practices.

HB 469, introduced by Representatives Smith (118), Hunter, Quinn, Sutherland and Schlottach, et al, relating to the power of original assessment of the State Tax Commission.

HB 470, introduced by Representatives Mayer, Parker, Bivins, Lembke, Wallace, Stevenson, Lipke and Jolly, et al, relating to the sale of products containing methamphetamine.

HB 471, introduced by Representatives Jackson, Portwood, Cunningham (86), Bivins, Smith (14), Lembke, Icet, Hanaway, Salva, Avery and Stefanick, et al, relating to police officer residency requirements.

HB 472, introduced by Representative Johnson (47), relating to boards of directors in community improvement districts.

HB 473, introduced by Representatives Seigfreid, Bruns, Lowe, Campbell, Ward, Shoemyer (9), Deeken and Moore, et al, relating to the health plan for state employees.

HB 474, introduced by Representatives Bivins, Villa, Lembke, Icet, Yaeger, Jackson, Schoemehl and Avery, et al, relating to water pollution bonds.

HB 475, introduced by Representatives Yates, Hunter, Schneider, Goodman, Bearden, Jetton, Byrd and Smith (118), et al, relating to employees.

HB 476, introduced by Representatives Dempsey, Smith (14), Zweifel and Spreng, relating to regulation of aviation noise.

HB 477, introduced by Representatives Moore, Wildberger, Adams, Engler, Sander, Hubbard, Lembke, Johnson (61), Hunter, Quinn, Shoemaker (8), Icet, Bruns, Guest, Portwood and Dixon, et al, relating to disease testing of incarcerated offenders.

HB 478, introduced by Representatives Moore, Seigfreid and Cooper (155), et al, relating to special license plates.

HB 479, introduced by Representative Byrd, relating to the Missouri corporate governance act.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 15 was read the second time.

SECOND READING OF HOUSE BILLS

HB 451 through **HB 458** were read the second time.

THIRD READING OF HOUSE BILL

HB 401, relating to tobacco securitization, was taken up by Representative Pratt.

Representative Pratt, having voted on the prevailing side, moved that the vote by which **HB 401** was perfected and printed, be reconsidered.

Which motion was adopted by the following vote:

AYES: 153

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Darrough
Daus	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Henke
Hilgemann	Hobbs	Hoskins	Hunter	Iceet
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Kelly 144	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Selby	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Wagner	Walker	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Witte	Wood	Wright	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 006

Curls	Haywood	Hubbard	Jones	Merideth
Wilson 42				

PRESENT: 000

ABSENT WITH LEAVE: 004

Bishop	Holand	Lawson	Reinhart
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Speaker Pro Tem Jetton assumed the Chair.

Representative Pratt offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Bill No. 401, Section 8.550, Page 3, Line 65, by inserting after the word “[seventy-five]” the word “**fifty**”; and

Further amend said bill, Section 8.570, Page 3, Line 5, by inserting before the word “proceeds” the word “**net**”.

Speaker Hanaway resumed the Chair.

On motion of Representative Pratt, **House Amendment No. 3** was adopted by the following vote:

AYES: 123

Angst	Avery	Baker	Barnitz	Bean
Bearden	Behnen	Bivins	Black	Bough
Bringer	Brown	Bruns	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Darrough	Daus
Davis 122	Deeken	Dempsey	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	Emery	Engler
Ervin	Fares	Fraser	Goodman	Green
Guest	Hampton	Harris 110	Harris 23	Hilgemann
Hobbs	Holand	Hunter	Ice	Jackson
Jetton	Johnson 47	Jolly	Kelly 144	Kelly 36
King	Kingery	Kuessner	Lager	Lembke
LeVota	Liese	Lipke	Lowe	Luetkemeyer
Marsh	May	Mayer	Meiners	Merideth
Miller	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Richard	Ruestman	Rupp	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Sutherland
Taylor	Threlkeld	Townley	Viebrock	Villa
Wallace	Ward	Wasson	Willoughby	Wilson 119
Wilson 130	Witte	Wood	Wright	Yates
Young	Zweifel	Madam Speaker		

NOES: 037

Abel	Adams	Bland	Boykins	Brooks
Burnett	Curls	Davis 19	El-Amin	George
Graham	Haywood	Henke	Hoskins	Hubbard
Johnson 61	Johnson 90	Jones	Kratky	McKenna
Page	Roark	Sager	Salva	Selby
Stevenson	Thompson	Vogt	Wagner	Walker
Walsh	Walton	Whorton	Wildberger	Wilson 25
Wilson 42	Yaeger			

PRESENT: 000

ABSENT WITH LEAVE: 003

Bishop	Lawson	Reinhart
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On motion of Representative Pratt, **HB 401, as amended**, was ordered perfected and printed by the following vote:

AYES: 128

Angst	Avery	Baker	Barnitz	Bean
Bearden	Behnen	Bivins	Black	Bough
Bringer	Brown	Bruns	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Darrough	Daus
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	Emery
Engler	Ervin	Fares	Fraser	Green
Guest	Hampton	Harris 110	Harris 23	Hilgemann
Hobbs	Holand	Hubbard	Hunter	Ice
Jackson	Jetton	Johnson 47	Jolly	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lembke	LeVota	Liese	Lipke
Lowe	Luetkemeyer	Marsh	May	Mayer
Meiners	Miller	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Richard	Ruestman
Rupp	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Self	Shoemaker	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Sutherland	Taylor	Threlkeld	Viebrock
Villa	Vogt	Walker	Wallace	Ward
Wasson	Wildberger	Willoughby	Wilson 119	Wilson 130
Witte	Wood	Wright	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 031

Abel	Adams	Bland	Boykins	Brooks
Burnett	Curl	El-Amin	George	Graham
Haywood	Henke	Hoskins	Johnson 61	Johnson 90
Jones	McKenna	Merideth	Roark	Sager
Salva	Selby	Stevenson	Thompson	Townley
Wagner	Walsh	Walton	Whorton	Wilson 25
Wilson 42				

PRESENT: 000

ABSENT WITH LEAVE: 004

Bishop	Goodman	Lawson	Reinhart
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HCS HBs 122 & 80, relating to mass transportation system sales tax, was taken up by Representative Johnson (47).

On motion of Representative Johnson (47), **HCS HBs 122 & 80** was read the third time and passed by the following vote:

AYES: 140

Abel	Adams	Angst	Avery	Baker
Barnitz	Bearden	Behnen	Bivins	Black
Bland	Boykins	Bringer	Brooks	Brown

Bruns	Burnett	Byrd	Campbell	Carnahan
Cooper 155	Corcoran	Crawford	Crowell	Cunningham 145
Cunningham 86	Curls	Darrough	Daus	Davis 122
Deeken	Dempsey	Dethrow	Donnelly	Dougherty
Dusenberg	El-Amin	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Holand	Hoskins	Hubbard
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	LeVota	Liese
Lipke	Lowe	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Merideth	Miller
Moore	Morris	Muckler	Myers	Page
Parker	Pearce	Portwood	Pratt	Quinn
Ransdall	Richard	Roark	Ruestman	Sager
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Self	Shoemyer
Skaggs	Smith 118	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Wagner
Walker	Wallace	Walsh	Walton	Ward
Wasson	Whorton	Wildberger	Willoughby	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 016

Bough	Cooper 120	Davis 19	Dixon	Emery
Hobbs	Hunter	Icet	Kelly 144	Munzlinger
Phillips	Purgason	Rector	Rupp	Shoemaker
Wilson 119				

PRESENT: 002

Lembke	Smith 14
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ABSENT WITH LEAVE: 005

Bean	Bishop	Lawson	Nieves	Reinhart
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Speaker Hanaway declared the bill passed.

THIRD READING OF HOUSE BILL - FEDERAL MANDATE

HB 74, relating to unemployment for Indian tribes, was taken up by Representative St. Onge.

On motion of Representative St. Onge, **HB 74** was read the third time and passed by the following vote:

AYES: 155

Abel	Adams	Angst	Avery	Barnitz
Bean	Bearden	Behnen	Bivins	Black
Bland	Bough	Boykins	Bringer	Brown

Bruns	Burnett	Byrd	Campbell	Carnahan
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Davis 122
Davis 19	Deeken	Dempsey	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Engler	Ervin	Fares	Fraser	George
Goodman	Graham	Green	Guest	Hampton
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lembke	LeVota	Liese	Lipke	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Merideth	Miller	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Richard
Roark	Ruestman	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Wagner
Walker	Wallace	Walsh	Walton	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 004

Brooks	Daus	Selby	Ward
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PRESENT: 000

ABSENT WITH LEAVE: 004

Baker	Bishop	Lawson	Reinhart
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Speaker Hanaway declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 156

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard

Hunter	Icet	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lembke	LeVota	Liese	Lipke
Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Merideth	Miller	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Richard
Roark	Ruestman	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Wagner
Walker	Wallace	Walsh	Walton	Ward
Wasson	Whorton	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 002

Daus Selby

PRESENT: 000

ABSENT WITH LEAVE: 005

Bishop Carnahan Lawson Page Reinhart

Speaker Pro Tem Jetton resumed the Chair.

Speaker Hanaway resumed the Chair.

THIRD READING OF HOUSE BILL**HB 401**, relating to tobacco settlement securitization, was taken up by Representative Pratt.

On motion of Representative Pratt, **HB 401** was read the third time and passed by the following vote:

AYES: 123

Angst	Avery	Baker	Barnitz	Bean
Bearden	Behnen	Bivins	Black	Bough
Bringer	Brown	Bruns	Byrd	Campbell
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Darrough	Daus	Davis 122
Davis 19	Deeken	Dempsey	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	Emery	Engler
Ervin	Fares	Fraser	Goodman	Green
Guest	Hampton	Harris 110	Harris 23	Hilgemann
Hobbs	Holand	Hunter	Icet	Jackson
Jetton	Johnson 47	Jolly	Kelly 144	Kelly 36

King	Kingery	Kratky	Kuessner	Lager
Lembke	LeVota	Lipke	Lowe	Luetkemeyer
Marsh	May	Mayer	Meiners	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Richard	Ruestman	Rupp	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Sutherland
Taylor	Threlkeld	Viebrock	Villa	Vogt
Wallace	Ward	Wasson	Willoughby	Wilson 119
Wilson 130	Witte	Wood	Wright	Yates
Young	Zweifel	Madam Speaker		

NOES: 036

Abel	Adams	Bland	Boykins	Brooks
Burnett	Carnahan	Curls	El-Amin	George
Graham	Haywood	Henke	Hoskins	Hubbard
Johnson 61	Johnson 90	Jones	Liese	McKenna
Merideth	Roark	Sager	Salva	Selby
Thompson	Townley	Wagner	Walker	Walsh
Walton	Whorton	Wildberger	Wilson 25	Wilson 42
Yaeger				

PRESENT: 001

Stevenson

ABSENT WITH LEAVE: 003

Bishop	Lawson	Reinhart
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Speaker Hanaway declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 128

Abel	Angst	Avery	Baker	Bean
Bearden	Behnen	Bivins	Black	Bough
Bringer	Brown	Bruns	Byrd	Campbell
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Darrough	Daus	Davis 122
Davis 19	Deeken	Dempsey	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	Emery	Engler
Ervin	Fares	Fraser	George	Goodman
Green	Guest	Hampton	Harris 110	Harris 23
Hilgemann	Hobbs	Holand	Hunter	Ice
Jackson	Jetton	Johnson 47	Jolly	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lembke	LeVota	Lipke	Lowe
Luetkemeyer	Marsh	May	Mayer	Meiners
Miller	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn

Ransdall	Rector	Richard	Ruestman	Rupp
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Threlkeld	Townley
Viebrock	Villa	Vogt	Walker	Wallace
Ward	Wasson	Wildberger	Willoughby	Wilson 119
Wilson 130	Witte	Wood	Wright	Yates
Young	Zweifel	Madam Speaker		

NOES: 032

Adams	Barnitz	Bland	Boykins	Brooks
Burnett	Carnahan	Curls	El-Amin	Graham
Haywood	Henke	Hoskins	Hubbard	Johnson 61
Johnson 90	Jones	Liese	McKenna	Merideth
Roark	Sager	Salva	Selby	Thompson
Wagner	Walsh	Walton	Whorton	Wilson 25
Wilson 42	Yaeger			

PRESENT: 000

ABSENT WITH LEAVE: 003

Bishop	Lawson	Reinhart
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REFERRAL OF HOUSE RESOLUTIONS

The following House Resolutions were referred to the Committee indicated:

HR 222 - Rules
HR 238 - Rules
HR 307 - Rules
HR 308 - Rules

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were referred to the Committee indicated:

HJR 11 - Judiciary
HJR 14 - Elections

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 94 - Senior Security
HB 343 - Education
HB 349 - Crime Prevention and Public Safety
HB 351 - Local Government
HB 352 - Agriculture

HB 353 - Financial Services
HB 355 - Conservation and Natural Resources
HB 358 - Professional Registration and Licensing
HB 402 - Education
HB 403 - Communications, Energy and Technology
HB 404 - Communications, Energy and Technology
HB 407 - Corrections and State Institutions
HB 408 - Children and Families
HB 409 - Job Creation and Economic Development
HB 410 - Health Care Policy
HB 412 - Elections
HB 413 - Crime Prevention and Public Safety
HB 414 - Workforce Development and Workplace Safety
HB 415 - Professional Registration and Licensing
HB 416 - Local Government
HB 417 - Crime Prevention and Public Safety
HB 421 - Tax Policy
HB 422 - Tax Policy
HB 423 - Education
HB 424 - Tax Policy
HB 425 - Professional Registration and Licensing
HB 426 - Communication, Energy and Technology
HB 427 - Judiciary
HB 428 - Local Government
HB 430 - Judiciary
HB 431 - Retirement
HB 432 - Health Care Policy
HB 433 - Transportation and Motor Vehicles
HB 434 - Local Government
HB 435 - Transportation and Motor Vehicles
HB 437 - Financial Services
HB 439 - Conservation and Natural Resources
HB 440 - Professional Registration and Licensing
HB 442 - Conservation and Natural Resources
HB 443 - Transportation and Motor Vehicles
HB 444 - Tax Policy
HB 445 - Children and Families
HB 446 - Elections
HB 447 - Conservation and Natural Resources
HB 448 - Workforce Development and Workplace Safety
HB 449 - Education
HB 450 - Professional Registration and Licensing

COMMITTEE REPORTS

Committee on Budget, Chairman Bearden reporting:

Madam Speaker: Your Committee on Budget, to which was referred **HB 15**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Committee on Financial Services, Chairman Luetkemeyer reporting:

Madam Speaker: Your Committee on Financial Services, to which was referred **HB 193**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Madam Speaker: Your Committee on Financial Services, to which was referred **HB 221**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Committee on Judiciary, Chairman Byrd reporting:

Madam Speaker: Your Committee on Judiciary, to which was referred **HB 254**, begs leave to report it has examined the same and recommends that it **Do Pass**.

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 15**, entitled:

An act to repeal section 21.183, RSMo, relating to the general assembly, and to enact in lieu thereof three new sections relating to the same subject.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 30**, entitled:

An act to amend chapter 210, RSMo, by adding thereto two new sections relating to missing persons.

In which the concurrence of the House is respectfully requested.

COMMUNICATION

February 12, 2003

Mr. Steve Davis, Chief Clerk
Missouri House of Representatives
State Capitol Building
Jefferson City, MO 65101

Dear Steve:

Pursuant to chapter 105.461 RSMo this letter is an official report that my father, Keith M. Sutherland, serves as a Circuit Court Judge of the 12th District.

In order for me to comply with Chapter 105.461, please publish this report in the Journal of the House.

Sincerely,

/s/ Mike Sutherland

ADJOURNMENT

On motion of Representative Crowell, the House adjourned until 4:00 p.m., Monday, February 17, 2003.

COMMITTEE MEETINGS

ADMINISTRATION AND ACCOUNTS

Thursday, February 20, 2003, 8:30 a.m. Hearing Room 1.
Agenda to follow.

AGRICULTURE

Tuesday, February 18, 2003, 12:00 p.m. Hearing Room 1.
Possible Executive Session.
Public Hearing to be held on: HB 130

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Monday, February 17, 2003, 12:00 p.m. Hearing Room 4.
Mark-up. Departments of Agriculture, Conservation and Natural Resources.

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Tuesday, February 18, 2003, 8:00 a.m. Hearing Room 4.
Mark-up. Departments of Agriculture, Conservation and Natural Resources.

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Tuesday, February 18, 2003, 2:30 p.m. Hearing Room 4.
Mark-up. Departments of Agriculture, Conservation and Natural Resources.

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Wednesday, February 19, 2003, 8:00 a.m. Hearing Room 4.
Mark-up. Departments of Agriculture, Conservation and Natural Resources.

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Wednesday, February 19, 2003, 2:30 p.m. Hearing Room 4.
Mark-up. Departments of Agriculture, Conservation and Natural Resources.

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Thursday, February 20, 2003. Hearing Room 4 upon morning adjournment.
Mark-up. Departments of Agriculture, Conservation and Natural Resources.

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Friday, February 21, 2003, 8:00 a.m. Hearing Room 4.
Mark-up. Departments of Agriculture, Conservation and Natural Resources.

APPROPRIATIONS - EDUCATION

Monday, February 17, 2003, 11:00 a.m. Hearing Room 1.
Executive Session and mark-up.

APPROPRIATIONS - EDUCATION

Tuesday, February 18, 2003, 8:00 a.m. Hearing Room 1.
Executive Session and mark-up.

APPROPRIATIONS - EDUCATION

Tuesday, February 18, 2003, 2:30 p.m. Hearing Room 1.
Executive Session and mark-up.

APPROPRIATIONS - EDUCATION

Wednesday, February 19, 2003, 8:00 a.m. Hearing Room 1.
Executive Session and mark-up.

APPROPRIATIONS - EDUCATION

Wednesday, February 19, 2003, 2:30 p.m. Hearing Room 1.
Executive Session and mark-up.

APPROPRIATIONS - GENERAL ADMINISTRATION

Monday, February 17, 2003, 12:00 p.m. Hearing Room 7.
Mark-up. Public Debt, Department of Revenue, Office of Administration,
Elected Officials, Judiciary, Public Defender, General Assembly.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Monday, February 17, 2003, 9:00 a.m. Hearing Room 3.
Mark-up Department of Health and Senior Services.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Tuesday, February 18, 2003, 8:00 a.m. Hearing Room 3.
Mark-up. Department of Mental Health.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Tuesday, February 18, 2003, 2:30 p.m. Hearing Room 3.
Mark-up. Department of Mental Health.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Wednesday, February 19, 2003, 8:00 a.m. Hearing Room 3.

Public testimony. Department of Social Services.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Wednesday, February 19, 2003, 2:30 p.m. Hearing Room 3.

Public testimony. Department of Social Services.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Thursday, February 20, 2003, 8:15 a.m. Hearing Room 3.

Public testimony. Department of Social Services.

Mark-up. Department of Social Services.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Thursday, February 20, 2003. Hearing Room 3 upon morning adjournment.

Public testimony. Department of Social Services.

Mark-up. Department of Social Services.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Monday, February 17, 2003, 12:00 p.m. Hearing Room 6.

Mark-up. Public Safety and Corrections.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Tuesday, February 18, 2003, 8:00 a.m. Hearing Room 6.

Mark-up. Public Safety and Corrections.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Wednesday, February 19, 2003, 8:00 a.m. Hearing Room 6.

Mark-up. Public Safety and Corrections.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Wednesday, February 19, 2003, 2:30 p.m. Hearing Room 6.

Mark-up. Public Safety and Corrections.

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Monday, February 17, 2003, 9:00 a.m. Hearing Room 7.

Mark-up. Labor and Industrial Relations and Economic Development.

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Monday, February 17, 2003, 7:30 p.m. Hearing Room 7.

Mark-up. Department of Economic Development.

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Tuesday, February 18, 2003, 8:00 a.m. Hearing Room 7.

Mark-up. Committee will meet upon morning adjournment if needed.

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Wednesday, February 19, 2003, 8:00 a.m. Hearing Room 7.

Mark-up. Committee will meet upon morning adjournment if needed.

BUDGET

Monday, February 17, 2003, 7:30 p.m. Hearing Room 3. Fiscal review HB 288.

Public testimony will not be taken. Executive Session may follow.

BUDGET

Tuesday, February 18, 2003, 7:30 p.m. Hearing Room 3.

Executive Session to be held on: HB 303

COMMUNICATIONS, ENERGY, AND TECHNOLOGY

Tuesday, February 18, 2003. Hearing Room 3 upon morning adjournment.

Executive Session may follow.

Public Hearing to be held on: HB 324, HB 403

CONSERVATION AND NATURAL RESOURCES

Wednesday, February 19, 2003, 1:30 p.m.

Hearing Room 5. Executive Session.

CORRECTIONS AND STATE INSTITUTIONS

Wednesday, February 19, 2003, 5:00 p.m. Hearing Room 7.

Public Hearing to be held on: HB 356

Executive Session to be held on: HB 93

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, February 18, 2003, 5:00 p.m. Hearing Room 3.

Executive Session may follow.

Public Hearing to be held on: HB 120, HB 136, HB 328, HB 349

ELECTIONS

Tuesday, February 18, 2003, 5:00 p.m. Hearing Room 7.

Public Hearing to be held on: HB 104, HB 133, HB 159, HB 387

Executive Session to be held on: HB 99, HJR 6, HJR 9

HOMELAND SECURITY AND VETERANS AFFAIRS

Tuesday, February 18, 2003, 5:00 p.m. Hearing Room 5.

Public Hearing to be held on: HB 128, HB 271, HB 307

Executive Session to be held on: HB 72

JOINT COMMITTEE ON LEGISLATIVE RESEARCH

Monday, February 17, 2003, 1:30 p.m. Hearing Room 5.

Organizational meeting.

LOCAL GOVERNMENT

Thursday, February 20, 2003, 8:30 a.m. Hearing Room 6.

Executive Session may follow.

Public Hearing to be held on: HB 199, HB 244, HB 369

TOURISM AND CULTURAL AFFAIRS

Tuesday, February 18, 2003, 12:00 p.m. Hearing Room 5.

Executive Session to be held on: HB 222

TRANSPORTATION AND MOTOR VEHICLES

Wednesday, February 19, 2003, 12:00 p.m. Hearing Room 7.

Possible Executive Session on House Bills 96, 160, 283, 251, 170, 162 and 284.

Public Hearing to be held on: HB 327, HB 371, HB 389, HB 392

HOUSE CALENDAR

TWENTY-SECOND DAY, MONDAY, FEBRUARY 17, 2003

HOUSE CONCURRENT RESOLUTION FOR SECOND READING

HCR 18

HOUSE JOINT RESOLUTION FOR SECOND READING

HJR 15

HOUSE BILLS FOR SECOND READING

HB 459 through HB 479

HOUSE BILL FOR PERFECTION - APPROPRIATIONS

HCS HB 15 - Bearden

HOUSE BILLS FOR PERFECTION

HCS HB 228 - Pearce

HCS HB 73 - Luetkemeyer

HCS HB 221 - Luetkemeyer

HCS HB 321 - Wilson (130)

HB 254 - Byrd

HOUSE BILL FOR THIRD READING

HCS HB 288, (Budget 2-12-03) - Jetton

SENATE BILLS FOR SECOND READING

SB 15

SS SCS SB 30

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

TWENTY-SECOND DAY, MONDAY, FEBRUARY 17, 2003

Representative Phillips in the Chair.

Prayer by Representative Ronnie Miller.

Dear God, we present two members of our House of Representatives family for healing of health problems, Representative Maurice Lawson and Representative Annie Reinhart.

Heavenly Father, bless the doctors as well as the medication they are being administered.

Lord, be with our families as we are apart from them.

I pray that You will bless our Leaders, world, national, state and local, that they might come before You seeking a peace that passes human understanding in decisions they must make.

Forgive us when we fail You.

Thank You for being in control. These things we ask in Jesus name. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Andron Barnett, Jared Jackson and Joshua Jackson.

The Journal of the twenty-first day was approved as corrected by the following vote:

AYES: 160

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberger	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	Icet	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly 144	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lembke	LeVota

Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Merideth
Miller	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 003

Bland Lawson Reinhart

HOUSE RESOLUTION

Representatives Lowe and Black offered House Resolution No. 388.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 386 - Representative Bough
House Resolution No. 387 - Representative Munzlinger
House Resolution No. 389
through
House Resolution No. 391 - Representative Cooper (155)
House Resolution No. 392 - Representative Bough
House Resolution No. 393
through
House Resolution No. 395 - Representative Cunningham (145)
House Resolution No. 396
and
House Resolution No. 397 - Representative Angst
House Resolution No. 398
and
House Resolution No. 399 - Representative Shoemyer (9)
House Resolution No. 400 - Representative Sutherland
House Resolution No. 401
and
House Resolution No. 402 - Representative Stevenson
House Resolution No. 403 - Representative Parker

House Resolution No. 404 - Representative Guest
House Resolution No. 405
and
House Resolution No. 406 - Representative Abel
House Resolution No. 407
through
House Resolution No. 412 - Representative Dougherty
House Resolution No. 413 - Representative Hubbard, et al

INTRODUCTION OF HOUSE BILLS - APPROPRIATIONS

The following House Bills were read the first time and copies ordered printed:

HB 2, introduced by Representative Bearden, to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2003 and ending June 30, 2004.

HB 3, introduced by Representative Bearden, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education and the several divisions, programs, and institutions of higher education included therein to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2003 and ending June 30, 2004.

HB 4, introduced by Representative Bearden, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue and the Department of Transportation, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2003 and ending June 30, 2004.

HB 5, introduced by Representative Bearden, to appropriate money for the expenses, grants, refunds, and distributions of the Office of Administration, the Department of Transportation, the Department of Public Safety, and the Chief Executive's Office, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2003 and ending June 30, 2004.

HB 6, introduced by Representative Bearden, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Agriculture, Department of Natural Resources, Department of Conservation, and the several divisions and programs thereof and for the expenses, grants, refunds, distributions, and capital improvements projects involving the repair, replacement, and maintenance of state buildings and facilities of the Department of Natural Resources and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 2003 and ending June 30, 2004.

HB 7, introduced by Representative Bearden, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Economic Development, Department of Insurance, and Department of Labor and Industrial Relations, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2003 and ending June 30, 2004.

HB 8, introduced by Representative Bearden, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Public Safety, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2003 and ending June 30, 2004.

HB 9, introduced by Representative Bearden, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Corrections and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2003 and ending June 30, 2004.

HB 10, introduced by Representative Bearden, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Board of Public Buildings, the Department of Health and Senior Services, and the several divisions and programs thereof, the Missouri Health Facilities Review Committee and the Commission for the Missouri Senior Rx Program to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2003 and ending June 30, 2004.

HB 11, introduced by Representative Bearden, to appropriate money for the expenses, grants, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2003 and ending June 30, 2004.

HB 12, introduced by Representative Bearden, to appropriate money for the expenses, grants, refunds, and distributions of the Chief Executive's Office and Mansion, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, and the Judiciary and the Office of the State Public Defender, and the several divisions and programs thereof, and for the payment of salaries and mileage of members of the State Senate and the House of Representatives and contingent expenses of the General Assembly, including salaries and expenses of elective and appointive officers and necessary capital improvements expenditures; for salaries and expenses of members and employees and other necessary operating expenses of the Missouri Commission on Interstate Cooperation, the Committee on Legislative Research, various joint committees, for the expenses of the interim committees established by the General Assembly, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2003 and ending June 30, 2004.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 480, introduced by Representatives Emery, Rector, Myers, Cooper (155), Bough, Phillips, Sander, Reinhart, Moore, Viebrock, Dixon and Nieves, et al, relating to pharmacies and pharmacists.

HB 481, introduced by Representatives Crowell, Bearden, Rupp, Moore, Ervin, Lipke, Smith (14), Muckler, Dixon and Viebrock, et al, relating to public funds.

HB 482, introduced by Representative Byrd, relating to the requirements of corporate document filings with the secretary of state.

HB 483, introduced by Representatives Byrd, Fares, Donnelly, Stefanick, Munzlinger and Shoemaker (8), relating to transportation development districts.

HB 484, introduced by Representatives Holand, Shoemyer (9), Whorton and Portwood, et al, relating to physician assistants.

HB 485, introduced by Representatives Johnson (90) and Byrd, relating to services for children and minors.

HB 486, introduced by Representative Taylor, relating to motorized bicycles.

HB 487, introduced by Representatives Walton and Hoskins, et al, relating to the creation of subdistricts in certain school districts.

HB 488, introduced by Representatives Lowe, Campbell, McKenna, Wagner, George, Corcoran and Bland, et al, relating to the Missouri downtown economic stimulus act.

HB 489, introduced by Representatives Byrd and Stevenson, et al, relating to registration of juvenile sex offenders.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 18 was read the second time.

SECOND READING OF HOUSE JOINT RESOLUTION

HJR 15 was read the second time.

SECOND READING OF HOUSE BILLS

HB 459 through **HB 479** were read the second time.

SECOND READING OF SENATE BILLS

SB 15 and **SS SCS SB 30** were read the second time.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 475 - Workforce Development and Workplace Safety

HB 477 - Health Care Policy

RE-REFERRAL OF HOUSE BILL

The following House Bill was re-referred to the Committee indicated:

HB 380 - Financial Services

ADJOURNMENT

On motion of Representative Wright, the House adjourned until 10:00 a.m., Tuesday, February 18, 2003.

CORRECTIONS TO THE HOUSE JOURNAL

Correct House Journal, Twenty-first Day, Thursday, February 13, 2003, Page 342, Line 35, by deleting said line.

Page 343, Line 2, by deleting said line.

COMMITTEE MEETINGS

ADMINISTRATION AND ACCOUNTS

Thursday, February 20, 2003, 8:30 a.m. Hearing Room 1.
Agenda to follow.

AGRICULTURE

Tuesday, February 18, 2003, 12:00 p.m. Hearing Room 1.
Possible Executive Session.
Public Hearing to be held on: HB 130

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Tuesday, February 18, 2003, 8:00 a.m. Hearing Room 4.
Mark-up. Departments of Agriculture, Conservation and Natural Resources.

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Tuesday, February 18, 2003, 2:30 p.m. Hearing Room 4.

Mark-up. Departments of Agriculture, Conservation and Natural Resources.

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Tuesday, February 18, 2003, 7:00 p.m. Hearing Room 4.

Mark-up. Departments of Agriculture, Conservation and Natural Resources.

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Wednesday, February 19, 2003, 8:00 a.m. Hearing Room 4.

Mark-up. Departments of Agriculture, Conservation and Natural Resources.

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Wednesday, February 19, 2003, 2:30 p.m. Hearing Room 4.

Mark-up. Departments of Agriculture, Conservation and Natural Resources.

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Thursday, February 20, 2003. Hearing Room 4 upon morning adjournment.

Mark-up. Departments of Agriculture, Conservation and Natural Resources.

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Friday, February 21, 2003, 8:00 a.m. Hearing Room 4.

Mark-up. Departments of Agriculture, Conservation and Natural Resources.

APPROPRIATIONS - EDUCATION

Tuesday, February 18, 2003, 8:00 a.m. Hearing Room 1.

Executive Session and mark-up.

APPROPRIATIONS - EDUCATION

Tuesday, February 18, 2003, 2:30 p.m. Hearing Room 1.

Executive Session and mark-up.

APPROPRIATIONS - EDUCATION

Tuesday, February 18, 2003, 7:00 p.m. Hearing Room 1.

Executive Session.

Public Hearing to be held on: HB 2, HB 3

APPROPRIATIONS - EDUCATION

Wednesday, February 19, 2003, 8:00 a.m. Hearing Room 1.

Executive Session and mark-up.

APPROPRIATIONS - EDUCATION

Wednesday, February 19, 2003, 2:30 p.m. Hearing Room 1.

Executive Session and mark-up.

APPROPRIATIONS - GENERAL ADMINISTRATION

Tuesday, February 18, 2003, 2:30 p.m. Hearing Room 7.

Mark-up. Public Debt, Department of Revenue, Office of Administration, Elected Officials, Judiciary, Public Defender, General Assembly, etc.

APPROPRIATIONS - GENERAL ADMINISTRATION

Wednesday, February 19, 2003, 2:30 p.m. Hearing Room 7.

Mark-up. Public Debt, Department of Revenue, Office of Administration, Elected Officials, Judiciary, Public Defender, General Assembly, etc.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Tuesday, February 18, 2003, 8:00 a.m. Hearing Room 3. AMENDED NOTICE

Mark-up. Department of Mental Health.

Possible Executive Session on HB 10.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Tuesday, February 18, 2003, 2:30 p.m. Hearing Room 3. AMENDED NOTICE

Mark-up. Department of Mental Health.

Possible Executive Session on HB 10.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Tuesday, February 18, 2003, 7:00 p.m. Hearing Room 3.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Wednesday, February 19, 2003, 8:00 a.m. Hearing Room 3.

Public testimony. Department of Social Services.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Wednesday, February 19, 2003, 2:30 p.m. Hearing Room 3.

Public testimony. Department of Social Services.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Thursday, February 20, 2003, 8:15 a.m. Hearing Room 3.

Public testimony. Department of Social Services.

Mark-up. Department of Social Services.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Thursday, February 20, 2003. Hearing Room 3 upon morning adjournment.

Public testimony. Department of Social Services.

Mark-up. Department of Social Services.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Tuesday, February 18, 2003, 8:00 a.m. Hearing Room 6. AMENDED NOTICE

Mark-up. Public Safety and Corrections.

Executive Session may follow.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Tuesday, February 18, 2003, 7:00 p.m. Hearing Room 6.

Mark-up. Public Safety and Corrections.

Executive Session may follow.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Wednesday, February 19, 2003, 8:00 a.m. Hearing Room 6.

Mark-up. Public Safety and Corrections.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Wednesday, February 19, 2003, 2:30 p.m. Hearing Room 6.

Mark-up. Public Safety and Corrections.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Wednesday, February 19, 2003, 7:00 p.m. Hearing Room 6.

Mark-up. Public Safety and Corrections.

Executive Session may follow.

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Tuesday, February 18, 2003, 8:00 a.m. Hearing Room 7.

Mark-up. Committee will meet upon morning adjournment if needed.

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Tuesday, February 18, 2003, 7:00 p.m. Hearing Room 7.

Mark-up. Department of Economic Development.

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Wednesday, February 19, 2003, 8:00 a.m. Hearing Room 7.

Mark-up. Committee will meet upon morning adjournment if needed.

BUDGET

Tuesday, February 18, 2003, 7:30 p.m. Hearing Room 3. HEARING CANCELLED

Testimony will not be taken on HB 14.

Executive Session may follow on HB 303.

CHILDREN AND FAMILIES

Tuesday, February 18, 2003, 5:00 p.m. Hearing Room 1.

Public Hearing to be held on: HB 154, HB 396

COMMUNICATIONS, ENERGY, AND TECHNOLOGY

Tuesday, February 18, 2003. Hearing Room 3 upon morning adjournment.

Executive Session may follow.

Public Hearing to be held on: HB 324, HB 403

CONSERVATION AND NATURAL RESOURCES

Wednesday, February 19, 2003, 1:30 p.m. Hearing Room 5.
Executive Session.

CORRECTIONS AND STATE INSTITUTIONS

Wednesday, February 19, 2003, 5:00 p.m. Hearing Room 7.
Public Hearing to be held on: HB 356
Executive Session to be held on: HB 93

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, February 18, 2003, 5:00 p.m. Hearing Room 3.
Executive Session may follow.
Public Hearing to be held on: HB 120, HB 136, HB 328, HB 349

ELECTIONS

Tuesday, February 18, 2003, 5:00 p.m. Hearing Room 7.
Public Hearing to be held on: HB 104, HB 133, HB 159, HB 387
Executive Session to be held on: HB 99, HJR 6, HJR 9

ETHICS

Tuesday, February 18, 2003, 5:00 p.m. Hearing Room 4.
Executive Session may follow.
Greene Co., Veterans, Leadership, 2nd Floor Demo., Rotunda, etc Caucuses.

FINANCIAL SERVICES

Tuesday, February 18, 2003, 12:00 p.m. Hearing Room 6.
Possible Executive Session.
Public Hearing to be held on: HB 243, HB 314

HEALTH CARE POLICY

Wednesday, February 19, 2003, 5:00 p.m. Hearing Room 6.
Public Hearing to be held on: HB 410
Executive Session to be held on: HB 59, HB 156, HB 192, HB 202, HB 233, HB 264, HB 269

HOMELAND SECURITY AND VETERANS AFFAIRS

Tuesday, February 18, 2003, 5:00 p.m. Hearing Room 5.
Public Hearing to be held on: HB 128, HB 271, HB 307
Executive Session to be held on: HB 72

JOB CREATION AND ECONOMIC DEVELOPMENT

Wednesday, February 19, 2003, 12:00 p.m. Hearing Room 6.
Public Hearing to be held on: HB 204, HB 289
Executive Session to be held on: HB 277

JOINT COMMITTEE ON LEGISLATIVE RESEARCH

Wednesday, February 19, 2003, 1:00 p.m. Hearing Room 2.
Organizational meeting.

JUDICIARY

Wednesday, February 19, 2003, 12:00 p.m. Hearing Room 1.
Public Hearing to be held on: HB 273
Executive Session to be held on: HB 253, HB 273

LOCAL GOVERNMENT

Thursday, February 20, 2003, 8:30 a.m. Hearing Room 6.
Executive Session may follow.
Public Hearing to be held on: HB 199, HB 244, HB 369

PROFESSIONAL REGISTRATION AND LICENSING

Tuesday, February 18, 2003, 12:00 p.m. Hearing Room 4.
Executive Session may follow on HB 390.
Public Hearing to be held on: HB 332, HB 393

SENIOR SECURITY

Tuesday, February 18, 2003, 5:00 p.m. Hearing Room 6.
Public Hearing to be held on: HB 94, HB 149, HB 150

SMALL BUSINESS

Wednesday, February 19, 2003, 12:00 p.m. Hearing Room 4.
Executive Session may follow.
Public Hearing to be held on: HB 368

TAX POLICY

Tuesday, February 18, 2003, 12:00 p.m. Hearing Room 7.
Executive Session may follow.
Public Hearing to be held on: HB 139, HB 397, HB 422, HB 444

TOURISM AND CULTURAL AFFAIRS

Tuesday, February 18, 2003, 12:00 p.m. Hearing Room 5.
Executive Session to be held on: HB 222

TRANSPORTATION AND MOTOR VEHICLES

Wednesday, February 19, 2003, 12:00 p.m. Hearing Room 7.
Possible Executive Session on HBs 96, 160, 283, 251, 170, 162 and 284.
Public Hearing to be held on: HB 327, HB 371, HB 389, HB 392

HOUSE CALENDAR

TWENTY-THIRD DAY, TUESDAY, FEBRUARY 18, 2003

HOUSE BILLS FOR SECOND READING

HB 480 through HB 489

HOUSE BILLS FOR SECOND READING - APPROPRIATIONS

HB 2 through HB 12

HOUSE BILL FOR PERFECTION - APPROPRIATIONS

HCS HB 15 - Bearden

HOUSE BILLS FOR PERFECTION

HCS HB 228 - Pearce

HCS HB 73 - Luetkemeyer

HCS HB 221 - Luetkemeyer

HCS HB 321 - Wilson (130)

HB 254 - Byrd

HOUSE BILL FOR THIRD READING

HCS HB 288, (Budget 2-12-03) - Jetton

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

TWENTY-THIRD DAY, TUESDAY, FEBRUARY 18, 2003

Speaker Hanaway in the Chair.

Prayer by Reverend James Earl Jackson.

Heavenly Father, our Rock and Fortress, it is written: "You have seen my affliction; You have known the trouble of my soul," even so, comfort us in our affliction; give peace to our soul as we confront the issues of this day.

Lord God, grant us an understanding of the times we live in. May we recognize that our future is bright and our time is in Your hands. Uncover and reveal Your plan for us.

Sink Your wisdom deep within our hearts that we might be equipped and prepared to overcome the challenges of this day.

Heavenly Father, may the words of our mouths and the meditation of our hearts be acceptable in Your sight.

In the name of Your Son we pray. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Ronald Rorie, Jr. and Andrew Jennings.

The Journal of the twenty-second day was approved as printed by the following vote:

AYES: 157

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Guest	Hampton	Harris 110	Haywood	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Ice	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lembke	LeVota	Liese	Lipke
Lowe	Luetkemeyer	Marsh	May	Mayer

McKenna	Meiners	Merideth	Miller	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Richard	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Wagner	Walker	Wallace	Walsh	Walton
Ward	Wasson	Whorton	Wildberger	Willoughby
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 006

Boykins	Green	Harris 23	Lawson	Reinhart
Stevenson				

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

- House Resolution No. 414 - Representative May
- House Resolution No. 415 - Representative Crowell
- House Resolution No. 416
- and
- House Resolution No. 417 - Representative Moore
- House Resolution No. 418
- through
- House Resolution No. 421 - Representative Cooper (120)
- House Resolution No. 422 - Representative Holand
- House Resolution No. 423 - Representative Wood
- House Resolution No. 424
- through
- House Resolution No. 427 - Representative Hobbs
- House Resolution No. 428 - Representative Thompson
- House Resolution No. 429 - Representative Shoemyer (9)
- House Resolution No. 430 - Representative Bivins

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 490, introduced by Representative Luetkemeyer, relating to workers' compensation deductible plans.

HB 491, introduced by Representatives Rupp, Bearden, Walker, Smith (14), Liese, Pearce and Baker, et al, relating to biennial registration for certain motor vehicles.

HB 492, introduced by Representative Morris, relating to licensing professional counselors.

HB 493, introduced by Representatives Bruns, Icet and Deeken, et al, relating to special license plates.

HB 494, introduced by Representatives Guest, Dethrow and Sutherland, et al, relating to concentrated animal feeding operations.

HB 495, introduced by Representative Johnson (47), relating to assisted living facilities.

HB 496, introduced by Representative Riback Wilson (25), relating to taxes on the sale of cigarettes and tobacco products.

HB 497, introduced by Representatives Abel, Muckler, George, Page, El-Amin, Bishop, Donnelly and Wildberger, et al, relating to public assistance for foster children.

HB 498, introduced by Representatives Hilgemann, Jones, Campbell, Corcoran, Lowe, Jolly, Curls and Villa, et al, relating to senior citizen homestead deferral of taxes.

HB 499, introduced by Representatives Walton and Hoskins, relating to the creation of subdistricts in certain school districts.

HB 500, introduced by Representatives Lowe, Moore, Curls and Meiners, et al, relating to disqualification from jury service.

HB 501, introduced by Representatives Riback Wilson (25), Selby, Johnson (90), Kingery and Sager, relating to health insurance coverage for treatment of inherited diseases of amino and organic acids.

HB 502, introduced by Representative Campbell, relating to regulation of mobile telephone use by operators of motor vehicles.

HB 503, introduced by Representatives Campbell, Hilgemann, Lowe, Riback Wilson (25), Graham, Johnson (90) and Carnahan, et al, relating to taxation.

HB 504, introduced by Representatives Dixon, Skaggs, Holand, Taylor, Mayer, Viebrock and Wood, et al, relating to juvenile court records.

SECOND READING OF HOUSE BILLS - APPROPRIATIONS

HB 2 through **HB 12** were read the second time.

SECOND READING OF HOUSE BILLS

HB 480 through **HB 489** were read the second time.

PERFECTION OF HOUSE BILL

HCS HB 73, relating to the Higher Education Savings Program, was taken up by Representative Luetkemeyer.

Representative Johnson (90) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 73, Page 1, Section 166.435, Line 1, by deleting all of said Section 166.435.

Representative Abel offered **House Substitute Amendment No. 1 for House Amendment No. 1**.

*House Substitute Amendment No. 1
for
House Amendment No. 1*

AMEND House Committee Substitute for House Bill No. 73, Page 2, Section 166.435, Line 30, by inserting immediately after said line the following:

“4. The provisions of this section shall apply to similar programs sponsored, held, or otherwise authorized by law by another state or subdivision thereof and qualified pursuant to Section 529 of the Internal Revenue Code, provided that annual contributions made by residents of such state or political subdivision to a savings program held by the board or any similar program sponsored, held, or otherwise authorized by law by this state and qualified pursuant to Section 529 of the Internal Revenue Code of up to and including eight thousand dollars for the resident taxpayer shall be treated as a deduction to such resident’s state adjusted gross income or treated as an equivalent reduction to such resident’s state tax liability. The provisions of this subsection shall apply to tax years beginning on or after January 1, 2005.”; and

Further amend said bill, Page 7, Section 166.520, Line 22, by inserting immediately after the word “beneficiary” the following:

“The minimum amount that may be contributed annually by a participant with respect to a beneficiary shall be \$25.”; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Abel moved that **House Substitute Amendment No. 1 for House Amendment No. 1** be adopted.

Which motion was defeated by the following vote:

AYES: 066

Abel
Bringer

Adams
Brooks

Barnitz
Burnett

Bishop
Campbell

Bland
Carnahan

Corcoran	Curls	Darrough	Daus	Davis 122
Donnelly	Dougherty	El-Amin	Fraser	George
Graham	Green	Hampton	Harris 110	Harris 23
Henke	Hilgemann	Hoskins	Hubbard	Johnson 61
Johnson 90	Jolly	Jones	Kelly 36	Kratky
LeVota	Liese	Lowe	McKenna	Meiners
Merideth	Muckler	Page	Ransdall	Sager
Salva	Schoemehl	Seigfreid	Selby	Spreng
Thompson	Vogt	Wagner	Walker	Walsh
Walton	Ward	Whorton	Wildberger	Willoughby
Wilson 25	Wilson 42	Witte	Yaeger	Young
Zweifel				

NOES: 092

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Guest
Hobbs	Holand	Hunter	Ice	Jackson
Jetton	Johnson 47	Kelly 144	King	Kingery
Kuessner	Lager	Lembke	Lipke	Luetkemeyer
Marsh	May	Mayer	Miller	Moore
Morris	Munzlinger	Myers	Nieves	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Rector	Richard	Roark	Ruestman
Rupp	Sander	Schaaf	Schlottach	Schneider
Self	Shoemaker	Skaggs	Smith 118	Smith 14
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Threlkeld	Townley	Viebrock	Villa	Wallace
Wasson	Wilson 119	Wilson 130	Wood	Wright
Yates	Madam Speaker			

PRESENT: 000

ABSENT WITH LEAVE: 005

Boykins	Haywood	Lawson	Reinhart	Shoemyer
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House Amendment No. 1 was withdrawn.

Representative Johnson (90) requested a division of the question on **HCS HB 73**.

On motion of Representative Luetkemeyer, **Part I of HCS HB 73** was adopted.

On motion of Representative Luetkemeyer, **Part II of HCS HB 73** was adopted by the following vote:

AYES: 160

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Bringer
Brooks	Brown	Bruns	Burnett	Byrd

Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	Ice	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly 144	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Merideth
Miller	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 003

Boykins Lawson Reinhart

On motion of Representative Luetkemeyer, **HCS HB 73** was ordered perfected and printed.

PERFECTION OF HOUSE BILL - APPROPRIATIONS

HCS HB 15, relating to appropriations, was taken up by Representative Bearden.

Representative Bearden offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 15, Page 2, Section 15.035, Line 5, by deleting "\$1,200,000" and inserting in lieu thereof "**\$800,000**" and by adjusting Bill Totals accordingly.

Speaker Pro Tem Jetton assumed the Chair.

On motion of Representative Bearden, **House Amendment No. 1** was adopted.

Representative Bearden offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 15, Page 4, Section 15.090, Line 9, by deleting "\$48,711,145" and inserting in lieu thereof "**\$52,312,635**"; and

Further amend said section, Page 5, by deleting Line 14.

On motion of Representative Bearden, **House Amendment No. 2** was adopted.

Representative Riback Wilson (25) offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 15, Section 15.080, by deleting the Lines 3 - 6 and inserting in lieu thereof the following:

"For the purpose of funding community services programs, provided by Community Action Agencies as defined in Sections 660.370 through 660.374 RSMo, including programs to assist the homeless, recipients of general relief, and other low-income families under the provision of the Community Services Block Grant".

On motion of Representative Riback Wilson (25), **House Amendment No. 3** was adopted.

On motion of Representative Bearden, **HCS HB 15, as amended**, was adopted.

On motion of Representative Bearden, **HCS HB 15, as amended**, was ordered perfected and printed.

REFERRAL OF HOUSE BILLS - APPROPRIATIONS

The following House Bills were referred to the Committee indicated:

HB 2 - Budget
HB 3 - Budget
HB 4 - Budget
HB 5 - Budget
HB 6 - Budget
HB 7 - Budget
HB 8 - Budget
HB 9 - Budget
HB 10 - Budget
HB 11 - Budget
HB 12 - Budget

RE-REFERRAL OF HOUSE BILL

The following House Bill was re-referred to the Committee indicated:

HB 412 - Rules

COMMITTEE REPORT

Committee on Budget, Chairman Bearden reporting:

Madam Speaker: Your Committee on Budget, to which was referred **HCS HB 288** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 14**, entitled:

An act to repeal section 84.510, RSMo, relating to certain police officers, and to enact in lieu thereof one new section relating to the same subject.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 68**, entitled:

An act to repeal section 321.552, RSMo, relating to sales tax for ambulance and fire protection districts, and to enact in lieu thereof one new section relating to the same subject.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 101**, entitled:

An act to amend chapter 67, RSMo, by adding thereto one new section relating to violations of county ordinances.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 121**, entitled:

An act to repeal section 64.905, RSMo, relating to county planning and zoning, and to enact in lieu thereof one new section relating to the same subject.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 143**, entitled:

An act to repeal section 21.250, RSMo, relating to powers of the general assembly, and to enact in lieu thereof one new section relating to the same subject.

In which the concurrence of the House is respectfully requested.

WITHDRAWAL OF HOUSE BILL

TO: Steve Davis, Chief Clerk of the House

FROM: Juanita Head Walton

SUBJECT: Withdrawal of House Bill 487

DATE: February 17, 2003

I wish to withdraw **House Bill 487**, relating to creation of subdistricts in certain school districts.

The following member's presence was noted: Lawson.

ADJOURNMENT

On motion of Representative Threlkeld, the House adjourned until 10:00 a.m., Wednesday, February 19, 2003.

COMMITTEE MEETINGS

ADMINISTRATION AND ACCOUNTS

Thursday, February 20, 2003, 8:30 a.m. Hearing Room 1. AMENDED NOTICE
House employee pay resolution, House audit, economist for Budget Committee,
and Keeping Ups. Executive Session

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Wednesday, February 19, 2003, 8:00 a.m. Hearing Room 4.
Mark-up. Departments of Agriculture, Conservation and Natural Resources.

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Wednesday, February 19, 2003, 2:30 p.m. Hearing Room 4.
Mark-up. Departments of Agriculture, Conservation and Natural Resources.

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Thursday, February 20, 2003. Hearing Room 4 upon morning adjournment.
Mark-up. Departments of Agriculture, Conservation and Natural Resources.

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Friday, February 21, 2003, 8:00 a.m. Hearing Room 4.

Mark-up. Departments of Agriculture, Conservation and Natural Resources.

APPROPRIATIONS - EDUCATION

Wednesday, February 19, 2003, 8:00 a.m. Hearing Room 1.

Executive Session and mark-up.

APPROPRIATIONS - EDUCATION

Wednesday, February 19, 2003, 2:30 p.m. Hearing Room 1.

Executive Session and mark-up.

APPROPRIATIONS - EDUCATION

Thursday, February 20, 2003. Hearing Room 1 upon adjournment.

APPROPRIATIONS - EDUCATION

Friday, February 21, 2003, 8:00 a.m. Hearing Room 1.

APPROPRIATIONS - GENERAL ADMINISTRATION

Wednesday, February 19, 2003, 2:30 p.m. Hearing Room 7.

Mark-up. Public Debt, Department of Revenue, Office of Administration, Elected Officials, Judiciary, Public Defender, General Assembly etc.

APPROPRIATIONS - GENERAL ADMINISTRATION

Thursday, February 20, 2003, 8:00 a.m. Hearing Room 7.

Mark-up. Office of Administration, Department of Revenue, Elected Officials, Judiciary, Public Defender, General Assembly.

APPROPRIATIONS - GENERAL ADMINISTRATION

Friday, February 21, 2003, 9:00 a.m. Hearing Room 7.

Mark-up. Office of Administration, Department of Revenue, Elected Officials, Judiciary, Public Defender and General Assembly.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Wednesday, February 19, 2003, 8:00 a.m. Hearing Room 3. AMENDED NOTICE

No public testimony.

Mark-up. Department of Mental Health. Possible Executive Session.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Wednesday, February 19, 2003, 2:30 p.m. Hearing Room 3. AMENDED NOTICE

No public testimony.

Mark-up. Department of Mental Health. Possible Executive Session.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Thursday, February 20, 2003, 8:15 a.m. Hearing Room 3.

Public testimony. Department of Social Services.

Mark-up. Department of Social Services.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Thursday, February 20, 2003. Hearing Room 3 upon morning adjournment.

Public testimony Department of Social Services.

Mark-up. Department of Social Services.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Friday, February 21, 2003, 8:00 a.m. Hearing Room 3.

Mark-up. Department of Mental Health. Possible Executive Session.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Wednesday, February 19, 2003, 8:00 a.m. Hearing Room 6. AMENDED NOTICE

Mark-up. Public Safety and Corrections.

Executive Session may follow.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Wednesday, February 19, 2003, 2:30 p.m. Hearing Room 6. AMENDED NOTICE

Mark-up. Public Safety and Corrections.

Executive Session may follow.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Wednesday, February 19, 2003, 7:00 p.m. Hearing Room 6.

Mark-up. Public Safety and Corrections. Executive Session may follow.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Thursday, February 20, 2003, 2:30 p.m. Hearing Room 6.

Mark-up. Public Safety and Corrections. Executive Session may follow.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Friday, February 21, 2003, 8:00 a.m. Hearing Room 6.

Mark-up. Public Safety and Corrections. Hearing will continue until finished.

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Wednesday, February 19, 2003, 8:00 a.m. Hearing Room 7.

Mark-up. Committee will meet upon morning adjournment if needed.

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Wednesday, February 19, 2003, 7:00 p.m. Hearing Room 7.

Mark-up. Department of Economic Development.

CONSERVATION AND NATURAL RESOURCES

Wednesday, February 19, 2003, 1:30 p.m. Hearing Room 5.
Executive Session.

CORRECTIONS AND STATE INSTITUTIONS

Wednesday, February 19, 2003, 5:00 p.m. Hearing Room 7.
Public Hearing to be held on: HB 356
Executive Session to be held on: HB 93

EDUCATION

Wednesday, February 19, 2003, 5:00 p.m. Hearing Room 3. AMENDED NOTICE
Executive Session may follow.
May hold an Executive Session on bills listed.
Public Hearing to be held on: HB 55, HB 239, HB 266, HB 281, HB 362, HCR 11
Executive Session to be held on: HB 51, HB 320

HEALTH CARE POLICY

Wednesday, February 19, 2003, 5:00 p.m. Hearing Room 6.
Public Hearing to be held on: HB 410
Executive Session to be held on: HB 59, HB 156, HB 192, HB 202, HB 233, HB 264, HB 269

JOB CREATION AND ECONOMIC DEVELOPMENT

Wednesday, February 19, 2003. Hearing Room 6 upon morning adjournment.
AMENDED NOTICE
Public Hearing to be held on: HB 204, HB 289
Executive Session to be held on: HB 197, HB 277

JOINT COMMITTEE ON ADMINISTRATIVE RULES

Thursday, February 20, 2003. Hearing Room 2 upon adjournment.
Rule Number 12 CSR 10-110.600, 12 CSR10-111.010, 12 CSR 10-111.060.

JOINT COMMITTEE ON LEGISLATIVE RESEARCH

Wednesday, February 19, 2003, 1:00 p.m. Hearing Room 2.
Organizational meeting.

JUDICIARY

Wednesday, February 19, 2003, 12:00 p.m. Hearing Room 1.
Public Hearing to be held on: HB 273
Executive Session to be held on: HB 253, HB 273

LOCAL GOVERNMENT

Thursday, February 20, 2003, 8:30 a.m. Hearing Room 6.
Executive Session may follow.
Public Hearing to be held on: HB 199, HB 244, HB 369

RULES

Thursday, February 20, 2003, 8:30 a.m. Hearing Room 5.

Executive Session may follow.

Public Hearing to be held on: HB 377, HB 412, HR 222, HR 238, HR 307, HR 308

SMALL BUSINESS

Wednesday, February 19, 2003, 12:00 p.m. Hearing Room 4.

Executive Session may follow.

Public Hearing to be held on: HB 368

TRANSPORTATION AND MOTOR VEHICLES

Wednesday, February 19, 2003, 12:00 p.m. Hearing Room 7.

Possible Executive Session on House Bills 96, 160, 283, 251, 170, 162 and 284.

Public Hearing to be held on: HB 327, HB 371, HB 389, HB 392

WORKFORCE DEVELOPMENT AND WORKPLACE SAFETY

Wednesday, February 19, 2003, 12:00 p.m. Hearing Room 3.

Public Hearing to be held on: HB 448

HOUSE CALENDAR

TWENTY-FOURTH DAY, WEDNESDAY, FEBRUARY 19, 2003

HOUSE BILLS FOR SECOND READING

HB 490 through HB 504

HOUSE BILLS FOR PERFECTION

HCS HB 228 - Pearce

HCS HB 221 - Luetkemeyer

HCS HB 321 - Wilson (130)

HB 254 - Byrd

HOUSE BILL FOR THIRD READING - APPROPRIATIONS

HCS HB 15 - Bearden

HOUSE BILL FOR THIRD READING

HCS HB 288 - Jetton

SENATE BILLS FOR SECOND READING

SB 14

SB 68

SB 101

SB 121

SB 143

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

TWENTY-FOURTH DAY, WEDNESDAY, FEBRUARY 19, 2003

Speaker Hanaway in the Chair.

Prayer by Father James Smith.

Wisdom 9: 1-7, 9-11, 17-18 Adapted

God of our fathers, Lord of mercy, You who made all things by Your word and in Your wisdom have established humanity to rule the creatures produced by You, to govern the world in holiness and justice, and to render judgment in integrity of heart: Give us wisdom, the attendant at Your throne, and reject us not from among Your children; For we are Your servants, the sons and daughters of Your handmaid, weak, short-lived, lacking in comprehension of judgment and of laws. Indeed, though one be perfect among the sons of men, if Wisdom, who comes from You be not with him, he shall be held in no esteem. You have chosen leaders over Your people and magistrates for Your sons and daughters.

Now with You is Wisdom, who knows Your works and was present when You made the world; Who understands what is pleasing in Your eyes and what is conformable with Your commands. Send her forth from Your holy heavens and from Your glorious throne dispatch her that she may be with us and work with us, that we may know what is Your pleasure. For she knows and understands all things, and will guide us discreetly in our affairs, and safeguard us by her glory.

Who ever knew Your counsel, except You had given Wisdom and sent Your Holy Spirit from on high? Thus, the paths of those on earth were made straight, and we learned what is Your pleasure, and were saved by Wisdom. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Caleb Messer, Charity Ketcham, Mariah Sterling, Croix Sterling, Kala Hunting and Alexis Hunting.

The Journal of the twenty-third day was approved as printed.

Representative Quinn assumed the Chair.

Representative Crowell moved that Rule 113 be suspended to receive guests of Representative Quinn for special recognition.

Which motion was adopted by the following vote:

AYES: 154

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Curls	Darrough
Daus	Davis 122	Davis 19	Deeken	Dempsey
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Ice	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lawson	Lembke	LeVota	Liese
Lipke	Lowe	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Merideth	Miller
Moore	Morris	Muckler	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Quinn	Ransdall	Rector	Richard
Roark	Ruestman	Rupp	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Threlkeld	Townley	Viebrock
Villa	Vogt	Wagner	Walker	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Young	Zweifel	Madam Speaker	

NOES: 000

PRESENT: 001

Sager

ABSENT WITH LEAVE: 008

Boykins	Cunningham 86	Dethrow	Munzlinger	Purgason
Reinhart	Shoemaker	Thompson		

Heather Shauck, FFA President, addressed the House.

Speaker Hanaway resumed the Chair.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

- House Resolution No. 431 - Representative Whorton
- House Resolution No. 432 - Representative Liese
- House Resolution No. 433 - Representative Darrough
- House Resolution No. 434 - Representative Muckler
- House Resolution No. 435 - Representative Jetton

House Resolution No. 436 - Representative Bringer
House Resolution No. 437 - Representative Jackson
House Resolution No. 438 - Representative Rupp
House Resolution No. 439
through
House Resolution No. 442 - Representative Hobbs
House Resolution No. 443 - Representative Johnson (61)
House Resolution No. 444 - Representative Guest
House Resolution No. 445 - Representative Adams
House Resolution No. 446 - Representatives Wagner and Abel
House Resolution No. 447 - Representative Wagner
House Resolution No. 448 - Representative Kratky

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 505, introduced by Representatives Byrd and Villa, relating to merchandising practices for motor vehicle rentals and subleasing.

HB 506, introduced by Representative Johnson (47), relating to workers' compensation.

HB 507, introduced by Representatives Hubbard, Sanders Brooks, Parker, Kelly (36), Avery, Engler, Hoskins, Carnahan, El-Amin, Jetton, Cooper (155), Hanaway, Wildberger, Lawson and Thompson, et al, relating to a vaccination program for first responders in disaster locations.

HB 508, introduced by Representatives Walton, Hoskins and Parker, relating to fire protection district directors and firefighter employers and employees.

HB 509, introduced by Representatives Schaaf, Page, Harris (23) and Cooper (155), et al, relating to physical therapists.

HB 510, introduced by Representatives Hilgemann, Jones, Lowe, Campbell, Wilson (42), Boykins, Riback Wilson (25), Fraser, Haywood, Sanders Brooks and Hubbard, et al, relating to human rights.

HB 511, introduced by Representatives Deeken, May, Cooper (120), Seigfreid, Jetton, Wagner and Dempsey, et al, relating to elections.

HB 512, introduced by Representatives Cooper (120), Jetton, Skaggs and Bishop, et al, relating to warehouse and self-service storage facilities.

HB 513, introduced by Representatives Corcoran, Zweifel, Liese, Walsh, Darrough, Spreng and George, et al, relating to the secretary of state.

HB 514, introduced by Representatives Cooper (120), Stevenson, Sutherland, Goodman, Smith (118) and Yates, relating to income taxation.

HB 515, introduced by Representatives Cooper (120), Stevenson, Sutherland, Goodman and Smith (118), et al, relating to Missouri income tax returns.

HB 516, introduced by Representatives Hobbs, Portwood, Hunter, Yates, Bearden, Cooper (120), Crowell, Shoemaker (8), Munzlinger, Pearce, Lembke, Kingery, Rupp, Richard, Guest, Dixon, Cunningham (86), Ervin, Dempsey, Parker, Brown, Cooper (155), Goodman, Baker, Luetkemeyer and Wood, et al, relating to income taxation.

HB 517, introduced by Representatives Lembke, Jetton, Portwood, Roark, Avery, Green, Baker, Bearden, Hanaway, El-Amin, Hubbard, Corcoran, Schneider, Bivins, Stefanick, Ervin, Schaaf and Bruns, et al, relating to taxation of real property.

HB 518, introduced by Representatives Portwood, Myers, Jackson, Nieves, Schlottach, Black, Stefanick, Icet and Pearce, relating to depreciation of tangible personal property.

SECOND READING OF HOUSE BILLS

HB 490 through **HB 504** were read the second time.

SECOND READING OF SENATE BILLS

SB 14, **SB 68**, **SB 101**, **SB 121** and **SB 143** were read the second time.

PERFECTION OF HOUSE BILLS

HCS HB 321, relating to workers' compensation, was taken up by Representative Wilson (130).

Representative Wilson (130) offered **HS HCS HB 321**.

Representative Johnson (90) made a privileged motion to recommit **HCS HB 321** to committee pursuant to Rule 69.

Which motion was defeated by the following vote:

AYES: 071

Abel	Adams	Barnitz	Bishop	Bland
Bringer	Brooks	Burnett	Campbell	Carnahan
Corcoran	Curls	Darrough	Daus	Davis 122
Donnelly	Dougherty	El-Amin	Fraser	George
Graham	Green	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hoskins	Hubbard
Johnson 61	Johnson 90	Jolly	Jones	Kelly 36

Kratky	Kuessner	Lawson	LeVota	Liese
Lowe	McKenna	Meiners	Merideth	Muckler
Page	Ransdall	Sager	Salva	Schoemehl
Seigfreid	Selby	Shoemyer	Skaggs	Spreng
Villa	Vogt	Wagner	Walker	Walsh
Walton	Ward	Whorton	Wildberger	Willoughby
Wilson 25	Wilson 42	Witte	Yaeger	Young
Zweifel				

NOES: 087

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Davis 19	Deeken	Dempsey
Dixon	Dusenberg	Emery	Engler	Ervin
Fares	Goodman	Guest	Hobbs	Holand
Hunter	Ice	Jackson	Jetton	Johnson 47
Kelly 144	King	Kingery	Lager	Lembke
Lipke	Luetkemeyer	Marsh	May	Mayer
Miller	Moore	Morris	Munzlinger	Myers
Nieves	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Rector	Richard
Roark	Ruestman	Rupp	Sander	Schaaf
Schlottach	Schneider	Self	Shoemaker	Smith 118
Smith 14	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Threlkeld	Townley	Viebrock	Wallace
Wasson	Wilson 119	Wilson 130	Wood	Wright
Yates	Madam Speaker			

PRESENT: 000

ABSENT WITH LEAVE: 005

Boykins	Byrd	Dethrow	Reinhart	Thompson
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Representative Johnson (90) offered **House Amendment No. 1.**

House Amendment No. 1

AMEND House Substitute for House Committee Substitute for House Bill No. 321, Page 7, Line 20, by inserting immediately after said line the following:

“287.062. Disease of the lungs or respiratory tract or disease of the heart or cardiovascular system, including carcinoma, shall be recognized as occupational diseases for the purposes of this chapter, are defined to be disability due to exposure to smoke, gases, or inadequate oxygen, for peace officers certified pursuant to chapter 590, RSMo.”; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Pratt offered **House Substitute Amendment No. 1 for House Amendment No. 1.**

House Substitute Amendment No. 1 for House Amendment No. 1 was withdrawn.

Representative Pratt offered **House Substitute Amendment No. 2 for House Amendment No. 1.**

*House Substitute Amendment No. 2
for
House Amendment No. 1*

AMEND House Substitute for House Committee Substitute for House Bill No. 321, Page 9, Section 287.067, Line 13 of said page, by adding the following at the end of said line:

“ **and peace officers pursuant to Chapter 590, RSMo.**”; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Johnson (90) offered **House Amendment No. 1 to House Substitute Amendment No. 2 for House Amendment No. 1.**

*House Amendment No. 1
to
House Substitute Amendment No. 2
for
House Amendment No. 1*

AMEND House Substitute Amendment No. 2 for House Amendment No. 1 to House Substitute for House Committee Substitute for House Bill No. 321, by inserting the word “**certified**” between the words “officers” and “pursuant”; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Johnson (90), **House Amendment No. 1 to House Substitute Amendment No. 2 for House Amendment No. 1** was adopted.

On motion of Representative Pratt, **House Substitute Amendment No. 2 for House Amendment No. 1, as amended**, was adopted by the following vote:

AYES: 159

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Bringer
Brooks	Brown	Bruns	Burnett	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Hunter	Ice	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh

May	Mayer	McKenna	Meiners	Merideth
Miller	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Threlkeld	Townley	Viebrock
Villa	Vogt	Wagner	Walker	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Young	Zweifel	Madam Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 004

Bykins	Byrd	Reinhart	Thompson
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Speaker Pro Tem Jetton assumed the Chair.

Representative Sager offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Substitute for House Committee Substitute for House Bill No. 321, Page 32, Section 287.715, Line 22, by inserting immediately after said line the following:

“287.780. No employer or agent shall discharge or in any way discriminate against any employee for exercising any of his **or her** rights under this chapter. Any employee who has been discharged or discriminated against shall have a civil action for damages against his **or her** employer. **In any action for retaliatory discharge pursuant to this section, an employee shall prevail if the exercise of said employee’s rights pursuant to this chapter was the dominant factor in that employee’s discharge.**”; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Sager moved that **House Amendment No. 2** be adopted.

Which motion was defeated by the following vote:

AYES: 066

Abel	Adams	Bishop	Bland	Bringer
Brooks	Burnett	Campbell	Carnahan	Corcoran
Curls	Darrough	Daus	Davis 122	Donnelly
Dougherty	El-Amin	Fraser	George	Graham
Green	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hoskins	Hubbard	Johnson 61	Johnson 90
Jolly	Jones	Kelly 36	Kratky	Kuessner

LeVota	Liese	Lowe	McKenna	Meiners
Muckler	Page	Ransdall	Sager	Salva
Schoemehl	Seigfreid	Shoemyer	Skaggs	Spreng
Villa	Vogt	Wagner	Walker	Walsh
Walton	Ward	Whorton	Wildberger	Willoughby
Wilson 25	Wilson 42	Witte	Yaeger	Young
Zweifel				

NOES: 091

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dusenberg	Emery	Engler
Ervin	Fares	Goodman	Guest	Hampton
Hobbs	Holand	Hunter	Icet	Jackson
Jetton	Johnson 47	Kelly 144	King	Kingery
Lager	Lembke	Lipke	Luetkemeyer	Marsh
May	Mayer	Merideth	Miller	Moore
Morris	Munzlinger	Myers	Nieves	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Rector	Richard	Roark	Ruestman
Rupp	Sander	Schaaf	Schlottach	Schneider
Selby	Self	Shoemaker	Smith 118	Smith 14
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Threlkeld	Townley	Viebrock	Wallace	Wasson
Wilson 119	Wilson 130	Wood	Wright	Yates
Madam Speaker				

PRESENT: 000

ABSENT WITH LEAVE: 006

Barnitz	Boykins	Byrd	Lawson	Reinhart
Thompson				

Representative Burnett offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Substitute for House Committee Substitute for House Bill No. 321, Page 33, Section 287.803, by deleting all of said section from the House Substitute; and

Further amend title, enacting clause and intersectional references accordingly.

Representative Smith (118) offered **House Substitute Amendment No. 1 for House Amendment No. 3.**

House Substitute Amendment No. 1

for

House Amendment No. 3

AMEND House Substitute for House Committee Substitute for House Bill No. 321, Page 33, Section 287.803(2), Line 22, by adding after said line the following:

“, and said waiver shall include a statement agreeing to a prohibition of future civil action relating to an injury arising during said employment.”.

Representative Johnson (90) raised a point of order that **House Substitute Amendment No. 1 for House Amendment No. 3** is not a true substitute amendment.

The Chair ruled the point of order not well taken.

On motion of Representative Smith (118), **House Substitute Amendment No. 1 for House Amendment No. 3** was adopted.

Representative Lowe offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Substitute for House Committee Substitute for House Bill No. 321, Page 11, Section 287.120, Line 24, by deleting the bracket; and

Further amend said bill, Page 12, Section 287.120, Line 2, by inserting a bracket at the end of said line; and

Further amend said bill, Page 11, Section 287.120, Line 22, by inserting after the word “provided” the following:

“that it is shown that the employee was provided with the written rules and policies of the employer regarding the use of drugs and alcohol and signed a document testifying that the employee had read and understood these rules.”; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Lowe moved that **House Amendment No. 4** be adopted.

Which motion was defeated by the following vote:

AYES: 073

Abel	Adams	Barnitz	Bishop	Bland
Bringer	Brooks	Burnett	Campbell	Carnahan
Corcoran	Curls	Darrough	Daus	Davis 122
Donnelly	Dougherty	El-Amin	Fraser	George
Graham	Green	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hoskins	Hubbard
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 36	Kratky	Kuessner	Lawson	LeVota
Liese	Lowe	McKenna	Meiners	Merideth
Muckler	Page	Ransdall	Sager	Salva
Schoemehl	Seigfreid	Selby	Shoemyer	Skaggs
Spreng	St. Onge	Villa	Vogt	Wagner
Walker	Walsh	Walton	Ward	Whorton
Wildberger	Willoughby	Wilson 25	Wilson 42	Witte
Yaeger	Young	Zweifel		

NOES: 086

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dusenberg	Emery	Engler
Ervin	Fares	Goodman	Guest	Hobbs
Holand	Hunter	Ice	Jackson	Jetton
Kelly 144	King	Kingery	Lager	Lembke
Lipke	Luetkemeyer	Marsh	May	Mayer
Miller	Moore	Morris	Munzlinger	Myers
Nieves	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Rector	Richard
Roark	Ruestman	Rupp	Sander	Schaaf
Schlottach	Schneider	Self	Shoemaker	Smith 118
Smith 14	Stefanick	Stevenson	Sutherland	Taylor
Threlkeld	Townley	Viebrock	Wallace	Wasson
Wilson 119	Wilson 130	Wood	Wright	Yates
Madam Speaker				

PRESENT: 000

ABSENT WITH LEAVE: 004

Boykins	Byrd	Reinhart	Thompson
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Speaker Hanaway resumed the Chair.

Representative Walker offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Substitute for House Committee Substitute for House Bill No. 321, Page 34, Section 287.803, Line 5, by inserting immediately after said line the following:

“Section A. Whenever it can be determined that a violation of this chapter has occurred for which a misdemeanor or felony penalty applies, the non-violation party shall have the right to maintain a civil action for all damages occasioned as a result of such violation.”; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Walker moved that **House Amendment No. 5** be adopted.

Which motion was defeated by the following vote:

AYES: 066

Abel	Adams	Bishop	Bland	Bringer
Brooks	Burnett	Campbell	Carnahan	Corcoran
Curls	Darrough	Daus	Davis 122	Donnelly
Dougherty	El-Amin	Fraser	George	Graham
Green	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hoskins	Hubbard	Johnson 90	Jolly

Jones	Kelly 36	Kuessner	LeVota	Liese
Lowe	McKenna	Meiners	Merideth	Muckler
Page	Ransdall	Sager	Salva	Schoemehl
Seigfreid	Selby	Shoemyer	Skaggs	Spreng
Villa	Vogt	Wagner	Walker	Walsh
Walton	Ward	Whorton	Wildberger	Willoughby
Wilson 25	Wilson 42	Witte	Yaeger	Young
Zweifel				

NOES: 091

Angst	Avery	Baker	Barnitz	Bean
Bearden	Behnen	Bivins	Black	Bough
Brown	Bruns	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Guest
Hampton	Hobbs	Holand	Hunter	Icet
Jackson	Jetton	Johnson 47	Johnson 61	Kelly 144
King	Kingery	Lager	Lembke	Lipke
Luetkemeyer	Marsh	May	Mayer	Miller
Moore	Morris	Munzlinger	Myers	Nieves
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Rector	Richard	Roark
Ruestman	Rupp	Sander	Schaaf	Schlottach
Schneider	Self	Shoemaker	Smith 118	Smith 14
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Threlkeld	Townley	Viebrock	Wallace	Wasson
Wilson 119	Wilson 130	Wood	Wright	Yates
Madam Speaker				

PRESENT: 000

ABSENT WITH LEAVE: 006

Boykins	Byrd	Kratky	Lawson	Reinhart
Thompson				

Representative Seigfreid offered **House Amendment No. 6.**

House Amendment No. 6

AMEND House Substitute for House Committee Substitute for House Bill No. 321, Page 3, Section 287.020, Line 16, by deleting the bracket; and

Further amend said bill, Page 3, Section 287.020, Line 18, by deleting the bracket; and

Further amend said bill, Page 3, Section 287.020, Lines 19-20, by deleting the entirety of said lines and inserting in lieu thereof the following:

“producing at the time objective symptoms of an injury. [An injury is”; and

Further amend said title, enacting clause, and intersectional references accordingly.

Representative Luetkemeyer assumed the Chair.

Representative Seigfreid moved that **House Amendment No. 6** be adopted.

Which motion was defeated.

Speaker Pro Tem Jetton resumed the Chair.

Representative Johnson (90) offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Substitute for House Committee Substitute for House Bill No. 321, Page 20, Section 287.610, by removing all of said section from the House Substitute; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Johnson (90) moved that **House Amendment No. 7** be adopted.

Which motion was defeated by the following vote:

AYES: 072

Abel	Adams	Barnitz	Bishop	Bland
Bringer	Brooks	Burnett	Campbell	Carnahan
Corcoran	Curls	Darrough	Daus	Davis 122
Dempsey	Donnelly	Dougherty	El-Amin	Fraser
George	Graham	Green	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hoskins
Hubbard	Johnson 61	Johnson 90	Jolly	Jones
Kelly 36	Kratky	Kuessner	LeVota	Liese
Lowe	Mayer	McKenna	Meiners	Merideth
Muckler	Page	Ransdall	Sager	Salva
Schoemehl	Seigfreid	Selby	Shoemyer	Skaggs
Spreng	Villa	Vogt	Wagner	Walker
Walsh	Walton	Ward	Whorton	Wildberger
Willoughby	Wilson 25	Wilson 42	Witte	Yaeger
Young	Zweifel			

NOES: 085

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Davis 19	Deeken	Dethrow
Dixon	Dusenberg	Emery	Engler	Ervin
Fares	Goodman	Guest	Hobbs	Holand
Hunter	Ice	Jackson	Jetton	Johnson 47
Kelly 144	King	Kingery	Lager	Lembke
Lipke	Luetkemeyer	Marsh	May	Miller
Moore	Morris	Munzlinger	Myers	Nieves
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Rector	Richard	Roark
Ruestman	Rupp	Sander	Schaaf	Schlottach
Schneider	Self	Shoemaker	Smith 118	Smith 14
St. Onge	Stefanick	Sutherland	Taylor	Threlkeld

Townley	Viebrock	Wallace	Wasson	Wilson 119
Wilson 130	Wood	Wright	Yates	Madam Speaker

PRESENT: 000

ABSENT WITH LEAVE: 006

Boykins	Byrd	Lawson	Reinhart	Stevenson
Thompson				

Representative Burnett offered **House Amendment No. 8.**

House Amendment No. 8

AMEND House Substitute for House Committee Substitute for House Bill No. 321, Section 287.120, Page 10, Line 11, of said page, by inserting after the word "person." the following:

"If an employer denies compensation benefits, the employee or employee's survivors may pursue a civil action for damages at common law without the necessity of pursuing a hearing of the compensation claim before the division or commission." ; and

Further amend said title, enacting clause, and intersectional references accordingly.

Representative Burnett moved that **House Amendment No. 8** be adopted.

Which motion was defeated.

On motion of Representative Wilson (130), **HS HCS HB 321, as amended**, was adopted.

Speaker Hanaway resumed the Chair.

On motion of Representative Wilson (130), **HS HCS HB 321, as amended**, was ordered perfected and printed by the following vote:

AYES: 094

Angst	Avery	Baker	Barnitz	Bean
Bearden	Behnen	Bivins	Black	Bough
Bringer	Brown	Bruns	Cooper 120	Cooper 155
Crawford	Crowell	Cunningham 145	Cunningham 86	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Dusenberg
Emery	Engler	Ervin	Fares	Goodman
Guest	Hampton	Hobbs	Holand	Hunter
Icet	Jackson	Jetton	Johnson 47	Kelly 144
King	Kingery	Kuessner	Lager	Lembke
Lipke	Luetkemeyer	Marsh	May	Mayer
Miller	Moore	Morris	Munzlinger	Myers
Nieves	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Rector	Richard
Roark	Ruestman	Rupp	Sager	Sander
Schaaf	Schlottach	Schneider	Self	Shoemaker
Smith 118	Smith 14	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Threlkeld	Townley	Viebrock

Wagner	Wallace	Wasson	Wilson 119	Wilson 130
Wood	Wright	Yates	Madam Speaker	

NOES: 064

Abel	Adams	Bishop	Bland	Brooks
Burnett	Campbell	Carnahan	Corcoran	Curls
Darrough	Daus	Davis 122	Donnelly	Dougherty
El-Amin	Fraser	George	Graham	Green
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Hoskins	Hubbard	Johnson 61	Johnson 90	Jolly
Jones	Kelly 36	Kratky	LeVota	Liese
Lowe	McKenna	Meiners	Merideth	Muckler
Page	Ransdall	Salva	Schoemehl	Seigfreid
Selby	Shoemyer	Skaggs	Spreng	Villa
Vogt	Walker	Walsh	Walton	Ward
Whorton	Wildberger	Willoughby	Wilson 25	Wilson 42
Witte	Yaeger	Young	Zweifel	

PRESENT: 000

ABSENT WITH LEAVE: 005

Boykins	Byrd	Lawson	Reinhart	Thompson
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HB 254, relating to the Uniform Electronic Transaction Act, was taken up by Representative Byrd.

On motion of Representative Byrd, **HB 254** was ordered perfected and printed by the following vote:

AYES: 155

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	Icet	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jolly
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lembke	LeVota	Liese
Lipke	Lowe	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Merideth	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Ransdall	Rector
Richard	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Self	Shoemaker	Shoemyer

Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Threlkeld
Townley	Viebrock	Villa	Vogt	Wagner
Walker	Wallace	Walsh	Walton	Ward
Wasson	Whorton	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 002

Jones Selby

PRESENT: 000

ABSENT WITH LEAVE: 006

Boykins	Lawson	Quinn	Reinhart	Thompson
Wildberger				

HCS HB 221, relating to banking, was taken up by Representative Luetkemeyer.

On motion of Representative Luetkemeyer, **HCS HB 221** was adopted.

On motion of Representative Luetkemeyer, **HCS HB 221** was ordered perfected and printed.

REFERRAL OF HOUSE BILL

The following House Bill was referred to the Committee indicated:

HCS HB 73 - Budget (Fiscal Note)

COMMITTEE REPORTS

Committee on Ethics, Chairman Crowell reporting:

Madam Speaker: Your Committee on Ethics, to which was referred the **additions to the Caucus for Legislators for a Moderate Agenda**, begs leave to report it has examined the same and **approves it pursuant to 105.473.3(2)(c)d RSMo.**

TO: Chairman Jason Crowell
Ethics Committee

FROM: Chairman Wes Wagner
Caucus for Legislators for a Moderate Agenda

DATE: February 11, 2003

RE: Addition of Moderate Agenda Caucus Member

I respectfully add the following name to the Caucus for Legislators for a Moderate Agenda. Thank you for your assistance.

/s/ Jeff Harris District 23

Madam Speaker: Your Committee on Ethics, to which was referred the **additions to the Joint Southwest Legislative Caucus**, begs leave to report it has examined the same and **approves it pursuant to 105.473.3(2)(c)d RSMo.**

February 5, 2003

Ethics Committee Chairman
State Capitol
House Post Office
Jefferson City, MO 65101

Dear Mr. Chairman:

I would like to add the following Representatives and Senators to the Joint Southwest Legislative Caucus.

Thank you for your consideration.

/s/ Representative Ronnie Miller	District 133
/s/ Representative Roy W. Holand	District 135
/s/ Representative B.J. Marsh	District 136
/s/ Representative Mark Wright	District 137
/s/ Representative Dennis Wood	District 62
/s/ Representative Larry Wilson	District 119
/s/ Representative Jerry King	District 125
/s/ Representative Edgar Emery	District 126
/s/ Representative Steve Hunter	District 127
/s/ Representative Larry Morris	District 138
/s/ Representative Jay Wasson	District 141
/s/ Representative Ron Richard	District 129
/s/ Representative Kevin Wilson	District 130
/s/ Representative Marilyn Ruestman	District 131
/s/ Representative Jerry Bough	District 142
/s/ Representative Maynard Wallace	District 143
/s/ Representative Van Kelly	District 144
/s/ Representative Chuck Purgason	District 151
/s/ Representative Randy Angst	District 146
/s/ Senator Doyle Childers	District 29
/s/ Senator Gary Nodler	District 32
/s/ Senator Carl Vogel	District 6
/s/ Senator Sarah Steelman	District 16

Sincerely,

/s/ Jack Goodman
Representative, District 132

Madam Speaker: Your Committee on Ethics, to which was referred the **additions to the Missouri Sportsmen's Caucus**, begs leave to report it has examined the same and **approves it pursuant to 105.473.3(2)(c)d RSMo.**

TO: Representative Jason Crowell
Chairman, Ethics Committee

FROM: Representative Mark Hampton

RE: Missouri Sportsmen's Caucus

DATE: February 12, 2003

I would like to add the following to the Missouri Sportsmen's Caucus in accordance with Section 105.473.3(2)(c)d RSMo:

Representatives	District
/s/ Jeff Harris	23
/s/ Steve Hobbs	21
/s/ Charles Schlottach	111

Madam Speaker: Your Committee on Ethics, to which was referred the **additions to the Missouri Winery Promotion Caucus**, begs leave to report it has examined the same and **approves it pursuant to 105.473.3(2)(c)d RSMo.**

TO: Representative Jason Crowell

FROM: Representative Dan Ward

DATE: 12 February 2003

SUBJECT: Missouri Winery Promotion Caucus

This is to request that Representative Mark Wright be added to the Missouri Winery Promotion Caucus.

Your consideration is greatly appreciated.

February 11, 2003

Rep. Dan Ward
Room 105A
State Capitol

Dear Rep. Ward:

I would like to submit my name for approval to become a member of the Wine Caucus.

Thank you for your consideration.

Sincerely,

/s/ Rep. Mark Wright
District 137

TO: Representative Jason Crowell

FROM: Representative Dan Ward

DATE: 6 February 2003

SUBJECT: Missouri Winery Promotion Caucus

This is to request that Representative Chuck Graham, District 24 and Representative Michael Sager, District 48, be added to the Missouri Winery Promotion Caucus.

Your consideration is greatly appreciated.

/s/ Michael Sager 48th District
/s/ Chuck Graham 24th District

TO: Representative Jason Crowell

FROM: Representative Dan Ward

DATE: 6 February 2003

SUBJECT: Missouri Winery Promotion Caucus

This is to request that Representative Kathlyn Fares, be added to the Missouri Winery Promotion Caucus.

Your consideration is greatly appreciated.

February 6, 2003

Representative Dan Ward
State Capitol
Jefferson City, MO

Dear Representative Ward,

I am requesting permission to join the Missouri Winery Promotion Caucus. Your consideration of my request is most appreciated.

Sincerely,

/s/ Kathlyn Fares Dist. 91

Madam Speaker: Your Committee on Ethics, to which was referred the **additions to the Sanctity of Life Caucus**, begs leave to report it has examined the same and **approves it pursuant to 105.473.3(2)(c)d RSMo.**

TO: Rep. Jason Crowell

FROM: Ed Emery

RE: Sanctity of Life Caucus

DATE: February 6, 2003

The following members would like to be added to the Sanctity of Life Caucus:

/s/ Rep. Dennis Wood	#62
/s/ Rep. Doug Ervin	#35
/s/ Rep. Steve Hobbs	#21
/s/ Rep. Bob May	#149

Thank you for your consideration in this matter.

February 6, 2003

Honorable Jason Crowell
House Post Office
Jefferson City, MO 65101

Dear Jason:

Please accept my request to be a member of the Sanctity of Life Caucus.

Sincerely,

/s/ Kevin Threlkeld

February 5, 2003

Representative Ed Emery
State Capitol, Room 407-B
Jefferson City, MO 65101

Dear Representative Emery:

I am hereby requesting to be placed on the Sanctity of Life Caucus. Thank you.

Sincerely,

/s/ Jane Cunningham
State Representative

Madam Speaker: Your Committee on Ethics, to which was referred the **additions to the Small Business Caucus**, begs leave to report it has examined the same and **approves it pursuant to 105.473.3(2)(c)d RSMo**.

I will be filing additions to the Small Business Caucus at noon Tuesday, February 11, 2003. If you are interested in joining, please sign below.

NAME	DISTRICT NUMBER
/s/ Jason Brown	30
/s/ Dennis Wood	62
/s/ Mike Sager	48
/s/ Larry Wilson	119
/s/ Paul LeVota	52
/s/ Mark Bruns	113
/s/ Ed Emery	126
/s/ Marilyn Ruestman	131
/s/ Jodi Stefanick	93
/s/ Gary Dusenberg	54
/s/ Mike Cunningham	145

February 6, 2003

Representative Brian Baker
State Capitol
Jefferson City, MO

Dear Representative Baker,

I am requesting permission to join the Small Business Caucus. Your consideration of my request is most appreciated.

Sincerely,

/s/ Kathlyn Fares

February 10, 2003

Representative Jason Crowell
Chairman, Ethics Committee
State Capitol
Jefferson City, MO 65101

Dear Representative Crowell:

I would like to add Representative Randy Angst to the Small Business Caucus.

/s/ Representative Randy Angst District 146

Thank you.

Sincerely,

Representative Brian Baker

February 10, 2003

Representative Brian Baker
State Capitol, Rm. 135
Jefferson City, MO 65101

Mr. Chairman,

Please consider this letter my request to be named as a member of the Small Business Caucus.

Thank you in advance for your consideration.

Sincerely,

/s/ Jeff Harris
State Representative
District 23

Madam Speaker: Your Committee on Ethics, to which was referred the **additions to the Western Missouri River Caucus**, begs leave to report it has examined the same and **approves it pursuant to 105.473.3(2)(c)d RSMo.**

February 11, 2003

Ethics Committee Chairman
State Capitol
House Post Office
Jefferson City, MO 65101

Dear Mr. Chairman:

I would like to add Representative Vicki Walker to the Western Missouri River Caucus.

Thank you for your consideration.

/s/ Representative Vicki Walker District 50

Sincerely,

/s/ Trent Skaggs

Madam Speaker: Your Committee on Ethics, to which was referred the **Greene County Caucus**, begs leave to report it has examined the same and **approves it pursuant to 105.473.3(2)(c)d RSMo.**

January 29, 2003

The Honorable Jason Crowell, Chair
House Committee on Ethics
Missouri House of Representatives
Jefferson City, MO 65101

Dear Representative Crowell:

Please accept the request of the undersigned senators and representatives to form the Greene County Caucus which will consist of the elected members of the General Assembly who represent the citizens of Greene County.

Sincerely,

/s/ Senator Norma J. Champion - 30 th	/s/ Senator Dan Clemens
/s/ Representative Mike Cunningham - 145 th	/s/ Representative Bob Dixon
/s/ Representative Roy W. Holand	/s/ Representative B.J. Marsh
/s/ Representative Larry Morris	/s/ Representative Bradley G. Roark
/s/ Representative Jim Viebrock	/s/ Representative Mark Wright - 137 th

Madam Speaker: Your Committee on Ethics, to which was referred the **Leadership Caucus**, begs leave to report it has examined the same and **approves it pursuant to 105.473.3(2)(c)d RSMo.**

TO: Representative Jason Crowell

FROM: Representative Rod Jetton

DATE: February 10, 2003

RE: Leadership Caucus

In accordance with Section 105.473.3(2)(c)d RSMo 2002, we are listing the following members of the General Assembly as members of the leadership caucus.

Representative	District	Representative	District
/s/ Ronnie Miller	133	/s/ Steve Hobbs	21
/s/ Rod Jetton	156	/s/ Sherman Parker	12
/s/ Chuck Portwood	92	/s/ David Pearce	121
/s/ Carl Bearden	16	/s/ Brian Nieves	98
/s/ Jason Crowell	158	/s/ Randy Angst	146
/s/ Catherine Hanaway	87	/s/ Jodi Stefanick	93
/s/ Chuck Purgason	151	/s/ Shannon Cooper	120
/s/ Mark Wright	137	/s/ Bryan P. Stevenson	128
/s/ Jack Jackson	89	/s/ Kevin Engler	106
/s/ Blaine Luetkemeyer	115	/s/ Brad Roark	139

Madam Speaker: Your Committee on Ethics, to which was referred the **Midnight Caucus**, begs leave to report it has examined the same and **approves it pursuant to 105.473.3(2)(c)d RSMo.**

TO: Representative Jason Crowell, Chair
Ethics Committee

FROM: Representative Jodi Stefanick

DATE: February 13, 2003

RE: Midnight Caucus

Pursuant to Section 105.473.3(2)(c)d RSMo, and the rules of the Missouri House of Representatives, a listing of the members of the 92nd General Assembly's House of Representatives Midnight Caucus is attached.

Please consider this letter a formal application to the Committee on Ethics to approve this caucus to be recognized as a duly filed and approved caucus of the General Assembly.

I will serve as the designated member to present this request to the Committee. Please contact me at (573) 751-4392 if you have any questions concerning this caucus.

Signature	District	Signature	District
/s/ Denny Merideth	162	/s/ Jodi Stefanick	93
/s/ Mike Sutherland	99	/s/ Bryan T. Pratt	55
/s/ Rod Jetton	156	/s/ Brad Lager	4
/s/ Larry Crawford	117	/s/ Allen Icet	84
/s/ Randy Angst	146	/s/ Jason Brown	30
/s/ Scott Rupp	13	/s/ Chuck Purgason	151
/s/ Richard Byrd	94	/s/ Steve Hobbs	21
/s/ Mark Wright	137	/s/ Dr. Charles Portwood	92
/s/ Catherine L. Hanaway	87		
/s/ Brian Nieves	98		
/s/ Shannon Cooper	120		
/s/ Carl Bearden	16		
/s/ Tom Dempsey	18		
/s/ Robert Mayer	159		
/s/ David Pearce	121		
/s/ Jason Crowell	158		
/s/ Brian Yates	56		
/s/ James Lembke	85		
/s/ Kevin Threlkeld	109		
/s/ Russ Carnahan	59		
/s/ John Quinn	7		
/s/ Bob Behnen	2		

Madam Speaker: Your Committee on Ethics, to which was referred the *Rotunda Caucus*, begs leave to report it has examined the same and **approves it pursuant to 105.473.3(2)(c)d RSMo.**

TO: Representative Jason Crowell, Chairman
 Ethics Committee

FROM: Representative Bruce Darrough

DATE: February 10, 2003

RE: Rotunda Caucus

In accordance with Section 105.473.3(2)(c)d RSMo 2002, we are listing the following members of the General Assembly as members of the Rotunda Caucus.

<u>Representative</u>	<u>District</u>
/s/ Bruce Darrough	75
/s/ Clint Zweifel	78
/s/ Michael G. Corcoran	77

/s/ Albert J. Liese	79
/s/ Terry Young	49
/s/ Yaphett El-Amin	57
/s/ Michael Spreng	76
/s/ Thomas E. George	74
/s/ Tom Green	15
/s/ Matt Muckler	70

Madam Speaker: Your Committee on Ethics, to which was referred the **Second Floor Democratic Caucus**, begs leave to report it has examined the same and **approves it pursuant to 105.473.3(2)(c)d RSMo.**

February 6, 2003

TO: Representative Jason Crowell
 House Committee on Ethics

FROM: Representative Marsha Campbell
 Chairman, Second Floor Democratic Caucus

Pursuant to Section 105.473.3(2)(c)d RSMo 2002, find below a listing of the members of the Second Floor Democratic Caucus.

/s/ Representative Mark Abel	District 103
/s/ Representative Marsha Campbell	District 39
/s/ Representative Maurice Lawson	District 29
/s/ Representative D.J. Davis	District 122
/s/ Representative Jim Seigfreid	District 26
/s/ Representative Bob Hilgemann	District 64
/s/ Representative Denny Merideth	District 162
/s/ Representative Tom George	District 74
/s/ Representative Wes Wagner	District 104
/s/ Representative Ryan McKenna	District 102
/s/ Representative Jenee Lowe	District 44

Madam Speaker: Your Committee on Ethics, to which was referred the **Third Congressional District Democratic Caucus**, begs leave to report it has examined the same and **approves it pursuant to 105.473.3(2)(c)d RSMo.**

TO: Representative Jason Crowell, Chair
Ethics Committee

FROM: Representative Russ Carnahan

DATE: February 4, 2003

RE: Third Congressional District Democratic Caucus

In accordance with Section 105.473.3(2)(c)d RSMo 2002, we are listing the following members of the General Assembly as members of the Third Congressional District Democratic Caucus.

<u>Representative</u>	<u>District</u>
/s/ Russ Carnahan	59
/s/ Robin Wright Jones	63
/s/ Robert Hilgemann	64
/s/ Fred Kratky	65
/s/ Michael Vogt	66
/s/ Michael Daus	67
/s/ Betty Thompson	72
/s/ Margaret Donnelly	73
/s/ Barbara Wall Fraser	83
/s/ Rick Johnson	90
/s/ Patricia M. Yaeger	96
/s/ Sue Schoemehl	100
/s/ Ryan McKenna	102
/s/ Mark Abel	103
/s/ Wes Wagner	104
/s/ Harold R. Selby	105
/s/ Thomas Villa	108
/s/ Belinda Harris	110

TO: Representative Jason Crowell, Chair
Ethics Committee

FROM: Representative Russ Carnahan

DATE: February 6, 2003

RE: 3rd Congressional District Democratic Caucus

In accordance with Section 105.473.3(2)(c)d RSMo 2002, we are adding the following member of the General Assembly as a member of the 3rd Congressional District Democratic Caucus.

<u>Representative</u>	<u>District</u>
/s/ Ray Adams	101

Madam Speaker: Your Committee on Ethics, to which was referred the **University of Missouri Caucus**, begs leave to report it has examined the same and **approves it pursuant to 105.473.3(2)(c)d RSMo.**

TO: Representative Jason Crowell, Chair
Ethics Committee

FROM: Representative Russ Carnahan

DATE: February 18, 2003

RE: University of Missouri Caucus

In accordance with Section 105.473.3(2)(c)d RSMo 2002, we are listing the following members of the General Assembly as members of the University of Missouri Caucus.

<u>Representative</u>	<u>District</u>
/s/ Mark Abel	103
/s/ Jim Avery	95
/s/ Otto Bean	163
/s/ Rachel L. Bringer	6
/s/ John Patrick Burnett	40
/s/ Marsha Campbell	39
/s/ Russ Carnahan	59
/s/ Jason Crowell	158
/s/ Melba Curls	41
/s/ Mike Dethrow	153
/s/ Gary Dusenberger	54
/s/ Ed Emery	126
/s/ Jack Goodman	132
/s/ Tom Green	15
/s/ Jim Guest	5
/s/ Wayne Henke	11
/s/ Theodore Hoskins	80
/s/ Cathy Jolly	45
/s/ Robin Wright Jones	63
/s/ Jerry King	125
/s/ Robert Mayer	159
/s/ Brian Munzlinger	1
/s/ Sam Page	82
/s/ David Pearce	121
/s/ Bryan Pratt	55
/s/ Bill Ransdall	148
/s/ Scott Rupp	13
/s/ Therese Sander	22
/s/ Wes Shoemyer	9
/s/ Trent Skaggs	31
/s/ Kevin Threlkeld	109
/s/ Merrill Townley	112
/s/ Tom Villa	108
/s/ Vicki Walker	50
/s/ Jim Whorton	3
/s/ Philip Willoughby	33

/s/ Kevin Wilson	130
/s/ Vicky Riback Wilson	25
/s/ Terry Witte	10
/s/ Brian Yates	56
/s/ Clint Zweifel	78
/s/ Jeff Harris	23
/s/ Esther Haywood	71
/s/ Frank A. Barnitz	150
/s/ Chuck Graham	24
/s/ Mark Hampton	147
/s/ Steve Hobbs	21
/s/ Sharon Sanders Brooks	37
/s/ Bob May	149

Madam Speaker: Your Committee on Ethics, to which was referred the **Veterans Caucus**, begs leave to report it has examined the same and **approves it pursuant to 105.473.3(2)(c)d RSMo.**

TO: Representative Jason Crowell

FROM: Representative Gary Dusenberg

DATE: January 24, 2003

RE: Veterans Caucus

In accordance with Section 105.473.3(2)(c)d RSMo 2002, we are listing the following members of the General Assembly as members of the Veterans Caucus.

<u>Representative</u>	<u>District</u>
/s/ Rod Jetton	156
/s/ Jim Avery	95
/s/ Gary Dusenberg	54
/s/ Jackie C. Jackson	89
/s/ Kevin Wilson	130
/s/ Jason Brown	30
/s/ Gayle Kingery	154
/s/ Mike Cunningham	145
/s/ Otto Bean, Jr.	163
/s/ Carl Bearden	16
/s/ John Burnett	40
/s/ Matt Muckler	70
/s/ Wayne Henke	11
/s/ David Pearce	121
/s/ Bill Ransdall	148
/s/ Mark Hampton	147
/s/ Mike Sutherland	99
/s/ Gayle Kingery	154
/s/ Merrill Townley	112
/s/ Brian Nieves	98
/s/ Steve Hunter	127
/s/ Jerry Bough	142
/s/ Larry Wilson	119
/s/ Therese Sander	22

/s/ Roy W. Holand	135
/s/ Mike Sager	48
/s/ Scott Rupp	13
/s/ Bob Behnen	2
/s/ Chuck Graham	24
/s/ Rick Johnson	90
/s/ Jerry King	125
/s/ Marilyn Ruestman	131
/s/ Lanie G. Black	161
/s/ Terry L. Witte	10
/s/ J.C. Kuessner	152
/s/ Wayne Henke	11
/s/ Fred Kratky	65
/s/ Ray Adams	101
/s/ Ray Salva	51
/s/ Michael Spreng	76
/s/ Denny Merideth	162
/s/ Bob Behnen	2
/s/ Ronnie Miller	133
/s/ Cathy Jolly	45
/s/ Peter Myers	160
/s/ Jim Whorton	3

Madam Speaker: Your Committee on Ethics, to which was referred the **Women Legislators of Missouri Caucus**, begs leave to report it has examined the same and **approves it pursuant to 105.473.3(2)(c)d RSMo.**

The Honorable Jason Crowell, Chair
House Committee on Ethics
Missouri House of Representatives
Jefferson City, Mo 65101

Dear Representative Crowell:

Please accept the request of the attached senators and representatives to form the Women Legislators of Missouri Caucus, which consists of the elected members of the General Assembly. We greatly appreciate your consideration for this request.

Sincerely,

Rep. Marilyn Ruestman
President

Senate Members:

<u>District</u>	<u>Name</u>
1	/s/ Anita Yeckel
5	/s/ Maida Coleman
9	/s/ Mary Groves Bland
14	/s/ Rita Heard Days
16	/s/ Sarah Steelman
24	/s/ Joan Bray
30	/s/ Norma Champion

House Members:

6	/s/ Rachel Bringer
17	/s/ Vicki Schneider
19	/s/ Cynthia Davis
20	/s/ Danielle (Danie) Moore
22	/s/ Therese Sander
25	/s/ Vicky Riback Wilson
32	/s/ Susan Phillips
34	/s/ Annie Reinhart
37	/s/ Sharon Sanders Brooks
39	/s/ Marsha Campbell
41	/s/ Melba J. Curls
42	/s/ Yvonne S. Wilson
44	/s/ Jenee' Lowe
45	/s/ Cathy Jolly
46	/s/ Kate Meiners
49	/s/ Terry Young
50	/s/ Vicki Walker
57	/s/ Yaphette El-Amin
60	/s/ Amber Boykins
61	/s/ Connie Johnson
63	/s/ Robin Wright Jones
69	/s/ Gina Walsh
71	/s/ Esther Haywood
72	/s/ Betty Thompson
73	/s/ Margaret Donnelly
81	/s/ Juanita Head Walton
83	/s/ Barbara Wall Fraser
86	/s/ Jane Cunningham
87	/s/ Catherine Hanaway
91	/s/ Kathlyn Fares
93	/s/ Jodi Stefanick
96	/s/ Patricia Yaeger
100	/s/ Sue Schoemehl
110	/s/ Belinda Harris
131	/s/ Marilyn Ruestman

COMMUNICATIONS

February 19, 2003

Stephen Davis
Chief Clerk

I have less than 10% ownership interest in Northeast Missouri Grain Processors, a farmer owned new Generation Coop ethanol plant in Macon, Missouri.

/s/ Brian Munzlinger 1st District

February 19, 2003

Steve Davis
Office of the Chief Clerk
Missouri House of Representatives
State Capitol
Jefferson City, MO

Dear Mr. Davis:

As requested by the Ethics Committee, I am writing to certify that I own no more than 10 percent of the shares in the following cooperatives: Golden Triangle Energy Cooperative in Craig, Mo; Lifeline Foods, St. Joseph, Mo; Southeast Missouri Grain Producers, Malden, Mo; and East Central Ag Products, Laddonia, Mo.

Thank you!

Sincerely,

/s/ John Quinn
State Representative
District 7

DATE: February 19, 2003

TO: Steve Davis
 Chief Clerk

FROM: Representative Steve Hobbs

RE: Section 105.461 of the Ethics Code

Pursuant to section 105.461 of the Ethics Code, I am submitting a letter stating that I own stock in an ethanol plant, but less than 10%.

/s/ Steve Hobbs

ADJOURNMENT

On motion of Representative Wright, the House adjourned until 10:00 a.m., Thursday, February 20, 2003.

COMMITTEE MEETINGS

ADMINISTRATION AND ACCOUNTS

Thursday, February 20, 2003, 8:30 a.m. Hearing Room 1. AMENDED NOTICE
House employee pay resolution. House audit, Economist for Budget Com.
Keeping Ups. Executive Session.

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Thursday, February 20, 2003. Hearing Room 4 upon morning adjournment.
Mark-up. Departments of Agriculture, Conservation and Natural Resources.

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Friday, February 21, 2003, 8:00 a.m. Hearing Room 4.

Mark-up. Departments of Agriculture, Conservation and Natural Resources.

APPROPRIATIONS - EDUCATION

Thursday, February 20, 2003. Hearing Room 1 upon adjournment.

Executive Session and mark-up.

Public Hearing to be held on: HB 3

APPROPRIATIONS - EDUCATION

Friday, February 21, 2003, 8:00 a.m. Hearing Room 1.

Executive Session and mark-up.

Public Hearing to be held on: HB 3

APPROPRIATIONS - GENERAL ADMINISTRATION

Thursday, February 20, 2003, 8:00 a.m. Hearing Room 7.

Mark-up. Office of Administration, Department of Revenue, Elected Officials, Judiciary, Public Defender and General Assembly.

APPROPRIATIONS - GENERAL ADMINISTRATION

Friday, February 21, 2003, 9:00 a.m. Hearing Room 7.

Mark-up. Office of Administration, Department of Revenue, Elected Officials, Judiciary, Public Defender and General Assembly.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Thursday, February 20, 2003, 8:15 a.m. Hearing Room 3.

Public testimony. Department of Social Services.

Mark-up. Department of Social Services.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Thursday, February 20, 2003. Hearing Room 3 upon morning adjournment.

Public testimony. Department of Social Services.

Mark-up. Department of Social Services.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Friday, February 21, 2003, 8:00 a.m. Hearing Room 3.

Mark-up. Department of Mental Health. Possible Executive Session. CANCELLED

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Monday, February 24, 2003, 9:00 a.m. Hearing Room 3.

Mark-up. Department of Social Services. Possible Executive Session.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Tuesday, February 25, 2003, 8:00 a.m. Hearing Room 3.

Public testimony. Department of Social Services.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Tuesday, February 25, 2003, 2:30 p.m. Hearing Room 3.

Public testimony. Department of Social Services.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Wednesday, February 26, 2003, 8:00 a.m. Hearing Room 3.

Mark-up. Department of Social Services. Possible Executive Session.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Wednesday, February 26, 2003, 2:30 p.m. Hearing Room 3.

Mark-up. Department of Social Services. Possible Executive Session.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Thursday, February 27, 2003, 8:15 a.m. Hearing Room 3.

Mark-up. Department of Social Services. Possible Executive Session.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Thursday, February 27, 2003. Hearing Room 3 upon morning adjournment.

Mark-up. Department of Social Services. Possible Executive Session.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Friday, February 28, 2003, 9:00 a.m. Hearing Room 3.

Mark-up. Department of Social Services. Possible Executive Session.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Thursday, February 20, 2003, 2:30 p.m. Hearing Room 6.

Mark-up. Public Safety and Corrections. Executive Session may follow.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Friday, February 21, 2003, 8:00 a.m. Hearing Room 6.

Mark-up. Public Safety and Corrections. Hearing will continue until finished.

CONSERVATION AND NATURAL RESOURCES

Wednesday, February 26, 2003, 12:00 p.m. Hearing Room 5.

Executive Session may follow.

Public Hearing to be held on: HB 295, HB 386, HJR 7

CRIME PREVENTION AND PUBLIC SAFETY

Thursday, February 20, 2003, 9:00 a.m. Side gallery.

Executive Session to be held on: HB 120, HB 136, HB 328, HB 349

JOINT COMMITTEE ON ADMINISTRATIVE RULES

Thursday, February 20, 2003. Hearing Room 2 upon adjournment.

Rule Number 12 CSR 10-110.600, 12 CSR 10-111.010, 12 CSR 10-111.060

JOINT COMMITTEE ON LEGISLATIVE RESEARCH

Monday, February 24, 2003, 12:00 p.m. Place to be announced.

Organizational meeting.

LOCAL GOVERNMENT

Thursday, February 20, 2003, 8:30 a.m. Hearing Room 6.

Executive Session may follow.

Public Hearing to be held on: HB 199, HB 244, HB 369

RULES

Thursday, February 20, 2003, 8:30 a.m. Hearing Room 5.

Executive Session may follow.

Public Hearing to be held on: HB 377, HB 412, HR 222, HR 238, HR 307, HR 308

SMALL BUSINESS

Thursday, February 20, 2003. Side gallery upon adjournment.

Executive Session.

HOUSE CALENDAR

TWENTY-FIFTH DAY, THURSDAY, FEBRUARY 20, 2003

HOUSE BILLS FOR SECOND READING

HB 505 through HB 518

HOUSE BILL FOR PERFECTION

HCS HB 228 - Pearce

HOUSE BILL FOR THIRD READING - APPROPRIATIONS

HCS HB 15 - Bearden

HOUSE BILLS FOR THIRD READING

HCS HB 288 - Jetton

HS HCS HB 321 - Wilson (130)

HCS HB 73, (Budget 2-19-03) - Luetkemeyer

HCS HB 221, E.C. - Luetkemeyer

HB 254 - Byrd

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

TWENTY-FIFTH DAY, THURSDAY, FEBRUARY 20, 2003

Speaker Hanaway in the Chair.

Prayer by Reverend Donald Lammers, Pastor, St. Peter Church, Jefferson City, Mo.

God, source of all freedom, creator of all material things, we too, are the work of Your hands.

Guide us in our work today, that we may do it, not for self alone, but for the common good.

Give us the insight to see things as they are, that we may speak, plan and decide wisely.

Grant us, as an assembly, the courage and right judgment to do our part in providing "homeland security", sufficient employment for all our people, education for our youth and children, and for those too weak to provide for themselves the basic needs of life.

God, Father of all humankind, cause all the cultures and nations of the world to become capable of living together in peace.

In these days of threat of war, inspire the minds of our President and of other leaders of nations to find a way to resolve the extreme crisis before us without going to war.

Through the Holy Spirit, may we pray in our hearts for peace throughout this day. In Your holy name, O God, we pray. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Windsor Esther.

The Journal of the twenty-fourth day was approved as corrected.

Representative Crowell moved that Rule 113 be suspended to receive guests of Representatives Rector and Shoemyer (9) for special recognition.

Which motion was adopted by the following vote:

AYES: 148

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Behnen	Bishop	Bivins
Black	Bland	Bough	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell

Carnahan	Cooper 155	Crawford	Crowell	Cunningham 145
Cunningham 86	Curls	Daus	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Engler
Ervin	Fares	Fraser	George	Goodman
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	Ice	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly 144	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lawson	Lembke
LeVota	Liese	Lipke	Lowe	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Merideth	Miller	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Richard	Roark
Ruestman	Rupp	Sander	Schaaf	Schneider
Schoemehl	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Threlkeld	Viebrock
Villa	Vogt	Wagner	Wallace	Walsh
Walton	Ward	Wasson	Whorton	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 005

Corcoran	Darrough	Salva	Selby	Walker
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PRESENT: 001

Sager

ABSENT WITH LEAVE: 009

Bearden	Boykins	Cooper 120	Graham	Reinhart
Schlottach	Seigfreid	Thompson	Townley	

HOUSE RESOLUTION

House Resolution No. 450 was taken up by Representative Shoemyer (9) and read.

HOUSE RESOLUTION NO. 450

WHEREAS, it is with utmost respect that the members of the Missouri House of Representatives pause in their daily legislative endeavors in order to recognize those Show-Me State residents who truly embody the concept of Outstanding Missourian through their deeds and achievements; and

WHEREAS, seventy-two-year-old Bill Henderson and his forty-year-old son, David Henderson, have attained distinction as pharmacists who own and operate Henderson's Drug Store in Glasgow, Missouri; and

WHEREAS, one hundred sixty-one years ago Bill Henderson's great-grandfather, Osborne Henderson, purchased an apothecary shop from his colleague, Dr. Ober, after a particularly harrowing experience as the doctor's assistant led him to decide not to enter the medical field as a physician; and

WHEREAS, noted for its green and white tile floor with the name "Henderson's" incorporated into the design, Henderson's Drug Store has remained in the family's talented, dedicated hands ever since; and

WHEREAS, located at three different sites over the years, Henderson's Drug Store today is housed in the same building to which it was moved in 1916 with the pharmacy in the back and an old-fashioned soda fountain and hamburger grill near the entrance; and

WHEREAS, Bill and David Henderson fill prescriptions all 365 days of the year at any time of night or day, and take pride in delivering orders to those customers who can't pick them up in person; and

WHEREAS, in keeping with the small-town tradition of family-run businesses, Bill's wife, Delma; David's wife, Sarah; and longtime employees, Jeanie Strodman and Susan Peuster, have proven to be an integral part of the Henderson's Drug Store business by waiting on customers at the soda fountain any time the pharmacists are busy providing much-needed medications to people in the tri-county area:

NOW, THEREFORE, BE IT RESOLVED that we, the members of the Missouri House of Representatives, Ninety-second General Assembly, join unanimously to applaud the exceptional history of unparalleled service wrought by the father-son pharmacist team of Bill and David Henderson and to convey to them this legislative body's heartiest congratulations and best wishes as they carry on a five-generation-long family business; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare a properly inscribed copy of this resolution for Outstanding Missourians Bill and David Henderson of Glasgow, Missouri.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 449 - Representative Rector
House Resolution No. 450 - Representative Shoemyer (9)
House Resolution No. 451 - Representative Kuessner
House Resolution No. 452 - Representative Jones
House Resolution No. 453 - Representative Jolly
House Resolution No. 454
through
House Resolution No. 456 - Representative Miller
House Resolution No. 457 - Representative Seigfreid
House Resolution No. 458 - Representative Bruns
House Resolution No. 459 - Representative May
House Resolution No. 460 - Representative Schneider
House Resolution No. 461 - Representative Salva
House Resolution No. 462 - Representative Crowell

MESSAGE FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS #2 SCS HB 401**, entitled:

An act to repeal sections 8.370, 8.400, and 8.420, RSMo, and to enact in lieu thereof thirteen new sections relating to the board of public buildings, with an emergency clause and a termination date for certain sections.

With Senate Amendment No. 1, Senate Amendment No. 2, Senate Amendment No. 3 and Senate Amendment No. 6.

Senate Amendment No. 1

AMEND Senate Substitute No. 2 for Senate Committee Substitute for House Bill No. 401, Page 4, Section 8.400, Line 4, by inserting immediately after the word “and” the words “**to restore**”; and

Further amend Section 8.601, Page 5, Line 26, by inserting immediately after “8.601.” the following:

“The tobacco settlement financing authority and the board of public buildings shall have no further authority to issue bonds and notes pursuant to”; and

Further amend said page and section, Lines 26 and 27, by striking the words “shall terminate”.

Senate Amendment No. 2

AMEND Senate Substitute No. 2 for Senate Committee Substitute for House Bill No. 401, Page 5, Section 8.601, Line 27, by inserting after all of said line the following:

“Section 1. The provisions of sections 8.500 to 8.590 shall terminate upon the satisfaction of all outstanding notes and obligations issued pursuant to such sections. The commissioner of the office of administration shall notify the revisor of statutes when all outstanding notes and obligations have been satisfied.”; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 3

AMEND Senate Substitute No. 2 for Senate Committee Substitute for House Bill No. 401, Page 5, Section 8.420, Line 25, by inserting immediately after “8.450” the following: “**or sections 8.625 to 8.649**”.

Senate Amendment No. 6

AMEND Senate Substitute No. 2 for Senate Committee Substitute for House Bill No. 401, Page 11, Section 8.640, Line 5, by striking “8.370” and inserting in lieu thereof the following: “**8.625**”.

Emergency Clause adopted.

In which the concurrence of the House is respectfully requested.

HOUSE BILL WITH SENATE AMENDMENTS

SS #2 SCS HB 401, as amended, relating to the board of public buildings, was taken up by Representative Pratt.

Representative Pratt moved that the House refuse to adopt **SS #2 SCS HB 401, as amended**, and request the Senate to recede from its position or, failing to do so, grant the House a conference.

Which motion was withdrawn.

INTRODUCTION OF HOUSE BILL - APPROPRIATIONS

The following House Bill was read the first time and copies ordered printed:

HB 13, introduced by Representative Bearden, to appropriate money for real property leases, related services, utilities, systems furniture, and structural modifications for the several departments of state government and the divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to appropriate money for capital improvements and the other expenses of the Office of Administration and the divisions and programs thereof, and to transfer money among certain funds for the period beginning July 1, 2003 and ending June 30, 2005.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the first time and copies ordered printed:

HJR 16, introduced by Representatives Brown, Avery, Angst, Jackson, Jetton, Ransdall, Schaaf, Deeken, Moore, Dixon, Sutherland, Munzlinger and Dempsey, et al, relating to taxation of veterans' organizations.

HJR 17, introduced by Representative Threlkeld, relating to allocation of certain sales tax revenue.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 519, introduced by Representatives Bivins, Icet and Emery, et al, relating to environmental audit privileges.

HB 520, introduced by Representative Parker, relating to the nurse licensure compact.

HB 521, introduced by Representatives Dethrow, LeVota, Wasson, Wilson (119), Kuessner, Purgason, Munzlinger, Bruns and Wildberger, et al, relating to the Missouri Fire Education Trust Fund.

HB 522, introduced by Representatives Dixon, Walker, Kingery, Wright and Wallace, et al, relating to the regulations and licensing of the practice of naturopathic medicine.

HB 523, introduced by Representatives Dusenberg and Crawford, relating to licensing requirements.

HB 524, introduced by Representatives Dusenberg, Crawford and Skaggs, relating to excursion gambling boat fees.

HB 525, introduced by Representative Byrd, relating to the rights of shareholders, officers and directors of corporations.

HB 526, introduced by Representatives Jackson, Icet and Stefanick, relating to the power of local school boards to allow the posting of certain historical documents regardless of religious content.

HB 527, introduced by Representatives Myers, Black, Mayer, Bean, Crowell, Jetton and Merideth, et al, relating to the supply of electrical power and energy to certain large industrial customers.

HB 528, introduced by Representatives Sutherland and Riback Wilson (25), relating to eviction notice provisions for manufactured or mobile home land lease communities.

HB 529, introduced by Representatives Sutherland, Pearce and Stefanick, et al, relating to powers and duties of the state board of education.

HB 530, introduced by Representatives Schaaf, Harris (23), Jones, Engler, Bruns, Hoskins, Yaeger, Fraser, Meiners, Campbell and Hilgemann, et al, relating to health care.

HB 531, introduced by Representatives Parker, Hilgemann and Byrd, et al, relating to compulsory attendance age for public schools.

HB 532, introduced by Representatives Zweifel, Whorton, Corcoran and Sager, et al, relating to property insurance.

HB 533, introduced by Representatives Zweifel, Corcoran, Johnson (90) and Darrough, et al, relating to employee rights.

HB 534, introduced by Representatives Muckler, Haywood and Fraser, et al, relating to Medicaid coverage for circumcisions.

HB 535, introduced by Representative Threlkeld, relating to the designation of the official flying mammal of the state of Missouri.

HB 536, introduced by Representatives Bishop, LeVota, Zweifel, Jones, Carnahan, Wilson (42), Fraser, Sager, Willoughby, Sanders Brooks, Dougherty and Jolly, et al, relating to nonpublic personal health information.

HB 537, introduced by Representatives Dixon, Icet, Wallace, Richard, Wasson and Sander, et al, relating to qualification of voters.

HB 538, introduced by Representatives Dixon, Viebrock, Taylor, Bivins, Sager, Icet, Avery and Goodman, et al, relating to law enforcement records.

HB 539, introduced by Representatives Dixon, Viebrock, Bivins, Avery, Schneider and Wallace, et al, relating to victims' rights.

HB 540, introduced by Representatives Schneider, Deeken, Fares, Johnson (47), Wallace, Cooper (155) and Schaaf, et al, relating to nonhospital certificates of need.

HB 541, introduced by Representative Willoughby, relating to utilities.

SECOND READING OF HOUSE BILLS

HB 505 through **HB 518** were read the second time.

Representative Rector assumed the Chair.

Representative Crowell suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 148

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Behnen	Bishop	Bivins
Black	Bland	Bough	Bringer	Brooks
Brown	Burnett	Byrd	Campbell	Carnahan
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Green	Guest	Hampton
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter
Ice	Jackson	Jetton	Johnson 47	Johnson 90
Jolly	Jones	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lawson	Lembke
LeVota	Liese	Lipke	Lowe	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Merideth	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Richard	Roark	Ruestman
Rupp	Salva	Schlottach	Schneider	Schoemehl
Seigfreid	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Walker
Wallace	Walsh	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 001

Selby

PRESENT: 004

Johnson 61	Sager	Walton	Wright
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ABSENT WITH LEAVE: 010

Bearden	Boykins	Bruns	Graham	Kelly 144
Miller	Reinhart	Sander	Schaaf	Thompson

Speaker Hanaway resumed the Chair.

THIRD READING OF HOUSE BILL

HCS HB 288, relating to the Classroom Trust Fund, was taken up by Representative Jetton.

On motion of Representative Jetton, **HCS HB 288** was read the third time and passed by the following vote:

AYES: 099

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dusenberg
Emery	Engler	Ervin	Fares	Goodman
Green	Guest	Hobbs	Holand	Hunter
Iceet	Jackson	Jetton	Johnson 47	Kelly 144
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	Lipke	Luetkemeyer	Marsh
May	Mayer	Miller	Moore	Morris
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Rector	Richard	Roark	Ruestman
Rupp	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Self	Shoemaker	Smith 118	Smith 14
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Threlkeld	Townley	Viebrock	Vogt	Wallace
Wasson	Willoughby	Wilson 119	Wilson 130	Wood
Wright	Yaeger	Yates	Madam Speaker	

NOES: 060

Abel	Adams	Barnitz	Bishop	Bland
Bringer	Brooks	Burnett	Campbell	Carnahan
Corcoran	Curls	Darrough	Daus	Davis 122
Dougherty	El-Amin	Fraser	George	Graham
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hoskins	Hubbard	Johnson 61	Johnson 90
Jolly	Jones	Kelly 36	LeVota	Liese
Lowe	McKenna	Meiners	Merideth	Muckler
Ransdall	Sager	Salva	Seigfreid	Selby
Shoemyer	Skaggs	Spreng	Villa	Wagner
Walker	Walsh	Walton	Whorton	Wildberger
Wilson 25	Wilson 42	Witte	Young	Zweifel

PRESENT: 000

ABSENT WITH LEAVE: 004

Boykins Reinhart Thompson Ward

Speaker Hanaway declared the bill passed.

HOUSE BILL WITH SENATE AMENDMENTS

SS #2 SCS HB 401, as amended, relating to the board of public buildings, was taken up by Representative Bearden.

On motion of Representative Bearden, **SS #2 SCS HB 401, as amended**, was adopted by the following vote:

AYES: 130

Angst	Avery	Baker	Bean	Bearden
Behnen	Bishop	Bivins	Black	Bough
Bringer	Brown	Bruns	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Darrough	Daus
Davis 122	Davis 19	Deeken	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	Emery	Engler
Ervin	Fares	Fraser	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Henke	Hilgemann	Hobbs	Holand	Hunter
Icet	Jackson	Jetton	Johnson 47	Jolly
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Luetkemeyer	Marsh	May
Mayer	Meiners	Miller	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Richard
Ruestman	Rupp	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Threlkeld	Viebrock	Villa	Vogt
Walker	Wallace	Wasson	Wildberger	Willoughby
Wilson 119	Wilson 130	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 028

Abel	Barnitz	Bland	Brooks	Burnett
Curls	Dempsey	El-Amin	George	Haywood
Hoskins	Hubbard	Johnson 61	Johnson 90	Jones
Lowe	McKenna	Merideth	Roark	Sager
Selby	Townley	Wagner	Walsh	Walton
Whorton	Wilson 25	Wilson 42		

PRESENT: 000

ABSENT WITH LEAVE: 005

Adams	Boykins	Reinhart	Thompson	Ward
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On motion of Representative Bearden, **SS #2 SCS HB 401, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 130

Angst	Avery	Baker	Bean	Bearden
Behnen	Bishop	Bivins	Black	Bough
Bringer	Brown	Bruns	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Darrough	Daus
Davis 122	Davis 19	Deeken	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	Emery	Engler
Ervin	Fares	Fraser	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Henke	Hilgemann	Hobbs	Holand	Hunter
Icet	Jackson	Jetton	Johnson 47	Jolly
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Luetkemeyer	Marsh	May
Mayer	Meiners	Miller	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Richard
Ruestman	Rupp	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Threlkeld	Viebrock	Villa	Vogt
Walker	Wallace	Wasson	Wildberger	Willoughby
Wilson 119	Wilson 130	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 028

Abel	Barnitz	Bland	Brooks	Burnett
Curls	Dempsey	El-Amin	George	Haywood
Hoskins	Hubbard	Johnson 61	Johnson 90	Jones
Lowe	McKenna	Merideth	Roark	Sager
Selby	Townley	Wagner	Walsh	Walton
Whorton	Wilson 25	Wilson 42		

PRESENT: 000

ABSENT WITH LEAVE: 005

Adams	Boykins	Reinhart	Thompson	Ward
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Speaker Hanaway declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 140

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bough	Bringer	Brown	Bruns
Byrd	Campbell	Carnahan	Cooper 120	Cooper 155
Corcoran	Crawford	Crowell	Cunningham 145	Cunningham 86
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Henke
Hilgemann	Hobbs	Holand	Hunter	Iceet
Jackson	Jetton	Johnson 47	Jolly	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lawson	Lembke	LeVota	Liese
Lipke	Lowe	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Miller	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Richard	Ruestman	Rupp	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Threlkeld	Townley	Viebrock
Villa	Vogt	Wagner	Walker	Wallace
Walsh	Wasson	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 25	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 018

Bland	Brooks	Burnett	Curls	El-Amin
Haywood	Hoskins	Hubbard	Johnson 61	Johnson 90
Jones	Merideth	Roark	Sager	Selby
Walton	Whorton	Wilson 42		

PRESENT: 000

ABSENT WITH LEAVE: 005

Adams	Boykins	Reinhart	Thompson	Ward
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REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were referred to the Committee indicated:

HCR 13 - Education

HCR 15 - Health Care Policy

HCR 16 - Transportation and Motor Vehicles

HCR 17 - Budget

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HS HCS HB 321 - Budget (Fiscal Note)
HB 388 - Local Government
HB 411 - Crime Prevention and Public Safety
HB 451 - Workforce Development and Workplace Safety
HB 452 - Professional Registration and Licensing
HB 453 - Workforce Development and Workplace Safety
HB 454 - Judiciary
HB 455 - Health Care Policy
HB 456 - Retirement
HB 457 - Agriculture
HB 458 - Tax Policy
HB 459 - Health Care Policy
HB 460 - Financial Services
HB 461 - Small Business
HB 462 - Local Government
HB 463 - Local Government
HB 464 - Agriculture
HB 465 - Health Care Policy
HB 466 - Transportation and Motor Vehicles
HB 467 - Workforce Development and Workplace Safety
HB 468 - Judiciary
HB 470 - Crime Prevention and Public Safety
HB 471 - Crime Prevention and Public Safety
HB 472 - Local Government
HB 473 - Retirement
HB 474 - Local Government
HB 478 - Transportation and Motor Vehicles
HB 479 - Financial Services
HB 480 - Small Business
HB 481 - Health Care Policy
HB 482 - Judiciary
HB 483 - Transportation and Motor Vehicles
HB 486 - Transportation and Motor Vehicles
HB 488 - Job Creation and Economic Development
HB 489 - Education
HB 490 - Financial Services
HB 491 - Transportation and Motor Vehicles
HB 492 - Professional Registration and Licensing
HB 493 - Transportation and Motor Vehicles
HB 494 - Agriculture
HB 497 - Children and Families

HB 498 - Senior Security
HB 499 - Education
HB 500 - Judiciary
HB 501 - Financial Services
HB 503 - Tax Policy
HB 504 - Judiciary
HB 505 - Transportation and Motor Vehicles
HB 506 - Workforce Development and Workplace Safety
HB 507 - Health Care Policy
HB 508 - Local Government
HB 509 - Professional Registration and Licensing
HB 511 - Elections
HB 512 - Small Business
HB 513 - Crime Prevention and Public Safety
HB 514 - Tax Policy
HB 515 - Tax Policy
HB 516 - Senior Security
HB 517 - Senior Security

RE-REFERRAL OF HOUSE BILL

The following House Bill was re-referred to the Committee indicated:

HB 477 - Corrections and State Institutions

COMMITTEE REPORTS

Committee on Budget, Chairman Bearden reporting:

Madam Speaker: Your Committee on Budget, to which was referred **HB 286**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Committee on Communications, Energy and Technology, Chairman Rector reporting:

Madam Speaker: Your Committee on Communications, Energy and Technology, to which was referred **HB 208**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent with House Committee Amendment No. 1**.

House Committee Amendment No. 1

Amend House Bill No. 208, Page 1, Section 393.110, Line 13, by inserting after said line the following:

“Nothing in this section shall be construed as amended or superseding the commission’s authority granted in subsection 1 of section 386.310, RSMo, in section 393.106, and sections 386.800 and 394.312, RSMo.”; and

Further amend said title, enacting clause and intersectional references accordingly.

Committee on Crime Prevention and Public Safety, Chairman Mayer reporting:

Madam Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 91**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Committee on Education, Chairman Cunningham (86) reporting:

Madam Speaker: Your Committee on Education, to which was referred **HB 281**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Committee on Health Care Policy, Chairman Holand reporting:

Madam Speaker: Your Committee on Health Care Policy, to which was referred **HB 156**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Committee on Judiciary, Chairman Byrd reporting:

Madam Speaker: Your Committee on Judiciary, to which was referred **HB 273**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Committee on Local Government, Chairman Johnson (47) reporting:

Madam Speaker: Your Committee on Local Government, to which was referred **HB 166**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Madam Speaker: Your Committee on Local Government, to which was referred **HB 181**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Committee on Professional Registration and Licensing, Chairman Behnen reporting:

Madam Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 390**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Committee on Retirement, Chairman Smith (118) reporting:

Madam Speaker: Your Committee on Retirement, to which was referred **HB 131**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Madam Speaker: Your Committee on Retirement, to which was referred **HB 152** and **HB 180**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Committee on Rules, Chairman Crowell reporting:

Madam Speaker: Your Committee on Rules, to which was referred **HB 412**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Committee on Tourism and Cultural Affairs, Chairman Marsh reporting:

Madam Speaker: Your Committee on Tourism and Cultural Affairs, to which was referred **HB 222**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Committee on Transportation and Motor Vehicles, Chairman Crawford reporting:

Madam Speaker: Your Committee on Transportation and Motor Vehicles, to which was referred **HB 75**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Transportation and Motor Vehicles, to which was referred **HB 187**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

SUPPLEMENTAL CALENDAR **(February 20, 2003)**

HOUSE BILL FOR PERFECTION

HB 412 - Goodman

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS #2 SCS SB 55**, entitled:

An act to repeal sections 173.005, 174.020, 174.231, 174.241, 174.324, and 174.450, RSMo, and to enact in lieu thereof six new sections relating to state institutions of higher education.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 63**, entitled:

An act to repeal section 211.477, RSMo, relating to parental rights, and to enact in lieu thereof one new section relating to the same subject.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 130**, entitled:

An act to authorize the conveyance of property along 321 Knaust Road to St. Charles County, Missouri.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 173**, entitled:

An act to repeal section 321.120, RSMo, relating to fire protection district directors, and to enact in lieu thereof one new section relating to the same subject.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SBs 194 & 189**, entitled:

An act to amend chapter 288, RSMo, by adding thereto one new section relating to unemployment reimbursement for Indian tribes in compliance with federal mandate, with an emergency clause.

Emergency Clause adopted.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 215**, entitled:

An act to repeal section 165.011, RSMo, and to enact in lieu thereof one new section relating to transfers from the incidental fund.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 228**, entitled:

An act to repeal section 67.1360, RSMo, relating to tourism taxes, and to enact in lieu thereof one new section relating to the same subject.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 232**, entitled:

An act to authorize the conveyance of property at Thousand Hills State Park.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 235**, entitled:

An act to repeal section 99.845, RSMo, and to enact in lieu thereof one new section relating to local government indebtedness.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 246**, entitled:

An act to repeal sections 386.050, 386.120, 386.210, 392.200, and 393.015, RSMo, and to enact in lieu thereof seven new sections relating to the public service commission.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 255**, entitled:

An act to repeal section 393.110, RSMo, and to enact in lieu thereof one new section relating to the public service commission's jurisdiction of consumer-owned electric corporations.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 266**, entitled:

An act to amend chapter 633, RSMo, by adding thereto one new section relating to services for persons with developmental disabilities.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 282**, entitled:

An act to repeal section 64.341, RSMo, and to enact in lieu thereof one new section relating to county facilities.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SBs 299 & 40**, entitled:

An act to repeal sections 33.210, 33.270, 33.800, 33.803, 33.805, 33.807, and 33.810, RSMo, and to enact in lieu thereof seven new sections relating to performance-based budgeting.

In which the concurrence of the House is respectfully requested.

COMMITTEE ASSIGNMENTS

SPECIAL COMMITTEE ON GENERAL LAWS

Wright, Mark - Chair

Barnitz, Frank
Davis, D.J.
Deeken, Bill
Hampton, Mark
Phillips, Susan
Pratt, Brian
Seigfreid, Jim
Stefanick, Jodi
Sutherland, Mike

SPECIAL COMMITTEE ON URBAN ISSUES

Bland, Craig - Chair

Baker, Brian
Dempsey, Tom
El-Amin, Yaphett
Ervin, Doug
Hoskins, Theodore
Icet, Alan
Johnson, Bob
Jones, Robin
Rupp, Scott
Thompson, Betty
Yates, Brian

COMMUNICATIONS

February 20, 2003

Steve Davis
Chief Clerk
Missouri House of Representatives
State Capitol
Jefferson City, MO 65101

Dear Steve:

As requested by the Ethics Committee this is to certify that I own no more than ten percent of shares in the new Generation Cooperative in Macon and the Ozark Mountain Pork Cooperative.

Sincerely,

/s/ Wes Shoemyer

February 20, 2003

Mr. Stephen S. Davis
Chief Clerk of the House of Representatives
Room 306C
State Capitol
Jefferson City, MO 65101

Re: East Central Agriculture Products Cooperative

Dear Mr. Davis:

I am writing to inform you that my wife, Linda F. Witte, and I jointly own one share in the above-referenced entity.

I am writing this letter in order to comply with the requirements set forth in Section 105.461 of the Revised Statutes of Missouri.

Sincerely yours,

/s/ Terry L. Witte
State Representative
District 10

ADJOURNMENT

On motion of Representative Crowell, the House adjourned until 4:00 p.m., Monday, February 24, 2003.

CORRECTIONS TO THE HOUSE JOURNAL

I, State Representative Jane Cunningham, District 86, hereby state and affirm that my vote as recorded on Page 378 of the House Journal for February 19, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 20th day of February 2003.

/s/ Jane Cunningham (86)
State Representative

/s/ Stephen S. Davis
Chief Clerk

/s/ Brian Munzlinger
State Representative

/s/ Stephen S. Davis
Chief Clerk

/s/ John Quinn
State Representative

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

AGRICULTURE

Tuesday, February 25, 2003, 12:00 p.m. Hearing Room 1.

Executive Session may follow.

Public Hearing to be held on: HB 317

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Monday, February 24, 2003, 2:00 p.m. Hearing Room 4.

Mark-up. Departments of Natural Resources and Conservation.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Monday, February 24, 2003, 12:00 p.m. Hearing Room 3.

Mark-up. Department of Social Services.

Possible Executive Session. AMENDED NOTICE

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Tuesday, February 25, 2003, 8:00 a.m. Hearing Room 3.

Public testimony. Department of Social Services.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Tuesday, February 25, 2003, 2:30 p.m. Hearing Room 3.

Public testimony. Department of Social Services.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Wednesday, February 26, 2003, 8:00 a.m. Hearing Room 3.

Mark-up. Department of Social Services.

Possible Executive Session.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Wednesday, February 26, 2003, 2:30 p.m. Hearing Room 3.

Mark-up. Department of Social Services.

Possible Executive Session.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Thursday, February 27, 2003, 8:15 a.m. Hearing Room 3.

Mark-up. Department of Social Services.

Possible Executive Session.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Thursday, February 27, 2003. Hearing Room 3 upon morning adjournment.

Mark-up. Department of Social Services.

Possible Executive Session.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Friday, February 28, 2003, 9:00 a.m. Hearing Room 3.

Mark-up. Department of Social Services.

Possible Executive Session.

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Monday, February 24, 2003, 11:00 a.m. Hearing Room 7.

Mark-up. Departments of Economic Development, Insurance,

Labor & Industrial Relations and Transportation.

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Monday, February 24, 2003, 7:00 p.m. Hearing Room 7.

Mark-up. Departments of Economic Development, Insurance
and Labor & Industrial Relations if not finished in morning.

BUDGET

Monday, February 24, 2003, 7:30 p.m. Hearing Room 3.

Executive Session may follow.

Public Hearing to be held on: HB 14

COMMUNICATIONS, ENERGY AND TECHNOLOGY

Tuesday, February 25, 2003. Hearing Room 3 upon morning adjournment.

Executive Session may follow.

Public Hearing to be held on: HB 344, HB 403

CONSERVATION AND NATURAL RESOURCES

Wednesday, February 26, 2003, 12:00 p.m. Hearing Room 5.

Executive Session may follow.

Public Hearing to be held on: HB 295, HB 386, HJR 7

CORRECTIONS AND STATE INSTITUTIONS

Wednesday, February 26, 2003, 5:00 p.m. Hearing Room 7.

Public Hearing to be held on: HB 356, HB 407

Executive Session to be held on: HB 93, HB 216

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, February 25, 2003, 5:00 p.m. Hearing Room 3.

Public Hearing to be held on: HB 167, HB 168, HB 337, HB 470

FINANCIAL SERVICES

Tuesday, February 25, 2003, 12:00 p.m. Hearing Room 6.

Possible Executive Session on HB 314 and HB 243.

Public Hearing to be held on: HB 380, HB 437

JOINT COMMITTEE ON LEGISLATIVE RESEARCH

Monday, February 24, 2003, 12:00 p.m. Place to be announced.

Organizational meeting.

LOCAL GOVERNMENT

Tuesday, February 25, 2003, 9:00 a.m. Hearing Room 5.

Executive Session to be held on: HB 97, HB 184, HB 244, HB 267

LOCAL GOVERNMENT

Thursday, February 27, 2003, 8:30 a.m. Hearing Room 6.

Executive Session may follow.

Public Hearing to be held on: HB 326, HB 331, HB 375

SENIOR SECURITY

Tuesday, February 25, 2003, 5:00 p.m. Hearing Room 6.

Public Hearing to be held on: HB 516, HB 517

TRANSPORTATION AND MOTOR VEHICLES

Wednesday, February 26, 2003, 8:00 a.m. Hearing Room 7.

Possible Executive Session on House Bills 96, 160, 283, 170, 162 and 284. AMENDED NOTICE

Public Hearing to be held on: HB 137, HB 140, HB 327, HB 371, HB 389, HB 392, HB 435

HOUSE CALENDAR

TWENTY-SIXTH DAY, MONDAY, FEBRUARY 24, 2003

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 16 and HJR 17

HOUSE BILLS FOR SECOND READING

HB 519 through HB 541

HOUSE BILL FOR SECOND READING - APPROPRIATIONS

HB 13

HOUSE BILLS FOR PERFECTION

HCS HB 228 - Pearce

HB 412 - Goodman

HCS HB 281 - Moore

HB 91 - Mayer

HCS HB 273 - Byrd

HCS HB 156 - Phillips

HCS HB 390 - Behnen

HOUSE BILLS FOR PERFECTION - CONSENT

(2-24-03)

HB 75 - Ruestman

HCS HB 131 - Deeken

HCS HB 152 & 180 - Johnson (47)

HCS HB 166 - Baker

HCS HB 181 - Seigfreid

HB 187 - Cooper (120)

HB 208, HCA 1 - Engler

HCS HB 222 - Luetkemeyer

HB 286 - Bearden

HOUSE BILL FOR THIRD READING - APPROPRIATIONS

HCS HB 15 - Bearden

HOUSE BILLS FOR THIRD READING

HS HCS HB 321, (Budget 2-20-03) - Wilson (130)

HCS HB 73, (Budget 2-19-03) - Luetkemeyer

HCS HB 221, E.C. - Luetkemeyer

HB 254 - Byrd

SENATE BILLS FOR SECOND READING

SS#2 SCS SB 55

SB 63

SCS SB 130

SB 173

SCS SB 194 & 189

SCS SB 215

SB 228

SB 232

SB 235

SCS SB 246

SB 255

SB 266

SB 282

SCS SB 299 & 40

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

TWENTY-SIXTH DAY, MONDAY, FEBRUARY 24, 2003

Representative Cooper (120) in the Chair.

Prayer by Marilyn Seaton, Senior Journal Clerk.

God of Grace and God of Glory, we Your children, pause now to offer before You our prayers of thanksgiving for the blessings of our life. We are thankful for ideas and insight, for clear headed thinking, helpful friends, and the joys of the family that loves and sustains us.

Give to all in this House a keen sense of Your truth and help us take to heart the injunction to "judge not, lest you be judged". Illuminate our minds and grant to us a necessary humility of spirit.

To You be glory and honor. Amen.

The Pledge of Allegiance to the flag was recited.

The Journal of the twenty-fifth day was approved as corrected.

HOUSE CONCURRENT RESOLUTION

Representative Shoemaker (8) offered House Concurrent Resolution No. 19.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 463 - Representative Johnson (61)
House Resolution No. 464 - Representative Sanders Brooks
House Resolution No. 465 - Representative Hobbs
House Resolution No. 466 - Representative Hunter
House Resolution No. 467 - Representative Baker
House Resolution No. 468 - Representative Hilgemann
House Resolution No. 469
and
House Resolution No. 470 - Representative Hanaway

INTRODUCTION OF HOUSE JOINT RESOLUTION

The following House Joint Resolution was read the first time and copies ordered printed:

HJR 18, introduced by Representatives Shoemaker (8), Munzlinger, Avery, Wallace and Kingery, relating to the public school fund.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 542, introduced by Representatives Campbell, Walton, Lowe, Jones, Hubbard, Riback Wilson (25), Curls, Hilgemann, Villa, Fraser, Wilson (42), Sanders Brooks and Walker, et al, relating to the creation of a death penalty commission.

HB 543, introduced by Representatives LeVota, Dougherty and Young, relating to restrictions on the licensure of hospitals.

HB 544, introduced by Representative Sanders Brooks, relating to recall elections for certain school board members.

HB 545, introduced by Representatives Walker, Johnson (47) and Page, et al, relating to surety recovery agents.

HB 546, introduced by Representatives Villa and Daus, et al, relating to qualifications of school board members in metropolitan school districts.

SECOND READING OF HOUSE JOINT RESOLUTIONS

HJR 16 and **HJR 17** were read the second time.

SECOND READING OF HOUSE BILL - APPROPRIATIONS

HB 13 was read the second time.

SECOND READING OF HOUSE BILLS

HB 519 through **HB 541** were read the second time.

SECOND READING OF SENATE BILLS

SS#2 SCS SB 55, SB 63, SCS SB 130, SB 173, SCS SBs 194 & 189, SCS SB 215, SB 228, SB 232, SB 235, SCS SB 246, SB 255, SB 266, SB 282, and SCS SBs 299 & 40 were read the second time.

PERFECTION OF HOUSE BILL

HB 412, relating to gubernatorial inaugural committee, was taken up by Representative Goodman.

Representative Crowell offered **House Amendment No. 1.**

House Amendment No. 1

AMEND House Bill No. 412, Page 1, In the Title, Lines 2 and 3, by deleting all of said lines and inserting in lieu thereof the following:

"To amend chapter 130, RSMo, by adding thereto two new sections relating to inaugural activities."; and

Further amend said bill, Page 1, Line 12, by inserting a new section at the end of said line:

"130.019. 1. The house of representatives and the senate shall form a legislative inaugural committee to receive and accept contributions, monetary and in-kind, to be used solely in support of the legislative inaugural activities. The committee shall be subject to all reporting requirements, penalties, procedures, limitations, and obligations of candidate committees and of candidates for offices in the house of representatives as provided in this chapter, and shall be subject to any regulations adopted pursuant to such sections.

2. No expenditure of public funds shall be made in support of any legislative inaugural activity until the house of representatives and senate have formed a legislative inaugural committee as provided by this section. The expenditure of public funds shall not be subject to the contribution limitation in section 130.032.

3. Any funds remaining in the legislative inaugural committee's bank account after all legislative inaugural expenses have been paid shall escheat to the state."; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Crowell, **House Amendment No. 1** was adopted.

Representative Zweifel offered **House Amendment No. 2.**

Representative Crowell raised a point of order that **House Amendment No. 2** is not germane to the bill.

Representative Cooper (120) requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

On motion of Representative Goodman, **HB 412, as amended**, was ordered perfected and printed.

THIRD READING OF HOUSE BILL - APPROPRIATIONS

HCS HB 15, relating to appropriations, was taken up by Representative Bearden.

On motion of Representative Bearden, **HCS HB 15** was read the third time and passed by the following vote:

AYES: 157

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins

Bringer	Brooks	Brown	Bruns	Burnett
Byrd	Campbell	Carnahan	Cooper 120	Cooper 155
Corcoran	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Darrough	Daus	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Engler
Ervin	Fares	Fraser	George	Goodman
Graham	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hobbs	Holand
Hoskins	Hunter	Icet	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	McKenna	Meiners	Merideth	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Townley	Viebrock	Villa
Vogt	Walker	Wallace	Walsh	Walton
Ward	Wasson	Whorton	Wildberger	Willoughby
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 001

Selby

PRESENT: 000

ABSENT WITH LEAVE: 005

Green	Hubbard	Mayer	Reinhart	Wagner
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Representative Cooper (120) declared the bill passed.

THIRD READING OF HOUSE BILL

HCS HB 221, relating to banking, was taken up by Representative Luetkemeyer.

On motion of Representative Luetkemeyer, **HCS HB 221** was read the third time and passed by the following vote:

AYES: 128

Adams	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bivins	Black
Bough	Bringer	Brown	Bruns	Byrd
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford

Crowell	Cunningham 145	Cunningham 86	Daus	Davis 122
Davis 19	Deeken	Dempsey	Dethrow	Dixon
Dougherty	Dusenberg	Emery	Engler	Ervin
Fares	Fraser	Goodman	Graham	Guest
Hampton	Harris 23	Henke	Hilgemann	Hobbs
Holand	Hunter	Ice	Jackson	Jetton
Johnson 47	Johnson 90	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lawson	Lembke
LeVota	Liese	Lipke	Luetkemeyer	Marsh
May	McKenna	Meiners	Merideth	Miller
Moore	Morris	Munzlinger	Myers	Nieves
Page	Parker	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Richard
Roark	Ruestman	Rupp	Sager	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Threlkeld	Townley	Viebrock
Villa	Vogt	Wallace	Walton	Ward
Wasson	Willoughby	Wilson 119	Wilson 130	Wilson 25
Witte	Wood	Wright	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 028

Abel	Bishop	Bland	Boykins	Brooks
Burnett	Campbell	Curls	Darrough	Donnelly
El-Amin	George	Harris 110	Haywood	Hoskins
Johnson 61	Jolly	Jones	Lowe	Muckler
Salva	Selby	Thompson	Walker	Walsh
Whorton	Wildberger	Wilson 42		

PRESENT: 000

ABSENT WITH LEAVE: 007

Green	Hubbard	Kelly 144	Mayer	Pearce
Reinhart	Wagner			

Representative Cooper (120) declared the bill passed.

The emergency clause was defeated by the following vote:

AYES: 097

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Daus	Davis 122
Davis 19	Deeken	Dempsey	Dethrow	Dixon
Dougherty	Dusenberg	Emery	Engler	Ervin
Fares	Goodman	Guest	Hampton	Harris 23
Hobbs	Holand	Hunter	Ice	Jackson
Jetton	Johnson 47	Kelly 144	King	Kingery
Kuessner	Lager	Lembke	Liese	Lipke
Luetkemeyer	Marsh	May	Miller	Moore
Morris	Munzlinger	Myers	Nieves	Parker

Phillips	Portwood	Pratt	Purgason	Quinn
Rector	Richard	Roark	Ruestman	Rupp
Sander	Schaaf	Schlottach	Schneider	Seigfreid
Self	Shoemaker	Skaggs	Smith 118	Smith 14
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Threlkeld	Townley	Viebrock	Villa	Wallace
Wasson	Wilson 119	Wilson 130	Wood	Wright
Yates	Madam Speaker			

NOES: 058

Abel	Adams	Barnitz	Bishop	Bland
Boykins	Bringer	Brooks	Burnett	Campbell
Carnahan	Corcoran	Curls	Darrough	Donnelly
El-Amin	Fraser	Graham	Harris 110	Haywood
Henke	Hilgemann	Hoskins	Johnson 61	Johnson 90
Jolly	Jones	Kelly 36	Kratky	LeVota
Lowe	McKenna	Meiners	Merideth	Muckler
Page	Ransdall	Sager	Salva	Schoemehl
Selby	Shoemyer	Spreng	Thompson	Vogt
Walker	Walsh	Walton	Ward	Whorton
Wildberger	Willoughby	Wilson 25	Wilson 42	Witte
Yaeger	Young	Zweifel		

PRESENT: 000

ABSENT WITH LEAVE: 008

George	Green	Hubbard	Lawson	Mayer
Pearce	Reinhart	Wagner		

Speaker Hanaway assumed the Chair.

SIGNING OF HOUSE BILL

All other business of the House was suspended while **SS #2 SCS HB 401** was read at length and, there being no objection, was signed by the Speaker to the end that the same may become law.

Having been duly signed in open session of the Senate, **SS #2 SCS HB 401** was delivered to the Governor by the Chief Clerk of the House.

THIRD READING OF HOUSE BILL

HB 254, relating to Uniform Electronic Transactions Act, was taken up by Representative Byrd.

On motion of Representative Byrd, **HB 254** was read the third time and passed by the following vote:

AYES: 153

Abel	Adams	Angst	Avery	Baker
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Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lipke
Lowe	Luetkemeyer	Marsh	May	McKenna
Meiners	Merideth	Miller	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Phillips	Portwood	Pratt	Quinn
Ransdall	Rector	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Walker	Wallace	Walsh
Walton	Ward	Wasson	Whorton	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 002

Barnitz Selby

PRESENT: 001

Brooks

ABSENT WITH LEAVE: 007

Green	Hubbard	Mayer	Pearce	Purgason
Reinhart	Wagner			

Speaker Hanaway declared the bill passed.

COMMITTEE REPORT

Committee on Tourism and Cultural Affairs, Chairman Marsh reporting:

Madam Speaker: Your Committee on Tourism and Cultural Affairs, to which was referred **HB 245**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

COMMUNICATION

February 21, 2003

Mr. Steve Davis, Chief Clerk
 Missouri House of Representatives
 State Capitol
 Jefferson City, MO 65101

Dear Mr. Chief Clerk:

Pursuant to House Rule 34, I hereby petition to have **HB 157** removed from the Committee on Communications, Energy and Technology and placed on the House Calendar.

Sincerely,

/s/ Rick Johnson

Name	District	Name	District
/s/ Rick Johnson	90	/s/ Dan Bishop	38
/s/ Jeff Harris	23	/s/ Gina Walsh	69
/s/ John Burnett	40	/s/ Belinda Harris	110
/s/ Phil Willoughby	33	/s/ Frank A. Barnitz	150
/s/ Paul LeVota	52	/s/ Michael Vogt	66
/s/ Cathy Jolly	45	/s/ Mike Daus	67
/s/ Sam Page	82	/s/ Patricia M. Yaeger	96
/s/ Ray Salva	51	/s/ Kate Meiners	46
/s/ Terry Young	49	/s/ Craig Bland	43
/s/ Bruce Darrough	75	/s/ Esther Haywood	71
/s/ D.J. Davis	122	/s/ Ray Adams	101
/s/ Robert Hilgemann	64	/s/ Betty Thompson	72
/s/ Mark Hampton	147	/s/ Melba J. Curls	41
/s/ Harold R. Selby	105	/s/ Terry L. Witte	10
/s/ Ed Wildberger	27	/s/ Denny Merideth	162
/s/ Mike Sager	48	/s/ Sharon Sanders Brooks	37
/s/ Michael G. Corcoran	77	/s/ Gary Kelly	36
/s/ Margaret Donnelly	73	/s/ Tom Green	15
/s/ Rodney Hubbard	58	/s/ Yvonne S. Wilson	42
/s/ Bill Ransdall	148	/s/ Yaphett El-Amin	57
/s/ Vicky Riback Wilson	25	/s/ Michael Spreng	76
/s/ Robin Wright Jones	63		
/s/ Marsha Campbell	39		
/s/ Chuck Graham	24		
/s/ Vicki Walker	50		
/s/ Wayne Henke	11		
/s/ Curt Dougherty	53		
/s/ Wes Shoemyer	9		
/s/ Trent Skaggs	31		
/s/ Jim Whorton	3		
/s/ Sue Schoemehl	100		
/s/ Jenee Lowe	44		
/s/ Russ Carnahan	59		
/s/ Rachel Bringer	6		

ADJOURNMENT

On motion of Representative Crowell, the House adjourned until 10:00 a.m., Tuesday, February 25, 2003.

CORRECTIONS

I, State Representative Carl Bearden, District 16, hereby state and affirm that my vote as recorded on Page 411 of the House Journal for February 20, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 24th day of February 2003.

/s/ Carl Bearden
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 24th day of February in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Ronnie Miller, District 133, hereby state and affirm that my vote as recorded on Page 417 of the House Journal for February 20, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 24th day of February 2003.

/s/ Ronnie Miller
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 24th day of February in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

AGRICULTURE

Tuesday, February 25, 2003, 12:00 p.m. Hearing Room 1.

Executive Session may follow.

Public Hearing to be held on: HB 317

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Tuesday, February 25, 2003, 8:00 a.m. Hearing Room 3.

Public testimony. Department of Social Services.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Tuesday, February 25, 2003, 2:30 p.m. Hearing Room 3.

Public testimony. Department of Social Services.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Wednesday, February 26, 2003, 8:00 a.m. Hearing Room 3.

Mark-up. Department of Social Services. Possible Executive Session.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Wednesday, February 26, 2003, 2:30 p.m. Hearing Room 3.

Mark-up. Department of Social Services. Possible Executive Session.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Thursday, February 27, 2003, 8:15 a.m. Hearing Room 3.

Mark-up. Department of Social Services. Possible Executive Session.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Thursday, February 27, 2003. Hearing Room 3 upon morning adjournment.

Mark-up. Department of Social Services. Possible Executive Session.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Friday, February 28, 2003, 9:00 a.m. Hearing Room 3.

Mark-up. Department of Social Services. Possible Executive Session.

BUDGET

Tuesday, February 25, 2003, 7:30 p.m. Hearing Room 3.

Fiscal Review on House Bill 73, House Bill 321.

Executive Session may follow.

Executive Session to be held on: HB 303

CHILDREN AND FAMILIES

Tuesday, February 25, 2003, 5:00 p.m. Hearing Room 1.

Public Hearing to be held on: HB 396

COMMUNICATIONS, ENERGY, AND TECHNOLOGY

Tuesday, February 25, 2003. Hearing Room 3 upon morning adjournment. AMENDED NOTICE Executive Session may follow.

Public Hearing to be held on: HB 344, HB 403, HB 426

CONSERVATION AND NATURAL RESOURCES

Wednesday, February 26, 2003, 12:00 p.m. Hearing Room 5.

Executive Session may follow.

Public Hearing to be held on: HB 295, HB 386, HJR 7

CORRECTIONS AND STATE INSTITUTIONS

Wednesday, February 26, 2003, 5:00 p.m. Hearing Room 7.

Public Hearing to be held on: HB 356, HB 407

Executive Session to be held on: HB 93, HB 216

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, February 25, 2003, 5:00 p.m. Hearing Room 3.

Public Hearing to be held on: HB 167, HB 168, HB 337, HB 470

ELECTIONS

Tuesday, February 25, 2003, 5:00 p.m. Hearing Room 7.

Public Hearing to be held on: HB 237, HB 290, HB 511, HJR 14

Executive Session to be held on: HB 133, HB 159, HB 387

ETHICS

Tuesday, February 25, 2003, 5:00 p.m. Hearing Room 4.

Executive Session may follow.

Second Congressional District Caucus. HEARING CANCELLED

FINANCIAL SERVICES

Tuesday, February 25, 2003, 12:00 p.m. Hearing Room 6.

Possible Executive Session on HB 314 and HB 243.

Public Hearing to be held on: HB 380, HB 437

JOINT COMMITTEE ON ADMINISTRATIVE RULES

Thursday, February 27, 2003. Senate Lounge upon adjournment.

12 CSR 10-2.045, 13 CSR 70-3.065, 13 CSR 70-60.010.

JUDICIARY

Wednesday, February 26, 2003, 12:00 p.m. Hearing Room 1.

Executive Session may follow.

Public Hearing to be held on: HB 44, HB 141, HB 151, HB 256, HB 394

LOCAL GOVERNMENT

Tuesday, February 25, 2003, 9:00 a.m. Hearing Room 5.

Executive Session to be held on: HB 97, HB 184, HB 244, HB 267

LOCAL GOVERNMENT

Thursday, February 27, 2003, 8:30 a.m. Hearing Room 6.

Executive Session may follow.

Public Hearing to be held on: HB 326, HB 331, HB 375

PROFESSIONAL REGISTRATION AND LICENSING

Tuesday, February 25, 2003, 12:00 p.m. Hearing Room 4.

Public Hearing to be held on: HB 358, HB 415, HB 425, HB 440

SENIOR SECURITY

Tuesday, February 25, 2003, 5:00 p.m. Hearing Room 6.

Public Hearing to be held on: HB 516, HB 517

SMALL BUSINESS

Wednesday, February 26, 2003, 12:00 p.m. Hearing Room 4.

Executive Session may follow.

Public Hearing to be held on: HB 368, HB 512

TAX POLICY

Tuesday, February 25, 2003, 12:00 p.m. Hearing Room 7. AMENDED NOTICE

Executive Session may follow.

Public Hearing to be held on: HB 381

TRANSPORTATION AND MOTOR VEHICLES

Wednesday, February 26, 2003, 8:00 a.m. Hearing Room 7. AMENDED NOTICE

Possible Executive Session on HB 96, HB 160, HB 283, HB 170, HB 162 and HB 284.

Public Hearing to be held on: HB 137, HB 140, HB 327, HB 371, HB 389, HB 392, HB 435

HOUSE CALENDAR

TWENTY-SEVENTH DAY, TUESDAY, FEBRUARY 25, 2003

HOUSE JOINT RESOLUTION FOR SECOND READING

HJR 18

HOUSE BILLS FOR SECOND READING

HB 542 through HB 546

HOUSE BILLS FOR PERFECTION

HCS HB 228 - Pearce
HCS HB 281 - Moore
HB 91 - Mayer
HCS HB 273 - Byrd
HCS HB 156 - Phillips
HCS HB 390 - Behnen

HOUSE BILLS FOR PERFECTION - CONSENT

(2-24-03)

HB 75 - Ruestman
HCS HB 131 - Deeken
HCS HB 152 & 180 - Johnson (47)
HCS HB 166 - Baker
HCS HB 181 - Seigfreid
HB 187 - Cooper (120)
HB 208, HCA 1 - Engler
HCS HB 222 - Luetkemeyer
HB 286 - Bearden

(2-25-03)

HCS HB 245 - Marsh

HOUSE BILLS FOR THIRD READING

HS HCS HB 321, (Budget 2-20-03) - Wilson (130)
HCS HB 73, (Budget 2-19-03) - Luetkemeyer

HOUSE BILL TAKEN FROM COMMITTEE PER CONSTITUTION

HB 157 - Johnson (90)

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

TWENTY-SEVENTH DAY, TUESDAY, FEBRUARY 25, 2003

Speaker Hanaway in the Chair.

Prayer by Reverend James Earl Jackson.

Heavenly Father, our Help and Shield, it is written: "The Lord brings the counsel of the nations to nothing. He makes the plans of the peoples of no effect," even so may Your counsel stand forever and the plans of Your heart made known to us this day.

You have given us all the means, resources, wealth, wisdom, and strength that we need to bring us out of our current darkened condition.

Sink Your wisdom deep within our hearts that we might be equipped and prepared to overcome the challenges of this day.

Heavenly Father, we need to know what is and isn't vital. Put our attention on things of real value. Make known to us Your authority and may we not abuse it.

Now may the grace of our Lord and the love of God be with us all.

In the name of Your Son we pray. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Natalie Bailey, Channing Schussler, Tyler Danforth, Clint Beasley and Matt Cooper.

The Journal of the twenty-sixth day was approved as printed.

Representative Crowell suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 159

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty

Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	Ice	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly 144	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lawson	Lembke
Le Vota	Liese	Lipke	Lowe	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Merideth	Miller	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Quinn
Ransdall	Rector	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Yaeger
Yates	Young	Zweifel	Madam Speaker	

NOES: 000

PRESENT: 001

Wright

ABSENT WITH LEAVE: 003

Bland Purgason Reinhart

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

- House Resolution No. 471 - Representative Dempsey
- House Resolution No. 472 - Representative Ransdall
- House Resolution No. 473 - Representative Davis (122)
- House Resolution No. 474 - Representative Jetton
- House Resolution No. 475 - Representative Crowell

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 547, introduced by Representatives Merideth, Walker, Carnahan and Bringer, relating to disqualification from jury service.

HB 548, introduced by Representatives Whorton, Adams and Moore, relating to insurance policy fees for fire department training.

HB 549, introduced by Representative Whorton, relating to marine franchise dealers.

HB 550, introduced by Representative Whorton, relating to taxation of tobacco products.

HB 551, introduced by Representatives Miller, Wilson (119), Kelly (36), Self, Cunningham (145), Dixon, Emery and Viebrock, et al, relating to registration of trailers or semitrailers.

HB 552, introduced by Representative Kingery, relating to law library funds.

HB 553, introduced by Representatives Smith (14), Parker, Sutherland, Smith (118) and Page, et al, relating to health insurance benefits for officers and employees of political subdivisions.

SECOND READING OF HOUSE JOINT RESOLUTION

HJR 18 was read the second time.

SECOND READING OF HOUSE BILLS

HB 542 through **HB 546** were read the second time.

PERFECTION OF HOUSE BILL

HCS HB 281, relating to teacher certification, was taken up by Representative Moore.

Representative Moore offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 281, Page 3, Section 168.021, Line 12, by deleting “section 168.033 if appropriate” and inserting in lieu thereof the following:

“[section 168.033 if appropriate] **rules adopted by the state board of education**”; and

Further amend said bill, Page 4, Section 168.021, Line 33, by deleting the figure “4” and inserting in lieu thereof the figure “3”; and

Further amend said bill, Page 5, Section 168.021, Line 82, by adding after the word “development” the following:

“, **which may include hours spent in class in an appropriate college curriculum**,”; and

Further amend said title, enacting clause, and intersectional references accordingly.

On motion of Representative Moore, **House Amendment No. 1** was adopted.

Representative Wilson (42) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 281, Section 168.021, Page 4, Line 59, by inserting immediately after the word “program” the following:

“provided by the school district which shall include annual, performance-based teacher evaluations and participation in a teacher professional development plan”.

On motion of Representative Wilson (42), **House Amendment No. 2** was adopted.

Representative Davis (122) offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 281, Page 2, Section 161.092, Line 24, by adding immediately after the word “fee” the following:

“for the career continuous professional certificate”; and

Further amend said title, enacting clause, and intersectional references accordingly.

On motion of Representative Davis (122), **House Amendment No. 3** was adopted.

Representative Fraser offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 281, Section 168.021, Page 5, Line 88, by inserting immediately after the word “state” the following:

“; provided that such teacher meets the minimum criteria for certification at that level pursuant to standards established by the state board of education, consistent with the provisions of this section and”.

Representative Fraser moved that **House Amendment No. 4** be adopted.

Which motion was defeated by the following vote:

AYES: 066

Abel	Adams	Bishop	Boykins	Bringer
Brooks	Burnett	Campbell	Carnahan	Corcoran
Curls	Darrough	Daus	Davis 122	Donnelly
El-Amin	Fraser	George	Graham	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hoskins
Hubbard	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly 36	Kratky	Kuessner	Lawson
LeVota	Liese	Lowe	McKenna	Meiners
Muckler	Page	Ransdall	Sager	Salva
Schoemehl	Seigfreid	Selby	Skaggs	Spreng
Thompson	Villa	Vogt	Wagner	Walker
Walsh	Ward	Whorton	Wildberger	Willoughby

Wilson 25	Wilson 42	Witte	Yaeger	Young
Zweifel				

NOES: 092

Angst	Avery	Baker	Barnitz	Bean
Bearden	Behnen	Bivins	Black	Bough
Brown	Bruns	Byrd	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Green
Guest	Hampton	Hobbs	Holand	Hunter
Iceet	Jackson	Jetton	Kelly 144	King
Kingery	Lager	Lembke	Lipke	Luetkemeyer
Marsh	May	Mayer	Merideth	Miller
Moore	Morris	Munzlinger	Myers	Nieves
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Rector	Richard	Roark
Ruestman	Rupp	Sander	Schaaf	Schlottach
Schneider	Self	Shoemaker	Shoemyer	Smith 118
Smith 14	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Threlkeld	Townley	Viebrock	Wallace
Walton	Wilson 119	Wilson 130	Wood	Wright
Yates	Madam Speaker			

PRESENT: 000

ABSENT WITH LEAVE: 005

Bland	Cooper 120	Dougherty	Reinhart	Wasson
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Representative Riback Wilson (25) offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 281, Page 3, Section 168.021, Line 8, by placing brackets around the phrase “doctor of philosophy” and inserting immediately after said bracketed phrase the following: “**doctoral**”.

On motion of Representative Riback Wilson (25), **House Amendment No. 5** was adopted.

Representative Wilson (42) offered **House Amendment No. 6**.

Representative Wright raised a point of order that **House Amendment No. 6** amends previously amended material.

The Chair ruled the point of order well taken.

HCS HB 281, as amended, was laid over.

On motion of Representative Wright, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Pro Tem Jetton.

HOUSE RESOLUTION

Representative Crowell offered House Resolution No. 477.

HOUSE CONCURRENT RESOLUTION

Representatives Bivins and Sutherland, et al, offered House Concurrent Resolution No. 20.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 476 - Representatives Smith (14) and Jackson

House Resolution No. 478

and

House Resolution No. 479 - Representative Munzlinger

House Resolution No. 480 - Representative Wallace

House Resolution No. 481

and

House Resolution No. 482 - Representative Hobbs

House Resolution No. 483

through

House Resolution No. 492 - Representative Lager

House Resolution No. 493 - Representative Pearce

INTRODUCTION OF HOUSE JOINT RESOLUTION

The following House Joint Resolution was read the first time and copies ordered printed:

HJR 19, introduced by Representatives King and Johnson (47), et al, relating to special charter counties.

INTRODUCTION OF HOUSE BILL

The following House Bill was read the first time and copies ordered printed:

HB 554, introduced by Representatives Engler, Barnitz, Kuessner, Ransdall, Lipke, Jetton, Mayer, Dethrow and Kingery, et al, relating to inclement weather exceptions for mandatory days of school attendance.

PERFECTION OF HOUSE BILLS

HCS HB 281, as amended, relating to teacher certification, was again taken up by Representative Moore.

Representative Johnson (90) offered **House Amendment No. 7**.

Representative Wright raised a point of order that **House Amendment No. 7** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

Representative Wilson (42) offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Substitute for House Bill No. 281, Page 4, Section 168.021, Line 60, by striking the opening bracket “9” from said line; and

Further amend Line 60, by striking “or more levels” and inserting in lieu thereof “**level**”; and

Further amend Line 61, by inserting immediately after word “education”, the following:

“**. The state board shall require holders of the renewable professional certificate to:**

(a) Complete at least sixty contact hours of professional development during the four year renewal period, which may include hours spent in class in an appropriate college curriculum; and

(b) Complete four years of teaching under the renewable certificate”; and

Further amend said bill, Section 168.021, Page 4, Line 62, by striking the closing bracket “]”; and

Further amend Line 63, by striking the opening bracket “[”; and

Further amend said line by striking “its equivalent” and inserting in lieu thereof the following:

“certification by a national standards board or an equivalent certification recognized by the State Board of Education”; and

Further amend said line by inserting an opening bracket immediately before the word “and”; and

Further amend Line 64, by striking “[four years”]; and

Further amend said bill, Section 168.021, Page 5, Lines 65-66, by striking all of said lines; and

Further amend Line 67, by striking the word “subsection”; and

Further amend Lines 69-76, by striking all bold-faced language from said lines.

Representative Baker raised a point of order that **House Amendment No. 8** amends previously amended material.

The Chair ruled the point of order not well taken.

Representative Wilson (42) moved that **House Amendment No. 8** be adopted.

Which motion was defeated by the following vote:

AYES: 065

Adams	Barnitz	Bishop	Bringer	Brooks
Burnett	Campbell	Carnahan	Corcoran	Curls
Darrough	Daus	Davis 122	Donnelly	Dougherty
El-Amin	Fraser	George	Graham	Green
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Hoskins	Hubbard	Johnson 61	Johnson 90	Jolly
Jones	Kelly 36	Kratky	Kuessner	LeVota
Liese	Lowe	McKenna	Meiners	Muckler
Page	Ransdall	Sager	Salva	Schoemehl
Seigfreid	Selby	Skaggs	Spreng	Thompson
Villa	Vogt	Wagner	Walker	Walsh
Ward	Whorton	Wildberger	Willoughby	Wilson 25
Wilson 42	Witte	Yaeger	Young	Zweifel

NOES: 091

Abel	Angst	Avery	Baker	Bean
Bearden	Behnen	Bivins	Black	Bough
Brown	Bruns	Byrd	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Guest
Hampton	Hobbs	Holand	Icet	Jackson
Jetton	Johnson 47	Kelly 144	King	Kingery
Lager	Lembke	Lipke	Luetkemeyer	Marsh
May	Mayer	Merideth	Miller	Moore
Morris	Munzlinger	Myers	Nieves	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Rector	Richard	Roark	Ruestman
Rupp	Sander	Schaaf	Schlottach	Schneider
Self	Shoemaker	Shoemyer	Smith 118	Smith 14
St. Onge	Stefanick	Sutherland	Taylor	Threlkeld
Townley	Viebrock	Wallace	Walton	Wasson
Wilson 119	Wilson 130	Wood	Wright	Yates
Madam Speaker				

PRESENT: 000

ABSENT WITH LEAVE: 007

Bland	Boykins	Cooper 120	Hunter	Lawson
Reinhart	Stevenson			

On motion of Representative Moore, **HCS HB 281, as amended**, was adopted.

On motion of Representative Moore, **HCS HB 281, as amended**, was ordered perfected and printed.

HCS HB 390, relating to anesthesiologist assistants, was taken up by Representative Behnen.

On motion of Representative Behnen, **HCS HB 390** was adopted by the following vote:

AYES: 136

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bough	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis 19	Deeken	Dempsey	Dethrow	Dixon
Donnelly	Dougherty	El-Amin	Emery	Ervin
Fraser	George	Goodman	Graham	Green
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Ice	Jackson	Jetton	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kuessner	Lager	Lawson	Lembke
LeVota	Liese	Lipke	Lowe	Luetkemeyer
May	McKenna	Meiners	Merideth	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Purgason	Quinn	Ransdall	Rector
Richard	Roark	Rupp	Sager	Sander
Schaaf	Schlottach	Schneider	Self	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 42
Witte	Wood	Wright	Young	Zweifel
Madam Speaker				

NOES: 022

Davis 122	Dusenberg	Engler	Fares	Guest
Hunter	Johnson 47	Marsh	Mayer	Pratt
Ruestman	Salva	Schoemehl	Seigfreid	Selby
Shoemaker	Shoemyer	Stevenson	Walker	Wilson 25
Yaeger	Yates			

PRESENT: 000

ABSENT WITH LEAVE: 005

Bland	Boykins	Cooper 120	Kratky	Reinhart
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On motion of Representative Behnen, **HCS HB 390** was ordered perfected and printed.

HB 91, relating to the County Crime Reduction Fund, was taken up by Representative Mayer.

Representative Burnett offered **House Amendment No. 1**.

Representative Lipke raised a point of order that **House Amendment No. 1** is not germane to the bill.

The Chair ruled the point of order well taken.

On motion of Representative Mayer, **HB 91** was ordered perfected and printed.

HOUSE BILL TAKEN FROM COMMITTEE PER CONSTITUTION

HB 157, relating to the Telemarketing No-Call Law, was placed on the Informal Calendar.

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 4**, entitled:

An act to amend chapters 41 and 301, RSMo, by adding thereto two new sections relating to antiterrorism.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 29**, entitled:

An act to repeal sections 115.359 and 115.363, RSMo, and to enact in lieu thereof two new sections relating to deadlines for elections.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 50**, entitled:

An act to repeal section 116.130, RSMo, relating to verifications of signatures on initiative or referendum petitions, and to enact in lieu thereof one new section relating to the same subject.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 108**, entitled:

An act to repeal section 109.250, RSMo, and to enact in lieu thereof one new section relating to the state records commission.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 122**, entitled:

An act to amend chapter 137, RSMo, by adding thereto one new section relating to dates of delivery of certain assessors' tax books.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 292**, entitled:

An act to repeal section 407.433, RSMo, and to enact in lieu thereof one new section relating to disclosure of credit card numbers on sales receipts, with penalty provisions.

In which the concurrence of the House is respectfully requested.

ADJOURNMENT

On motion of Representative Crowell, the House adjourned until 10:00 a.m., Wednesday, February 26, 2003.

COMMITTEE MEETINGS

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES
Wednesday, February 26, 2003, 8:00 a.m. Hearing Room 1. AMENDED NOTICE
Mark-up. Department of Social Services. Possible Executive Session.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES
Wednesday, February 26, 2003, 2:30 p.m. Hearing Room 3.
Mark-up. Department of Social Services. Possible Executive Session.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES
Thursday, February 27, 2003, 8:15 a.m. Hearing Room 3.
Mark-up. Department of Social Services. Possible Executive Session.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES
Thursday, February 27, 2003. Hearing Room 3 upon morning adjournment.
Mark-up. Department of Social Services. Possible Executive Session.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES
Friday, February 28, 2003, 9:00 a.m. Hearing Room 3.
Mark-up. Department of Social Services. Possible Executive Session.

BUDGET

Wednesday, February 26, 2003, 7:30 p.m. Hearing Room 3.
Public Hearing to be held on: HB 14

COMMUNICATIONS, ENERGY AND TECHNOLOGY

Wednesday, February 26, 2003, 7:00 p.m. Hearing Room 6.

Executive Session may follow. CANCELLED

Public Hearing to be held on: HB 404

CONSERVATION AND NATURAL RESOURCES

Wednesday, February 26, 2003, 12:00 p.m. Hearing Room 5.

Executive Session may follow.

Public Hearing to be held on: HB 295, HB 386, HJR 7

CORRECTIONS AND STATE INSTITUTIONS

Wednesday, February 26, 2003, 5:00 p.m. Hearing Room 7.

Public Hearing to be held on: HB 356, HB 407

Executive Session to be held on: HB 93, HB 216

EDUCATION

Wednesday, February 26, 2003, 5:00 p.m. Hearing Room 3.

Public Hearing to be held on: HB 189, HB 399, HB 400, HB 402

Executive Session to be held on: HB 55, HB 239, HB 362

HEALTH CARE POLICY

Wednesday, February 26, 2003, 5:00 p.m. Hearing Room 6.

Public Hearing to be held on: HB 282, HB 376, HB 465, HCR 15

Executive Session to be held on: HB 121, HB 410

HOMELAND SECURITY AND VETERANS AFFAIRS

Tuesday, March 4, 2003, 5:00 p.m. Hearing Room 5.

Executive Session to be held on: HB 128, HB 271, HB 307

JOB CREATION AND ECONOMIC DEVELOPMENT

Wednesday, February 26, 2003, 12:00 p.m. Hearing Room 6.

Executive Session to be held on: HB 289

JOINT COMMITTEE ON ADMINISTRATIVE RULES

Thursday, February 27, 2003. Senate Lounge upon adjournment.

12 CSR 10-2.045, 13 CSR 70-3.065, 13 CSR 70-60.010.

JOINT COMMITTEE ON CORRECTIONS

Thursday, February 27, 2003, 9:00 a.m. Hearing Room 4.

Organizational meeting.

Overview Department of Corrections and MO Vocational Enterprises projects.

JOINT COMMITTEE ON TERRORISM, BIOTERRORISM AND HOMELAND SECURITY

Thursday, March 6, 2003. Hearing Room 5 upon morning adjournment.

Organizational meeting.

JUDICIARY

Wednesday, February 26, 2003, 12:00 p.m. Hearing Room 1.

Executive Session may follow.

Public Hearing to be held on: HB 44, HB 141, HB 151, HB 256, HB 394

LOCAL GOVERNMENT

Thursday, February 27, 2003, 8:30 a.m. Hearing Room 6.

Executive Session may follow.

Public Hearing to be held on: HB 326, HB 331, HB 375

RETIREMENT

Thursday, February 27, 2003, 8:30 a.m. Hearing Room 7. AMENDED NOTICE

Executive Session may follow.

Public Hearing to be held on: HB 174, HB 347, HB 348, HB 431

SMALL BUSINESS

Wednesday, February 26, 2003, 12:00 p.m. Hearing Room 4.

Executive Session may follow.

Public Hearing to be held on: HB 368, HB 512

TRANSPORTATION AND MOTOR VEHICLES

Wednesday, February 26, 2003, 8:00 a.m. Hearing Room 7. AMENDED NOTICE

Possible Executive Session on HB 96, HB 160, HB 283, HB 170, HB 162 and HB 284.

Public Hearing to be held on: HB 137, HB 140, HB 327, HB 371, HB 389, HB 392, HB 435

WORKFORCE DEVELOPMENT AND WORKPLACE SAFETY

Wednesday, February 26, 2003, 12:00 p.m. Hearing Room 3.

Public Hearing to be held on: HB 448

HOUSE CALENDAR

TWENTY-EIGHTH DAY, WEDNESDAY, FEBRUARY 26, 2003

HOUSE JOINT RESOLUTION FOR SECOND READING

HJR 19

HOUSE BILLS FOR SECOND READING

HB 547 through HB 554

HOUSE BILLS FOR PERFECTION

HCS HB 228 - Pearce

HCS HB 273 - Byrd

HCS HB 156 - Phillips

HOUSE BILL FOR PERFECTION - INFORMAL

HB 157 - Johnson (90)

HOUSE BILLS FOR PERFECTION - CONSENT

(2-24-03)

HB 75 - Ruestman

HCS HB 131 - Deeken

HCS HB 152 & 180 - Johnson (47)

HCS HB 166 - Baker

HCS HB 181 - Seigfreid

HB 187 - Cooper (120)

HB 208, HCA 1 - Engler

HCS HB 222 - Luetkemeyer

HB 286 - Bearden

(2-25-03)

HCS HB 245 - Marsh

HOUSE BILLS FOR THIRD READING

HS HCS HB 321, (Budget 2-20-03) - Wilson (130)

HCS HB 73, (Budget 2-19-03) - Luetkemeyer

HB 412 - Goodman

SENATE BILLS FOR SECOND READING

SCS SB 4

SCS SB 29

SB 50

SB 108

SCS SB 122

SB 292

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

TWENTY-EIGHTH DAY, WEDNESDAY, FEBRUARY 26, 2003

Speaker Hanaway in the Chair.

Prayer by Reverend James Earl Jackson.

Heavenly Father, the scriptures declare, "he who trusts in the Lord, mercy shall surround him", and so we trust You and Your mercy surrounds us.

Because we trust in You, we can live free from confusion within the chaos that surrounds us. Because we trust in You, we can live supported beyond whatever stress or trial we may face.

May our take of the future be from Your heavenly viewpoint. For it is written, "I sought the Lord and He answered me and delivered me from all my fears."

Now, may the grace of our Lord, and the love of God be with us all.

In the name of Your Son we pray. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Sarah Berger, Shila Sperry, Megan Ormsby, Josh Smith, Jillian Gardner, Maddie Stevenson, Julia Lenci, Cory Reffitt, Tim Zook, Julianna K. Smith, Julie Barnum, Andrew Dickerson, John Peterson, Logan Weber, Ashley Bartkoski, Carter Marion, Nicole Jester, Alex Downey, Kayla Holland, Nikki Reed, Daniel Oawster, Katy Jessee, Brett Freeman, Reuben Uhlmann, Cody Casey, Briana Deal, Lindsay Holland, Kyle Johnson, Jason McCaulley, Amanda McDowell and Beka Poteet.

The Journal of the twenty-seventh day was approved as corrected.

Representative Crowell moved that Rule 113 be suspended to receive guests of Representative Phillips and Representative Reinhart for special recognition.

Which motion was adopted by the following vote:

AYES: 152

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brown	Bruns	Burnett	Byrd

Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hobbs	Holand	Hoskins
Hubbard	Ice	Jackson	Jetton	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lipke	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Merideth	Miller	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Ransdall	Rector	Richard	Roark
Ruestman	Rupp	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Taylor
Thompson	Threlkeld	Townley	Viebrock	Villa
Vogt	Wagner	Walker	Wallace	Walsh
Walton	Ward	Wasson	Whorton	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Zweifel	Madam Speaker			

NOES: 000

PRESENT: 001

Sager

ABSENT WITH LEAVE: 010

Brooks	Hilgemann	Hunter	Johnson 47	King
Quinn	Reinhart	Shoemaker	Sutherland	Young

Tara Bollinger, Miss Missouri USA, addressed the House.

HOUSE RESOLUTION

Representative Harris (23) offered House Resolution No. 495.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

- House Resolution No. 494 - Representative Dusenberg
- House Resolution No. 496
- through
- House Resolution No. 499 - Representative Liese, et al
- House Resolution No. 500
- through
- House Resolution No. 507 - Representative Phillips

House Resolution No. 508

and

House Resolution No. 509 - Representative Adams

House Resolution No. 510

and

House Resolution No. 511 - Representative Smith (118)

House Resolution No. 512 - Representative Abel

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 555, introduced by Representatives Shoemaker (8), Townley, Munzlinger, Shoemyer (9) and Hobbs, et al, relating to livestock.

HB 556, introduced by Representatives Guest, Schaaf, Threlkeld, Cooper (155), Page, Ervin and Brown, et al, relating to pain management.

HB 557, introduced by Representatives King and Davis (122), relating to state employee retirement.

SECOND READING OF HOUSE JOINT RESOLUTION

HJR 19 was read the second time.

SECOND READING OF HOUSE BILLS

HB 547 through **HB 554** were read the second time.

SECOND READING OF SENATE BILLS

SCS SB 4, **SCS SB 29**, **SB 50**, **SB 108**, **SCS SB 122** and **SB 292** were read the second time.

PERFECTION OF HOUSE BILL

HCS HB 273, relating to tort reform, was taken up by Representative Byrd.

Representative Byrd offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 273, Section 1, Page 25, Line 36, by inserting the following after all of said line:

“Section 2. If any provision of this act is found by a court of competent jurisdiction to be invalid or unconstitutional it is the stated intent of the legislature that the legislature would have approved the remaining portions of the act, and the remaining portions of the act shall remain in full force and effect.”; and

Further amend the title, enacting clause and intersectional references accordingly.

Representative Willoughby offered **House Amendment No. 1 to House Amendment No. 1**.

House Amendment No. 1 to House Amendment No. 1 was withdrawn.

HCS HB 273, with House Amendment No. 1, pending, was laid over.

COMMITTEE REPORTS

Committee on Budget, Chairman Bearden reporting:

Madam Speaker: Your Committee on Budget, to which was referred **HB 73** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

Madam Speaker: Your Committee on Budget, to which was referred **HB 321** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

On motion of Representative Crowell, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Representative Cooper (120).

HOUSE CONCURRENT RESOLUTION

Representative Haywood, et al, offered House Concurrent Resolution No. 21.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 513 - Representative Portwood

House Resolution No. 514

through

House Resolution No. 517 - Representative Brown

House Resolution No. 518 - Representative Crawford

House Resolution No. 519

and

House Resolution No. 520 - Representative Reinhart

House Resolution No. 521 - Representative Barnitz

House Resolution No. 522 - Representative Smith (118)

House Resolution No. 523 - Representative Black

House Resolution No. 524 - Representative Lipke

House Resolution No. 525 - Representative Thompson

INTRODUCTION OF HOUSE CONCURRENT RESOLUTION

The following House Concurrent Resolution was read the first time and copies ordered printed:

HCR 22, introduced by Representative Parker, relating to the creation of the comprehensive patient education and health care cost improvement pilot project.

INTRODUCTION OF HOUSE JOINT RESOLUTION

The following House Joint Resolution was read the first time and copies ordered printed:

HJR 20, introduced by Representatives Dethrow, Ervin, Whorton, May, Purgason, Cooper (120), Wallace, Myers, Hampton, Schlottach and Self, et al, relating to fish, wildlife, and forestry management.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 558, introduced by Representatives El-Amin, Wildberger, Hoskins, Sanders Brooks, Hubbard, Thompson, Sander, Walker, Cooper (155), Johnson (61) and Wilson (42), et al, relating to an alternative sentencing task force.

HB 559, introduced by Representative Richard, relating to surplus lines insurance.

HB 560, introduced by Representatives Parker, Luetkemeyer, Morris, Page, Rupp and Ward, et al, relating to the comprehensive patient education and healthcare cost improvement pilot program.

PERFECTION OF HOUSE BILL

HCS HB 273, with House Amendment No. 1, pending, relating to tort reform, was again taken up by Representative Byrd.

Representative Willoughby offered **House Amendment No. 1 to House Amendment No. 1**.

*House Amendment No. 1
to
House Amendment No. 1*

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 273, Page 1, Line 7, by deleting the word “**would**”, and inserting in lieu thereof the words “**may or may not**.”.

Representative Willoughby moved that **House Amendment No. 1 to House Amendment No. 1** be adopted.

Which motion was defeated by the following vote:

AYES: 070

Abel	Adams	Barnitz	Bishop	Bland
Boykins	Bringer	Brooks	Burnett	Campbell
Carnahan	Corcoran	Curls	Darrough	Daus
Davis 122	Donnelly	Dougherty	El-Amin	Fraser
George	Graham	Green	Hampton	Harris 110
Harris 23	Henke	Hilgemann	Hoskins	Johnson 61
Johnson 90	Jolly	Jones	Kelly 36	Kratky
Kuessner	Lawson	LeVota	Liese	Lowe
McKenna	Meiners	Muckler	Page	Parker
Ransdall	Sager	Salva	Schoemehl	Seigfreid
Selby	Shoemyer	Skaggs	Spreng	Thompson
Villa	Vogt	Wagner	Walker	Walsh
Walton	Ward	Whorton	Wildberger	Willoughby
Wilson 42	Witte	Yaeger	Young	Zweifel

NOES: 085

Angst	Avery	Baker	Bean	Bearden
Behnen	Black	Bough	Brown	Bruns
Byrd	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dusenberg	Emery	Engler
Ervin	Fares	Goodman	Guest	Hobbs
Hubbard	Hunter	Ice	Jackson	Jetton
Johnson 47	King	Kingery	Lager	Lembke
Lipke	Luetkemeyer	Marsh	May	Mayer
Merideth	Miller	Moore	Morris	Munzlinger
Myers	Nieves	Phillips	Portwood	Pratt
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sander	Schaaf	Schlottach	Schneider
Self	Shoemaker	Smith 118	Smith 14	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Threlkeld
Townley	Viebrock	Wallace	Wasson	Wilson 119
Wilson 130	Wood	Wright	Yates	Madam Speaker

PRESENT: 000

ABSENT WITH LEAVE: 008

Bivins	Haywood	Holand	Kelly 144	Pearce
Purgason	Quinn	Wilson 25		

On motion of Representative Byrd, **House Amendment No. 1** was adopted.

Representative Byrd offered **House Amendment No. 2**.

House Amendment No. 2 was withdrawn.

Representative Byrd offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 273, Section 508.010, Page 10, Lines 20-24, by deleting all of said lines and inserting in lieu thereof the following:

“to have accrued in the county in which the defamation or invasion was first published.

(7) The residence of a corporation for venue purpose shall be in the county where the office of its registered agent as reported pursuant to chapter 351, RSMo, is located. If the corporation has not reported or maintained a registered agent, then the residence of the corporation shall be Cole County.”; and

Further amend said substitute, Section 508.040, Page 10, Line 1, by deleting the brackets ([]) around the word “either”; and

Further amend said section, Page 10, Line 2, by inserting the following after the word “accrued”:

“or in the county where the corporation resides. Notwithstanding any other statute to the contrary, the residence of a foreign or domestic corporation for all purposes of this chapter shall be deemed the county where the office of its registered agent as reported pursuant to chapter 351, RSMo, is located. If the corporation has not reported or maintained a registered agent, then the residence of the corporation shall be Cole County.”.

On motion of Representative Byrd, **House Amendment No. 3** was adopted by the following vote:

AYES: 102

Abel	Angst	Avery	Baker	Bean
Bearden	Behnen	Bivins	Black	Bough
Brown	Bruns	Byrd	Cooper 120	Cooper 155
Crawford	Crowell	Cunningham 145	Cunningham 86	Daus
Davis 19	Deeken	Dempsey	Dethrow	Dixon
Dusenberg	Emery	Engler	Ervin	Fares
Goodman	Guest	Hobbs	Holand	Hunter
Icet	Jackson	Johnson 47	Kelly 144	King
Kingery	Lager	Lembke	Liese	Lipke
Luetkemeyer	Marsh	May	Mayer	Merideth
Miller	Moore	Morris	Munzlinger	Myers
Nieves	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sander
Schaaf	Schlottach	Schneider	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Threlkeld
Townley	Viebrock	Villa	Wagner	Wallace
Ward	Wasson	Whorton	Wildberger	Willoughby
Wilson 119	Wilson 130	Witte	Wood	Wright
Yates	Madam Speaker			

NOES: 056

Adams	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Campbell	Carnahan
Corcoran	Curls	Darrough	Davis 122	Donnelly
Dougherty	El-Amin	Fraser	George	Graham
Green	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hoskins	Hubbard	Johnson 61
Johnson 90	Jolly	Jones	Kelly 36	Kuessner

LeVota	Lowe	McKenna	Meiners	Muckler
Page	Sager	Salva	Schoemehl	Selby
Spreng	Thompson	Vogt	Walker	Walsh
Walton	Wilson 25	Wilson 42	Yaeger	Young
Zweifel				

PRESENT: 000

ABSENT WITH LEAVE: 005

Jetton	Kratky	Lawson	Quinn	Seigfreid
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Representative Goodman offered **House Amendment No. 4.**

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 273, Section 538.213, Page 22, Lines 17-21, by deleting all of said lines and inserting in lieu thereof the following:

“treatment as a nonemergency patient; or”.

Speaker Hanaway resumed the Chair.

On motion of Representative Goodman, **House Amendment No. 4** was adopted.

Representative Schaaf offered **House Amendment No. 5.**

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 273, Section 538.301, Pages 23-24, Lines 1-31, by deleting all of said lines; and

Further amend the title, enacting clause, and intersectional references accordingly.

Representative Pratt offered **House Substitute Amendment No. 1 for House Amendment No. 5.**

*House Substitute Amendment No. 1
for
House Amendment No. 5*

AMEND House Committee Substitute for House Bill No. 273, Page 24, Section 538.301, Lines 15-31, by deleting all of said lines.

On motion of Representative Pratt, **House Substitute Amendment No. 1 for House Amendment No. 5** was adopted.

Representative LeVota offered **House Amendment No. 6.**

House Amendment No. 6

AMEND House Committee Substitute for House Bill No. 273, Page 19, Section 537.767, Line 2, by inserting after the word “contingent” the following: “**or hourly**”; and

Further amend by removing the period at the end of Line 7 and inserting in lieu thereof a semi-colon; and

Further amend by inserting after Line 7 the following:

“(4) **seventy-five dollars per hour.**”.

Representative Donnelly offered **House Substitute Amendment No. 1 for House Amendment No. 6.**

*House Substitute Amendment No. 1
for
House Amendment No. 6*

AMEND House Committee Substitute for House Bill No. 273, Page 19, Section 537.767, Line 2, by inserting after the word “contingent” the following: “**or hourly**”; and

Further amend by removing the period at the end of Line 7 and inserting in lieu thereof a semi-colon; and

Further amend by inserting after Line 7 the following:

“(4) **One hundred dollars per hour.**”.

Representative Donnelly moved that **House Substitute Amendment No. 1 for House Amendment No. 6** be adopted.

Which motion was defeated by the following vote:

AYES: 076

Abel	Adams	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Campbell	Carnahan
Corcoran	Crowell	Curls	Darrough	Daus
Davis 122	Donnelly	Dougherty	El-Amin	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hoskins	Hubbard	Johnson 61	Johnson 90
Jolly	Jones	Kelly 36	Kratky	Kuessner
LeVota	Liese	Lowe	Mayer	McKenna
Meiners	Muckler	Page	Ransdall	Sager
Salva	Schoemehl	Selby	Shoemyer	Skaggs
Spreng	Stevenson	Sutherland	Thompson	Villa
Vogt	Wagner	Walker	Walsh	Walton
Ward	Whorton	Wildberger	Willoughby	Wilson 25
Wilson 42	Witte	Yaeger	Young	Zweifel
Madam Speaker				

NOES: 084

Angst	Avery	Baker	Barnitz	Bean
Bearden	Behnen	Bivins	Black	Bough
Brown	Bruns	Byrd	Cooper 120	Cooper 155
Crawford	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Hobbs	Hunter
Iceet	Jackson	Jetton	Johnson 47	Kelly 144
King	Kingery	Lager	Lembke	Lipke
Luetkemeyer	Marsh	May	Merideth	Miller
Moore	Morris	Munzlinger	Myers	Nieves
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sander	Schaaf	Schlottach
Schneider	Seigfreid	Self	Shoemaker	Smith 118
Smith 14	St. Onge	Stefanick	Taylor	Threlkeld
Townley	Viebrock	Wallace	Wasson	Wilson 119
Wilson 130	Wood	Wright	Yates	

PRESENT: 000

ABSENT WITH LEAVE: 003

Holand	Lawson	Quinn
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Representative LeVota moved that **House Amendment No. 6** be adopted.

Which motion was defeated by the following vote:

AYES: 067

Abel	Adams	Barnitz	Bishop	Boykins
Bringer	Burnett	Carnahan	Corcoran	Curls
Darrough	Daus	Davis 122	Donnelly	Dougherty
El-Amin	Fraser	George	Graham	Green
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hoskins	Hubbard	Johnson 61	Johnson 90
Jolly	Jones	Kelly 36	Kratky	Kuessner
LeVota	Liese	Lowe	McKenna	Meiners
Muckler	Page	Ransdall	Sager	Salva
Schoemehl	Selby	Shoemyer	Skaggs	Spreng
Thompson	Villa	Vogt	Wagner	Walker
Walsh	Walton	Ward	Whorton	Wildberger
Willoughby	Wilson 25	Wilson 42	Witte	Yaeger
Young	Zweifel			

NOES: 088

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Guest
Hobbs	Hunter	Iceet	Jackson	Jetton
Johnson 47	Kelly 144	King	Kingery	Lager

Lembke	Lipke	Luetkemeyer	Marsh	May
Mayer	Merideth	Miller	Moore	Morris
Munzlinger	Myers	Nieves	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Rector
Richard	Roark	Ruestman	Rupp	Sander
Schaaf	Schlottach	Schneider	Seigfreid	Self
Shoemaker	Smith 118	Smith 14	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Threlkeld	Townley
Viebrock	Wallace	Wasson	Wilson 119	Wilson 130
Wood	Yates	Madam Speaker		

PRESENT: 000

ABSENT WITH LEAVE: 008

Bland	Brooks	Campbell	Holand	Lawson
Quinn	Reinhart	Wright		

Representative Harris (110) offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for House Bill No. 273, Section 510.263, Page 11, Line 10, by deleting “**wanton or**” and inserting in lieu thereof “**wanton,**”; and

Further amend said section, Page 11, Line 11, by inserting the following after “**malicious**:

“**or showed a complete indifference to or conscious disregard for the safety of others**”.

Representative Harris (110) moved that **House Amendment No. 7** be adopted.

Which motion was defeated by the following vote:

AYES: 071

Abel	Adams	Barnitz	Bishop	Bland
Boykins	Bringer	Brooks	Burnett	Campbell
Carnahan	Corcoran	Curls	Darrough	Daus
Davis 122	Donnelly	Dougherty	El-Amin	Fraser
George	Graham	Green	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hoskins
Hubbard	Johnson 61	Johnson 90	Jolly	Jones
Kelly 36	Kratky	Kuessner	LeVota	Liese
Lowe	McKenna	Meiners	Muckler	Page
Ransdall	Sager	Salva	Schoemehl	Seigfreid
Selby	Shoemyer	Skaggs	Spreng	Thompson
Villa	Vogt	Wagner	Walker	Walsh
Walton	Ward	Whorton	Wildberger	Willoughby
Wilson 25	Wilson 42	Witte	Yaeger	Young
Zweifel				

NOES: 089

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Guest
Hobbs	Hunter	Icet	Jackson	Jetton
Johnson 47	Kelly 144	King	Kingery	Lager
Lembke	Lipke	Luetkemeyer	Marsh	May
Mayer	Merideth	Miller	Moore	Morris
Munzlinger	Myers	Nieves	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sander	Schaaf	Schlottach	Schneider	Self
Shoemaker	Smith 118	Smith 14	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Threlkeld	Townley
Viebrock	Wallace	Wasson	Wilson 119	Wilson 130
Wood	Wright	Yates	Madam Speaker	

PRESENT: 000

ABSENT WITH LEAVE: 003

Holand	Lawson	Quinn
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On motion of Representative Byrd, **HCS HB 273, as amended**, was adopted.

On motion of Representative Byrd, **HCS HB 273, as amended**, was ordered perfected and printed.

REFERRAL OF HOUSE BILL

The following House Bill was referred to the Committee indicated:

HCS HB 281 - Budget (Fiscal Note)

COMMITTEE REPORT

Committee on Health Care Policy, Chairman Holand reporting:

Madam Speaker: Your Committee on Health Care Policy, to which was referred **HB 59** and **HB 269**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SCR 10**.

SENATE CONCURRENT RESOLUTION NO. 10

BE IT RESOLVED by the Senate of the Ninety-second General Assembly, the House of Representatives concurring therein, that the Missouri Committee on Legislative Research shall prepare and cause to be collated, indexed, printed and bound all acts and resolutions of the Ninety-second General Assembly, First Regular Session, and shall examine the printed copies and compare them with and correct the same by the original rolls, together with an attestation under the hand of the Revisor of Statutes that she has compared the same with the original rolls in her office and has corrected the same thereby; and

BE IT FURTHER RESOLVED that the size and quality of the paper and binding shall be substantially the same as used in prior session laws and the size and style of type shall be determined by the Revisor of Statutes; and

BE IT FURTHER RESOLVED that the Joint Committee on Legislative Research is authorized to print and bind copies of the acts and resolutions of the Ninety-second General Assembly, First Regular Session, with appropriate indexing; and

BE IT FURTHER RESOLVED that the Revisor of Statutes is authorized to determine the number of copies to be printed.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 117**, entitled:

An act to repeal sections 301.010 and 301.069, RSMo, relating to motor vehicles, and to enact in lieu thereof two new sections relating to the same subject.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 216**, entitled:

An act to amend chapter 301, RSMo, by adding thereto one new section relating to special license plates.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 289**, entitled:

An act to amend chapter 227, RSMo, by adding thereto one new section relating to the establishment of the Trooper Charles P. Corbin memorial highway.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 314**, entitled:

An act to repeal section 304.157 as enacted by senate bill no. 17, ninetieth general assembly, first regular session, relating to abandoned property.

In which the concurrence of the House is respectfully requested.

COMMITTEE CHANGE

The Speaker submitted the following Committee change:

Representative Hanaway is no longer a member of the Ethics Committee.

LETTER OF OBJECTION

February 26, 2003

Chief Clerk Stephen S. Davis
Missouri House of Representatives
State Capitol Building
Jefferson City, MO 65101

Dear Mr. Davis:

We, the undersigned, respectfully request that **HCS HB 222** be removed from the Consent Calendar pursuant to House Rule 44b. We believe this bill is of a controversial nature.

Respectfully yours,

/s/ Representative B.J. Marsh, District 136
/s/ Representative Blaine Luetkemeyer, District 115
/s/ Representative Larry Taylor, District 68
/s/ Representative Thomas Villa, District 108
/s/ Representative Mark Abel, District 103

MESSAGE FROM THE GOVERNOR

EXECUTIVE OFFICE

February 26, 2003

TO THE CHIEF CLERK OF THE
HOUSE OF REPRESENTATIVES
FIRST REGULAR SESSION
92ND GENERAL ASSEMBLY
STATE OF MISSOURI

Herewith I return to you **Senate Substitute No. 2 for Senate Committee Substitute for House Bill No. 401** entitled:

"AN ACT"

To repeal sections 8.370, 8.400, and 8.420, RSMo, and to enact in lieu thereof fourteen new sections relating to the board of public buildings, with an emergency clause and a termination date for certain sections.

On February 26, 2003, I approved said **Senate Substitute No. 2 for Senate Committee Substitute for House Bill No. 401**.

Respectfully submitted,

/s/ Bob Holden
Governor

ADJOURNMENT

On motion of Representative Crowell, the House adjourned until 10:00 a.m., Thursday, February 27, 2003.

CORRECTION TO THE HOUSE JOURNAL

I, State Representative Curt Dougherty, District 53, hereby state and affirm that my vote as recorded on Page 451 of the House Journal for Tuesday, February 25, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 26th day of February 2003.

/s/ Curt Dougherty
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 26th day of February in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Thursday, February 27, 2003, 8:15 a.m. Hearing Room 3.

Mark-up. Department of Social Services. Possible Executive Session.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Thursday, February 27, 2003. Hearing Room 7 upon morning adjournment. AMENDED NOTICE

Mark-up. Department of Social Services.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Friday, February 28, 2003, 9:00 a.m. Hearing Room 3.

Mark-up. Department of Social Services. Possible Executive Session.

BUDGET

Thursday, February 27, 2003. Hearing Room 3 upon adjournment.

Appropriation Committee recommendations on matters regarding departmental budgets.

HEALTH CARE POLICY

Thursday, February 27, 2003. Side gallery upon adjournment.

Public Hearing to be held on: HCR 15

HOMELAND SECURITY AND VETERANS AFFAIRS

Tuesday, March 4, 2003, 5:00 p.m. Hearing Room 5.

Executive Session to be held on: HB 128, HB 271, HB 307

JOINT COMMITTEE ON ADMINISTRATIVE RULES

Thursday, February 27, 2003. Senate Lounge upon adjournment.

12 CSR 10-2.045, 13 CSR 70-3.065, 13 CSR 70-60.010.

JOINT COMMITTEE ON CORRECTIONS

Thursday, February 27, 2003, 9:00 a.m. Hearing Room 4.

Organizational meeting. Overview Department of Corrections and MO Vocational Enterprises projects.

JOINT COMMITTEE ON LEGISLATIVE RESEARCH - REVISIONS SUBCOMMITTEE

Tuesday, March 4, 2003, 8:00 a.m. Senator Bartle's Office, Room 434.

Discussion of Revision Bill.

JOINT COMMITTEE ON TERRORISM, BIOTERRORISM AND HOMELAND SECURITY

Thursday, March 6, 2003. Hearing Room 5 upon morning adjournment.

Organizational meeting.

LOCAL GOVERNMENT

Thursday, February 27, 2003, 8:30 a.m. Hearing Room 6.

Executive Session may follow.

Public Hearing to be held on: HB 326, HB 331, HB 375

LOCAL GOVERNMENT

Tuesday, March 4, 2003, 7:30 p.m. Hearing Room 6.

Executive Session may follow.

Public Hearing to be held on: HB 275, HB 416, HB 463, HB 474, HB 508

RETIREMENT

Thursday, February 27, 2003, 8:30 a.m. Hearing Room 7. AMENDED NOTICE

Executive Session may follow.

Public Hearing to be held on: HB 174, HB 347, HB 348, HB 431

SENIOR SECURITY

Thursday, February 27, 2003. Side gallery upon evening adjournment.

Executive Session to be held on: HB 94, HB 149, HB 150, HB 342, HB 517

HOUSE CALENDAR

TWENTY-NINTH DAY, THURSDAY, FEBRUARY 27, 2003

HOUSE CONCURRENT RESOLUTION FOR SECOND READING

HCR 22

HOUSE JOINT RESOLUTION FOR SECOND READING

HJR 20

HOUSE BILLS FOR SECOND READING

HB 555 through HB 560

HOUSE BILLS FOR PERFECTION

HCS HB 228 - Pearce

HCS HB 156 - Phillips

HCS HB 222 - Luetkemeyer

HOUSE BILL FOR PERFECTION - INFORMAL

HB 157 - Johnson (90)

HOUSE BILLS FOR PERFECTION - CONSENT

(2-24-03)

HB 75 - Ruestman

HCS HB 131 - Deeken

HCS HB 152 & 180 - Johnson (47)

HCS HB 166 - Baker

HCS HB 181 - Seigfreid

HB 187 - Cooper (120)

478 *Journal of the House*

HB 208, HCA 1 - Engler

HB 286 - Bearden

(2-25-03)

HCS HB 245 - Marsh

(2-27-03)

HCS HB 59 & 269 - Johnson (61)

HOUSE BILLS FOR THIRD READING

HS HCS HB 321 - Wilson (130)

HCS HB 73 - Luetkemeyer

HB 412 - Goodman

HCS HB 281, (Budget 2-26-03) - Moore

HCS HB 390 - Behnen

HB 91 - Mayer

HCS HB 273 - Byrd

SENATE CONCURRENT RESOLUTION FOR SECOND READING

SCR 10

SENATE BILLS FOR SECOND READING

SCS SB 117

SB 216

SB 289

SB 314

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

TWENTY-NINTH DAY, THURSDAY, FEBRUARY 27, 2003

Speaker Hanaway in the Chair.

Prayer by Representative J. C. Kuessner.

Dear Heavenly Father, You have allowed us in Your infinite wisdom to serve Your people in this Great State. Knowing this, we humbly thank You and ask You to guide us in Your decisions.

Direct us in Your ways, and Father may we use these gifts not for ourselves but for all Your children in Your Great State.

It is in the most holy name of Jesus that we pray. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Mati Salva.

The Journal of the twenty-eighth day was approved as corrected by the following vote:

AYES: 145

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Icet	Jackson	Jetton	Johnson 61
Johnson 90	Jolly	Jones	Kelly 36	Kingery
Kratky	Kuessner	Lager	Lawson	Lembke
LeVota	Liese	Lipke	Lowe	Marsh
May	Mayer	McKenna	Meiners	Merideth
Moore	Morris	Muckler	Myers	Page
Parker	Phillips	Pratt	Purgason	Ransdall
Rector	Roark	Ruestman	Rupp	Sager
Salva	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Selby	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick

Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Wagner
Walker	Wallace	Walsh	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 018

Bivins	Daus	Fares	Johnson 47	Kelly 144
King	Luetkemeyer	Miller	Munzlinger	Nieves
Pearce	Portwood	Quinn	Reinhart	Richard
Sander	Self	Walton		

HOUSE RESOLUTION

House Resolution No. 530 was taken up by Speaker Hanaway and read.

HOUSE RESOLUTION NO. 530

WHEREAS, the members of the Missouri House of Representatives welcome each and every opportunity to recognize Outstanding Americans who have risen to the top echelon of leadership and performance in their chosen fields of endeavor; and

WHEREAS, Captain Sidney L. Clark, Jr., of the state of Virginia has attained distinction as a Boeing 767 pilot for USAirways and as the Regional Director of Flying (Chief Pilot) at Ronald Reagan Washington National Airport; and

WHEREAS, a commercial pilot for more than twenty-seven years, Captain Sidney Clark is a Mississippi native who developed a love for aviation at an early age; and

WHEREAS, Sidney Clark obtained a private pilot license during his high school years before continuing his education at Swarthmore College in Swarthmore, Pennsylvania, where he earned a Bachelor's degree in Philosophy, and at the Hugh McCell School of Business at Queens University in Charlotte, North Carolina, where he earned a Master of Business Administration degree; and

WHEREAS, a cousin of the Honorable Betty Thompson, Missouri State Representative from the Seventy-second District, Captain Sidney Clark is the first African-American Chief Pilot for a major commercial carrier in an industry which utilizes the skills and knowledge of more than forty thousand pilots, of whom only about five hundred are African-American; and

WHEREAS, currently residing in Virginia in close proximity to Washington, D.C., Captain Sidney Clark supports many of the cultural events in that area, enjoys hunting and fishing, and serves his community as a sports coach, motivational speaker to various youth organizations, and member of several civic boards:

NOW, THEREFORE, BE IT RESOLVED, the members of the Missouri House of Representatives, Ninety-second General Assembly, join unanimously to applaud the impressive, groundbreaking career of Captain Sidney Clark as a pilot for USAirways and to convey to him this legislative body's heartiest congratulations and best wishes for continued personal and professional success for many more years to come; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare a properly inscribed copy of this resolution in honor of "Outstanding American" Captain Sidney L. Clark, Jr., of the great state of Virginia.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 526 - Representative Muckler
House Resolution No. 527 - Representative Angst
House Resolution No. 528 - Representative Wilson (119)
House Resolution No. 529 - Representative Lipke
House Resolution No. 530 - Representative Hanaway
House Resolution No. 531 - Representative Cunningham (86)
House Resolution No. 532 - Representative Ransdall
House Resolution No. 533 - Representative Smith (118)
House Resolution No. 534 - Representative Rector
House Resolution No. 535
through
House Resolution No. 537 - Representative Lager
House Resolution No. 538
and
House Resolution No. 539 - Representative Brown
House Resolution No. 540
and
House Resolution No. 541 - Representative Goodman

INTRODUCTION OF HOUSE JOINT RESOLUTION

The following House Joint Resolution was read the first time and copies ordered printed:

HJR 21, introduced by Representatives Fraser, Boykins, Villa, Walton and Hubbard, et al, relating to education.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 561, introduced by Representatives St. Onge, Bivins, Moore and Icet, et al, relating to design-build contracting.

HB 562, introduced by Representative St. Onge, et al, relating to private investigators.

HB 563, introduced by Representatives Crawford and Schlottach, relating to lengths of certain motor vehicles.

HB 564, introduced by Representative Behnen, relating to professional registration.

HB 565, introduced by Representative Behnen, relating to the licensure and regulation of pharmacists, pharmacies, drug distributors and related pharmaceutical services and personnel.

HB 566, introduced by Representative Behnen, relating to athlete agents.

HB 567, introduced by Representatives Lembke, Davis (19), Myers, Cunningham (86), Rupp, Jetton and Sander, et al, relating to juvenile court jurisdiction.

HB 568, introduced by Representatives Seigfreid, Shoemyer (9) and Sander, relating to detachment from watershed districts.

HB 569, introduced by Representatives Merideth, Cooper (120) and Black, relating to reform of incentive programs in the department of economic development.

HB 570, introduced by Representatives Pratt, Parker and Cooper (120), et al, relating to right-of-way at intersections.

HB 571, introduced by Representatives Pratt and Campbell, relating to standby guardians.

HB 572, introduced by Representatives Bruns, Rupp, Moore, Schlottach, Deeken, Hobbs and Jetton, et al, to authorize the conveyance of property owned by the state in the county of Cole to the Missouri state penitentiary redevelopment commission.

HB 573, introduced by Representatives Rector, Schneider, Luetkemeyer, Wood, Bruns, Kratky and Parker, et al, relating to resolution of disputes concerning alleged defective residential construction.

HB 574, introduced by Representatives Jackson and Selby, to authorize the conveyance of property owned by the state at the Missouri Eastern Correctional facility in the County of St. Louis to the City of Pacific.

HB 575, introduced by Representatives Dethrow, Kingery, Mayer, Kuessner and Stevenson, relating to child assessment centers.

HB 576, introduced by Representatives Hunter, Ruestman, Wilson (130), Bean, Guest, Morris, Stevenson, Hobbs and Jetton, et al, relating to the prevailing wage.

HB 577, introduced by Representatives Wilson (119), Smith (118), Wasson, Schlottach, Wallace, Sander and Cooper (120), et al, relating to county library boards.

HB 578, introduced by Representatives Wilson (119), Dixon, Taylor, Smith (118), Schlottach, Cooper (120) and Sander, et al, relating to county surveyor residency requirements.

HB 579, introduced by Representatives Boykins, Jones, Yaeger, Hilgemann, Walton, Villa, Johnson (61) and Hubbard, et al, relating to barber apprentices.

HB 580, introduced by Representative Johnson (47), relating to the cancer drug repository program.

HB 581, introduced by Representative Pratt, relating to establishment of paternity.

HB 582, introduced by Representatives Stevenson, Goodman, Dusenberg, Moore, Phillips, Jolly, Walker, Young, Dougherty and Donnelly, et al, relating to background information.

HB 583, introduced by Representative Smith (118), relating to incentive plans for employees and retirees.

HB 584, introduced by Representatives Kratky, Jackson, Boykins, Muckler, Spreng, El-Amin, Wildberger, Hoskins, Hubbard and Jones, et al, relating to the creation of the gang resistance education and training program fund.

HB 585, introduced by Representatives Abel, Curls, Shoemyer (9), Walker, Ransdall, Spreng and Wagner, et al, relating to state procurement.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 22 was read the second time.

SECOND READING OF HOUSE JOINT RESOLUTION

HJR 20 was read the second time.

SECOND READING OF HOUSE BILLS

HB 555 through **HB 560** were read the second time.

SECOND READING OF SENATE CONCURRENT RESOLUTION

SCR 10 was read the second time.

SECOND READING OF SENATE BILLS

SCS SB 117, **SB 216**, **SB 289** and **SB 314** were read the second time.

COMMITTEE REPORTS

Committee on Budget, Chairman Bearden reporting:

Madam Speaker: Your Committee on Budget, to which was referred **HB 14**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Committee on Rules, Chairman Crowell reporting:

Madam Speaker: Your Committee on Rules, to which was referred **HR 222**, begs leave to report it has examined the same and recommends that it **Do Pass**.

HOUSE RESOLUTION NO. 222

WHEREAS, the Missouri House of Representatives recognizes the importance of empowering citizens to actively participate in the democratic process; and

WHEREAS, the House of Representatives has a long tradition of rendering assistance to those organizations which sponsor projects in the interest of good citizenship; and

WHEREAS, the Missouri Catholic Conference has as its purposes to promote the material and spiritual well-being of all the people of the State of Missouri and to participate in the democratic processes of government:

NOW, THEREFORE, BE IT RESOLVED, be it resolved by the members of the Missouri House of Representatives, Ninety-second General Assembly, that the Missouri Catholic Conference be hereby granted permission to use the House Chamber and the House Hearing Rooms on Saturday, October 4, 2003, from 7:00 a.m. to 7:00 p.m. for purposes of a citizens assembly and workshops.

Madam Speaker: Your Committee on Rules, to which was referred **HR 238**, begs leave to report it has examined the same and recommends that it **Do Pass**.

HOUSE RESOLUTION NO. 238

WHEREAS, the General Assembly has a tradition of granting the use of the House of Representatives and Senate Chambers for mock legislative workshops conducted by civic organizations; and

WHEREAS, the Silver Haired Legislature is an educational experience in state government for seniors by allowing such seniors, with the aid and supervision of extension staff and legislators, to participate in mock legislative hearings and floor discussions of current bills that are of interest to seniors:

NOW, THEREFORE, BE IT RESOLVED, be it resolved that we, the members of the Missouri House of Representatives, Ninety-second General Assembly, hereby grant the Silver Haired Legislature permission to use the House Chamber on Thursday, October 23, 2003, from 8:00 a.m. until 5:00 p.m. to conduct a mock legislative session.

Madam Speaker: Your Committee on Rules, to which was referred **HR 307**, begs leave to report it has examined the same and recommends that it **Do Pass**.

HOUSE RESOLUTION NO. 307

WHEREAS, the General Assembly of the State of Missouri has a long tradition of rendering assistance to worthwhile youth activities, especially those related to governmental or citizenship projects; and

WHEREAS, the Jefferson City Downtown Rotary Club has sought to instill values of high integrity within our youth and to provide an opportunity for Missouri students to experience state government firsthand; and

WHEREAS, the General Assembly has maintained a policy of granting such organizations permission to use the House Chamber for beneficial purposes; and

WHEREAS, this year, the Jefferson City Downtown Rotary Club is sponsoring its annual Student Government Day, an event which will be highlighted by a meeting in the House Chamber of our State Capitol where students in attendance will be addressed by a representative of each of the three branches of government:

NOW, THEREFORE, BE IT RESOLVED, be it resolved that we, the members of the Missouri House of Representatives, Ninety-second General Assembly, hereby grant the Jefferson City Downtown Rotary Club permission to use the House Chamber for the purpose of conducting its Student Government Day on Monday, March 24, 2003, from 8:00 a.m. until 11:30 a.m.

Madam Speaker: Your Committee on Rules, to which was referred **HR 308**, begs leave to report it has examined the same and recommends that it **Do Pass**.

HOUSE RESOLUTION NO. 308

WHEREAS, the General Assembly has a long tradition of granting the use of the House of Representatives and Senate Chambers for mock legislative workshops conducted by civic organizations; and

WHEREAS, the YMCA Youth In Government Program is an educational experience in state government for high school students across the state by allowing such students to participate in mock legislative hearings and floor discussions of current issues that are of interest to high school students:

NOW, THEREFORE, BE IT RESOLVED that we, the members of the Missouri House of Representatives, Ninety-second General Assembly, hereby grant the YMCA Youth In Government Program use of the House Chamber and House Hearing Rooms on Saturday, November 22, 2003, for the YMCA Youth In Government Pre-convention Training, and on Thursday through Saturday, December 4-6, 2003, for the YMCA Youth In Government State Convention.

BE IT RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare a properly inscribed copy of this resolution for the YMCA Youth In Government Program.

SUPPLEMENTAL CALENDAR (February 27, 2003)

HOUSE BILL FOR PERFECTION - APPROPRIATIONS

HCS HB 14 - Bearden

HOUSE BILL FOR PERFECTION

HCS HB 132, 173, 117 & 48 - Wright

HOUSE RESOLUTIONS

HR 222 - Bruns (2-27-03)

HR 238 - Hanaway (2-27-03)

HR 307 - Deeken (2-27-03)

HR 308 - Deeken (2-27-03)

Representative Roark assumed the Chair.

THIRD READING OF HOUSE BILLS

HS HCS HB 321, relating to workers' compensation, was taken up by Representative Wilson (130).

On motion of Representative Wilson (130), **HS HCS HB 321** was read the third time and passed by the following vote:

AYES: 089

Angst	Avery	Baker	Barnitz	Bean
Bearden	Behnen	Bivins	Black	Bough
Bringer	Brown	Bruns	Cooper 120	Cooper 155
Crawford	Crowell	Cunningham 145	Cunningham 86	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Dusenberg
Emery	Engler	Ervin	Fares	Goodman
Guest	Hampton	Hobbs	Holand	Hunter
Ice	Jackson	Jetton	Johnson 47	Kelly 144
King	Kingery	Kuessner	Lager	Lembke
Lipke	Luetkemeyer	May	Mayer	Miller
Moore	Morris	Munzlinger	Myers	Nieves
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Schaaf	Schlottach	Schneider
Self	Shoemaker	Smith 118	Smith 14	St. Onge
Stefanick	Sutherland	Taylor	Threlkeld	Townley
Viebrock	Wallace	Wasson	Wilson 119	Wilson 130
Wood	Wright	Yates	Madam Speaker	

NOES: 066

Abel	Adams	Bishop	Bland	Boykins
Brooks	Burnett	Campbell	Carnahan	Corcoran
Curls	Darrough	Davis 122	Donnelly	Dougherty
El-Amin	Fraser	George	Graham	Green
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Hoskins	Hubbard	Johnson 61	Johnson 90	Jolly
Jones	Kelly 36	Kratky	LeVota	Liese
Lowe	McKenna	Meiners	Merideth	Muckler
Page	Ransdall	Sager	Salva	Schoemehl
Seigfreid	Selby	Shoemyer	Skaggs	Spreng
Thompson	Villa	Vogt	Wagner	Walker
Walsh	Walton	Ward	Whorton	Wildberger
Willoughby	Wilson 25	Witte	Yaeger	Young
Zweifel				

PRESENT: 000

ABSENT WITH LEAVE: 008

Byrd	Daus	Lawson	Marsh	Quinn
Sander	Stevenson	Wilson 42		

Representative Roark declared the bill passed.

Representative Johnson (90) requested a verification of the roll call on the motion to Third Read and Pass **HS HCS HB 321**.

HCS HB 73, relating to a higher education savings program, was taken up by Representative Luetkemeyer.

On motion of Representative Luetkemeyer, **HCS HB 73** was read the third time and passed by the following vote:

AYES: 128

Abel	Adams	Angst	Avery	Baker
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Brown	Bruns
Byrd	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Davis 122
Davis 19	Deeken	Dempsey	Dethrow	Dixon
Dougherty	Dusenberg	El-Amin	Emery	Engler
Ervin	Fares	Goodman	Graham	Green
Guest	Harris 110	Harris 23	Henke	Hobbs
Holand	Hunter	Ice	Jackson	Jetton
Johnson 47	Jolly	Jones	Kelly 144	King
Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lipke	Luetkemeyer
Marsh	May	Mayer	Meiners	Miller
Moore	Morris	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Threlkeld	Townley	Viebrock	Villa
Vogt	Wagner	Walker	Wallace	Walton
Ward	Wasson	Whorton	Willoughby	Wilson 119
Wilson 130	Witte	Wood	Wright	Yates
Young	Zweifel	Madam Speaker		

NOES: 032

Barnitz	Boykins	Bringer	Brooks	Burnett
Campbell	Carnahan	Darrough	Donnelly	Fraser
George	Hampton	Haywood	Hilgemann	Hoskins
Hubbard	Johnson 61	Johnson 90	Kelly 36	Lowe
McKenna	Merideth	Muckler	Sager	Salva
Selby	Thompson	Walsh	Wildberger	Wilson 25
Wilson 42	Yaeger			

PRESENT: 000

ABSENT WITH LEAVE: 003

Daus	Quinn	Sander
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Representative Roark declared the bill passed.

HB 412, relating to inaugural committees, was taken up by Representative Goodman.

On motion of Representative Goodman, **HB 412** was read the third time and passed by the following vote:

AYES: 158

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brooks	Brown	Bruns	Burnett
Byrd	Campbell	Carnahan	Cooper 120	Cooper 155
Corcoran	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Darrough	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Henke	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Hunter	Ice	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lawson	Lembke	LeVota	Liese
Lipke	Lowe	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Merideth	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Townley	Viebrock	Villa
Vogt	Wagner	Walker	Wallace	Walsh
Walton	Ward	Wasson	Whorton	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 000

PRESENT: 002

Haywood Jones

ABSENT WITH LEAVE: 003

Daus Quinn Sander

Representative Roark declared the bill passed.

HCS HB 390, relating to anesthesiologist assistants, was taken up by Representative Behnen.

On motion of Representative Behnen, **HCS HB 390** was read the third time and passed by the following vote:

AYES: 135

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Davis 19	Dempsey	Dethrow	Dixon
Donnelly	Dougherty	El-Amin	Emery	Ervin
Fraser	George	Goodman	Graham	Green
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Holand	Hubbard	Ice
Jackson	Jetton	Johnson 61	Johnson 90	Jolly
Jones	Kelly 144	Kelly 36	King	Kingery
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	May
McKenna	Meiners	Merideth	Miller	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Purgason	Ransdall	Rector	Reinhart	Richard
Roark	Rupp	Sager	Schaaf	Schneider
Self	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Wagner	Walker	Wallace	Walsh	Walton
Ward	Wasson	Whorton	Wildberger	Willoughby
Wilson 119	Wilson 130	Wilson 42	Witte	Wood
Wright	Yaeger	Young	Zweifel	Madam Speaker

NOES: 024

Davis 122	Deeken	Dusenberg	Engler	Fares
Guest	Hoskins	Hunter	Johnson 47	Kratky
Marsh	Mayer	Pratt	Ruestman	Salva
Schlottach	Schoemehl	Seigfreid	Selby	Shoemaker
Shoemyer	Stevenson	Wilson 25	Yates	

PRESENT: 001

Brooks

ABSENT WITH LEAVE: 003

Daus	Quinn	Sander
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Representative Roark declared the bill passed.

HB 91, relating to a county crime reduction fund, was taken up by Representative Mayer.

On motion of Representative Mayer, **HB 91** was read the third time and passed by the following vote:

AYES: 114

Angst	Avery	Baker	Barnitz	Bean
Bearden	Behnen	Bivins	Black	Bough
Bringer	Brown	Bruns	Byrd	Cooper 120
Cooper 155	Crawford	Crowell	Cunningham 145	Cunningham 86
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dusenberg	Emery	Engler
Ervin	Fares	Goodman	Green	Guest
Hampton	Harris 110	Harris 23	Hobbs	Holand
Hunter	Ice	Jackson	Jetton	Johnson 47
Johnson 90	Kelly 144	Kelly 36	King	Kingery
Kuessner	Lager	Lembke	LeVota	Lipke
Luetkemeyer	Marsh	May	Mayer	McKenna
Merideth	Miller	Moore	Morris	Munzlinger
Myers	Nieves	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Schaaf	Schlottach	Schneider	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Smith 118	Smith 14
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Townley	Viebrock	Wagner
Wallace	Ward	Wasson	Whorton	Wildberger
Willoughby	Wilson 119	Wilson 130	Witte	Wood
Wright	Yates	Young	Madam Speaker	

NOES: 044

Abel	Adams	Bishop	Bland	Boykins
Brooks	Burnett	Campbell	Carnahan	Corcoran
Curls	Darrough	Dougherty	El-Amin	Fraser
George	Graham	Haywood	Henke	Hilgemann
Hoskins	Hubbard	Johnson 61	Jolly	Jones
Kratky	Liese	Lowe	Meiners	Muckler
Page	Sager	Salva	Schoemehl	Skaggs
Spreng	Villa	Vogt	Walker	Walsh
Wilson 25	Wilson 42	Yaeger	Zweifel	

PRESENT: 001

Walton

ABSENT WITH LEAVE: 004

Daus	Lawson	Quinn	Sander
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Representative Roark declared the bill passed.

Speaker Hanaway resumed the Chair.

HCS HB 273, relating to tort reform, was taken up by Representative Byrd.

On motion of Representative Byrd, **HCS HB 273** was read the third time and passed by the following vote:

AYES: 102

Angst	Avery	Baker	Barnitz	Bean
Bearden	Behnen	Bivins	Black	Bringer
Brown	Bruns	Byrd	Cooper 120	Cooper 155
Crawford	Crowell	Cunningham 145	Cunningham 86	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Goodman	Guest	Hampton	Harris 110	Henke
Hobbs	Holand	Hoskins	Hubbard	Hunter
Icet	Jackson	Jetton	Johnson 47	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lembke	Lipke	Luetkemeyer	Marsh
May	Merideth	Miller	Moore	Morris
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Schaaf	Schlottach	Schneider	Seigfreid
Self	Shoemaker	Skaggs	Smith 118	Smith 14
St. Onge	Stefanick	Sutherland	Taylor	Threlkeld
Townley	Viebrock	Wallace	Ward	Wasson
Wilson 119	Wilson 130	Witte	Wood	Wright
Yates	Madam Speaker			

NOES: 054

Abel	Adams	Bishop	Bland	Boykins
Brooks	Burnett	Campbell	Carnahan	Corcoran
Curls	Darrough	Davis 122	Donnelly	Dougherty
Fraser	George	Graham	Green	Harris 23
Haywood	Hilgemann	Johnson 61	Johnson 90	Jolly
Jones	LeVota	Liese	Lowe	McKenna
Meiners	Muckler	Ransdall	Sager	Salva
Schoemehl	Selby	Shoemyer	Spreng	Thompson
Villa	Vogt	Wagner	Walker	Walsh
Walton	Whorton	Wildberger	Willoughby	Wilson 25
Wilson 42	Yaeger	Young	Zweifel	

PRESENT: 000

ABSENT WITH LEAVE: 007

Bough	Daus	Lawson	Mayer	Quinn
Sander	Stevenson			

Speaker Hanaway declared the bill passed.

PERFECTION OF HOUSE BILL - APPROPRIATIONS

Representative Bearden moved to suspend House Rule 39(a) in order to take up and perfect **HCS HB 14**.

Which motion was adopted by the following vote:

AYES: 144

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
Goodman	Graham	Green	Guest	Hampton
Harris 110	Harris 23	Haywood	Hilgemann	Hobbs
Hubbard	Hunter	Ice	Jackson	Jetton
Johnson 47	Johnson 61	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lawson	Lembke	LeVota	Liese
Lipke	Lowe	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Miller	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Schaaf
Schlottach	Schneider	Schoemehl	Self	Shoemaker
Shoemyer	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Threlkeld
Townley	Viebrock	Villa	Walker	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Young	Zweifel	Madam Speaker	

NOES: 011

George	Henke	Hoskins	Johnson 90	Merideth
Sager	Salva	Selby	Skaggs	Thompson
Vogt				

PRESENT: 000

ABSENT WITH LEAVE: 008

Brooks	Daus	Donnelly	Holand	Quinn
Sander	Seigfreid	Wagner		

HCS HB 14, relating to appropriations, was taken up by Representative Bearden.

On motion of Representative Bearden, **HCS HB 14** was adopted.

On motion of Representative Bearden, **HCS HB 14** was ordered perfected and printed.

SUPPLEMENTAL CALENDAR
(February 27, 2003)

HOUSE BILL FOR THIRD READING

HCS HB 14 - Bearden

THIRD READING OF HOUSE BILL - APPROPRIATIONS

HCS HB 14, relating to appropriations, was taken up by Representative Bearden.

On motion of Representative Bearden, **HCS HB 14** was read the third time and passed by the following vote:

AYES: 148

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brooks	Brown	Bruns	Burnett
Byrd	Campbell	Carnahan	Cooper 120	Cooper 155
Corcoran	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Darrough	Davis 122	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Henke	Hilgemann
Hobbs	Holand	Hubbard	Hunter	Ice
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lipke	Lowe
Luetkemeyer	Marsh	May	Mayer	Meiners
Miller	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Ransdall
Rector	Reinhart	Richard	Ruestman	Rupp
Sager	Salva	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Self	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Walker
Wallace	Walsh	Walton	Ward	Wasson
Wildberger	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 007

Hoskins	McKenna	Merideth	Roark	Selby
Whorton	Willoughby			

PRESENT: 000

ABSENT WITH LEAVE: 008

Daus
Sander

Davis 19
Shoemaker

El-Amin
Thompson

Haywood

Quinn

Speaker Hanaway declared the bill passed.

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were referred to the Committee indicated:

HJR 15 - Tax Policy
HJR 16 - Tax Policy
HJR 17 - Transportation and Motor Vehicles
HJR 18 - Education

REFERRAL OF HOUSE BILLS - APPROPRIATIONS

The following House Bills were referred to the Committee indicated:

HB 1 - Budget
HB 13 - Budget

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 175 - Special Committee on Urban Issues
HB 502 - Communications, Energy and Technology
HB 518 - Tax Policy
HB 519 - Conservation and Natural Resources
HB 521 - Local Government
HB 523 - Crime Prevention and Public Safety
HB 525 - Judiciary
HB 526 - Education
HB 527 - Communications, Energy and Technology
HB 528 - Judiciary
HB 529 - Education
HB 530 - Health Care Policy
HB 531 - Education
HB 532 - Financial Services
HB 533 - Workforce Development and Workplace Safety
HB 534 - Health Care Policy
HB 536 - Health Care Policy
HB 537 - Elections
HB 538 - Crime Prevention and Public Safety

HB 539 - Crime Prevention and Public Safety
HB 542 - Crime Prevention and Public Safety
HB 544 - Elections
HB 546 - Education
HB 547 - Judiciary
HB 553 - Retirement
HB 554 - Special Committee on General Laws
HB 555 - Agriculture
HB 556 - Health Care Policy
HB 557 - Retirement
HB 559 - Financial Services
HB 560 - Senior Security

RE-REFERRAL OF HOUSE BILLS

The following House Bills were re-referred to the Committee indicated:

HB 443 - Transportation and Motor Vehicles
HB 499 - Special Committee on Urban Issues

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SCS SB 29 - Elections
SB 50 - Elections

COMMITTEE REPORTS

Committee on Agriculture, Chairman Myers reporting:

Madam Speaker: Your Committee on Agriculture, to which was referred **HB 257**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Committee on Corrections and State Institutions, Chairman Kelly (144) reporting:

Madam Speaker: Your Committee on Corrections and State Institutions, to which was referred **HB 278**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Committee on Crime Prevention and Public Safety, Chairman Mayer reporting:

Madam Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 349**, **HB 120**, **HB 136** and **HB 328**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Committee on Financial Services, Chairman Luetkemeyer reporting:

Madam Speaker: Your Committee on Financial Services, to which was referred **HB 314**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent with House Committee Amendment No. 1**.

House Committee Amendment No. 1

AMEND House Bill No. 314, Page 1, Section 34.059, Line 10, by deleting all of said line and inserting in lieu thereof the following:

"given the definition set forth in section 107.170, RSMo."; and

Further amend said title, enacting clause and intersectional references accordingly.

Committee on Health Care Policy, Chairman Holand reporting:

Madam Speaker: Your Committee on Health Care Policy, to which was referred **HCR 15**, begs leave to report it has examined the same and recommends that it **Do Pass**.

HOUSE CONCURRENT RESOLUTION NO. 15

Relating to the designation of March 6th as Lymphedema D-Day in Missouri.

WHEREAS, lymphedema is an accumulation of lymphatic fluid that causes swelling in the arms, legs, or other areas of the body and affects both men and women; and

WHEREAS, the swelling caused by lymphedema can lead to severe infection or loss of the use of limbs, and patients suffering from lymphedema must endure physical discomfort and disfigurement and cope with the distress caused by these symptoms; and

WHEREAS, the single largest group of people who get lymphedema are cancer patients, including breast, prostate, gynecological, head, neck, lung, sarcoma, and melanoma patients; and

WHEREAS, recent studies have indicated that twenty percent of breast cancer patients will get lymphedema after surgery and radiation; and

WHEREAS, according to the National Cancer Institute, there are a reported eight and a half million Americans living after a diagnosis of cancer, of which about two million are breast cancer survivors; and

WHEREAS, no drug or effective surgical treatment for lymphedema currently exists; and

WHEREAS, research in all areas of lymphedema has been notably limited; and

WHEREAS, lymphedema, which has no cure and can occur at any time, has a severe financial, physical, and psychological impact on patients; and

WHEREAS, each year on March 6th, the National Lymphedema Network sponsors Lymphedema D-Day to honor patients and to raise awareness of the treatment and severity of this condition:

NOW, THEREFORE, BE IT RESOLVED, be it resolved that the members of the House of Representatives of the Ninety-second General Assembly, First Regular Session, the Senate concurring therein, hereby designate March 6th, in 2003 and each subsequent year, as Lymphedema D-Day in Missouri; and

BE IT FURTHER RESOLVED that the members of the General Assembly encourage the citizens of the State of Missouri to honor and support the courageous patients living and coping with this debilitating condition; and

BE IT FURTHER RESOLVED that this resolution be sent to the Governor for his approval or rejection pursuant to the Missouri Constitution.

Madam Speaker: Your Committee on Health Care Policy, to which was referred **HB 202**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Madam Speaker: Your Committee on Health Care Policy, to which was referred **HB 410**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Committee on Job Creation and Economic Development, Chairman Dempsey reporting:

Madam Speaker: Your Committee on Job Creation and Economic Development, to which was referred **HB 197**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Madam Speaker: Your Committee on Job Creation and Economic Development, to which was referred **HB 277**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Madam Speaker: Your Committee on Job Creation and Economic Development, to which was referred **HB 289**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Committee on Judiciary, Chairman Byrd reporting:

Madam Speaker: Your Committee on Judiciary, to which was referred **HB 253**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Committee on Local Government, Chairman Johnson (47) reporting:

Madam Speaker: Your Committee on Local Government, to which was referred **HB 292**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Committee on Small Business, Chairman St. Onge reporting:

Madam Speaker: Your Committee on Small Business, to which was referred **HB 322**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Committee on Transportation and Motor Vehicles, Chairman Crawford reporting:

Madam Speaker: Your Committee on Transportation and Motor Vehicles, to which was referred **HB 247**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent with House Committee Amendment No. 1.**

House Committee Amendment No. 1

AMEND House Bill No. 247, Page 1, In the Title, Lines 2 and 3, by deleting all of said lines and inserting in lieu thereof the following:

"To repeal section 301.133, RSMo, and to enact in lieu thereof one new section relating to special mobile equipment, with an emergency clause."; and

Further amend said bill, Page 1, Section 301.010, by deleting all of said lines and inserting in lieu thereof the following:

"301.133. 1. Special mobile equipment may be moved on the highways of this state from one job location to another or to or from places of storage, delivery or repair without complying with the provisions of the law relating to titling and registration and display of license plates but shall comply with all the other requirements of the law relating to motor vehicles, except that such equipment, other than farm equipment, shall not be operated on state maintained roads or highways on Saturdays, Sundays or legal holidays, except in emergencies.

2. Notwithstanding the provisions of subsection 1 of this section to the contrary, special mobile equipment that travels at a speed above any minimum posted speed limit and is capable of traveling at the uniform maximum speed limits as established in section 304.010, RSMo, does not exceed the maximum weight limits as established in subsection 3 of section 304.180, RSMo, and does not exceed the limitations on height, width, or length of section 304.170, RSMo, so as to require the issuance of a special permit pursuant to section 304.200, RSMo, may be operated on state maintained roads or highways at any time and on any day.

Section B. Because immediate action is necessary to promote efficiency in the continuation and completion of various road and highway projects, this act is deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and this act shall be in full force and effect upon its passage and approval."; and

Further amend said title, enacting clause, and intersectional references accordingly.

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 7**, entitled:

An act to authorize the governor to convey a tract of land owned by the state in the county of Pettis.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 13**, entitled:

An act to repeal section 21.750, RSMo, relating to rights of political subdivisions, and to enact in lieu thereof one new section relating to the same subject.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 234**, entitled:

An act to repeal section 64.342, RSMo, and to enact in lieu thereof one new section relating to park concession stands, with an emergency clause.

Emergency Clause adopted.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 239**, entitled:

An act to authorize the governor to convey a tract of land owned by the state in the county of Pettis.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 301**, entitled:

An act to repeal section 249.422, RSMo, and to enact in lieu thereof one new section relating to fees imposed to repair lateral sewer service lines.

In which the concurrence of the House is respectfully requested.

COMMITTEE CHANGES

The Speaker submitted the following Committee changes:

Representative Deeken is no longer a member of the Special Committee on General Laws.

Representative Dempsey has been appointed a member of the Special Committee on General Laws.

ADJOURNMENT

On motion of Representative Crowell, the House adjourned until 4:00 p.m., Monday, March 3, 2003.

CORRECTIONS TO THE HOUSE JOURNAL

I, State Representative Terry Young, District 49, hereby state and affirm that my vote as recorded on Page 462 of the House Journal for Wednesday, February 26, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 27th day of February 2003.

/s/ Terry Young
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 27th day of February in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Vicky Riback Wilson, District 25, hereby state and affirm that my vote as recorded on Page 466 of the House Journal for Wednesday, February 26, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 27th day of February 2003.

/s/ Vicky Riback Wilson (25)
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 27th day of February in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Mark Wright, District 137, hereby state and affirm that my vote as recorded on Page 471 of the House Journal for Wednesday, February 26, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted no. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 27th day of February 2003.

/s/ Mark Wright
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 27th day of February in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Sharon Sanders Brooks, District 37, hereby state and affirm that my vote as recorded on Page 471 of the House Journal for Wednesday, February 26, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 27th day of February 2003.

/s/ Sharon Sanders Brooks
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 27th day of February in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

AGRICULTURE

Tuesday, March 4, 2003, 12:00 p.m. Hearing Room 1.
Possible Executive Session.
Public Hearing to be held on: HB 352, HB 464

BUDGET

Monday, March 3, 2003, 12:00 p.m. Hearing Room 3.
Committee recommendations on matters assigned regarding departmental budgets.

BUDGET

Tuesday, March 4, 2003, 8:00 a.m. Hearing Room 3.
Committee recommendations on matters assigned regarding departmental budgets.

CONSERVATION AND NATURAL RESOURCES

Wednesday, March 5, 2003, 12:00 p.m. Hearing Room 5.
Executive Session may follow.
Public Hearing to be held on: HB 182, HB 295, HB 386, HB 442

CORRECTIONS AND STATE INSTITUTIONS

Wednesday, March 5, 2003, 5:00 p.m. Hearing Room 7.
Public Hearing to be held on: HB 477

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, March 4, 2003, 5:00 p.m. Hearing Room 3.
Public Hearing to be held on: HB 67, HB 258, HB 302, HB 471
Executive Session to be held on: HB 470

FINANCIAL SERVICES

Tuesday, March 4, 2003, 12:00 p.m. Hearing Room 6.
Possible Executive Session on HB 380 and HB 437.
Public Hearing to be held on: HB 309, HB 353, HB 490

HOMELAND SECURITY AND VETERANS AFFAIRS

Tuesday, March 4, 2003, 5:00 p.m. Hearing Room 5.
Executive Session to be held on: HB 128, HB 271, HB 307

JOINT COMMITTEE ON LEGISLATIVE RESEARCH - REVISIONS SUBCOMMITTEE

Tuesday, March 4, 2003, 8:00 a.m. Senator Bartle's Office, Room 434.
Discussion of Revision Bill.

JOINT COMMITTEE ON TERRORISM, BIOTERRORISM AND HOMELAND SECURITY

Thursday, March 6, 2003. Hearing Room 5 upon morning adjournment.
Organizational meeting.

LOCAL GOVERNMENT

Tuesday, March 4, 2003, 7:30 p.m. Hearing Room 6.
Executive Session may follow.
Public Hearing to be held on: HB 275, HB 416, HB 463, HB 474, HB 508

LOCAL GOVERNMENT

Thursday, March 6, 2003, 8:30 a.m. Hearing Room 6.
Executive Session may follow.
Public Hearing to be held on: HB 351, HB 388, HB 472

SENIOR SECURITY

Monday, March 3, 2003. Hearing Room 1 upon evening adjournment.
Executive Session to be held on: HB 94, HB 149, HB 150, HB 342, HB 517

TAX POLICY

Tuesday, March 4, 2003, 12:00 p.m. Hearing Room 7.
Executive Session may follow.
Public Hearing to be held on: HB 421, HB 514, HB 515

TRANSPORTATION AND MOTOR VEHICLES

Wednesday, March 5, 2003, 12:00 p.m. Hearing Room 7.
Possible Executive Session.
Public Hearing to be held on: HB 86, HB 249, HB 261, HB 383, HB 433,
HB 478, HB 483, HB 493, HB 505, HB 563

HOUSE CALENDAR

THIRTIETH DAY, MONDAY, MARCH 3, 2003

HOUSE JOINT RESOLUTION FOR SECOND READING

HJR 21

HOUSE BILLS FOR SECOND READING

HB 561 through HB 585

HOUSE BILLS FOR PERFECTION

HCS HB 228 - Pearce
HCS HB 156 - Phillips
HCS HB 222 - Luetkemeyer
HCS HB 132, 173, 117 & 48 - Wright
HCS HB 349, 120, 136 & 238 - Crawford
HB 197 - Johnson (47)
HCS HB 257 - Munzlinger
HCS HB 289 - Dempsey
HCS HB 322 - Baker
HCS HB 410 - Schaaf

HOUSE BILL FOR PERFECTION - INFORMAL

HB 157 - Johnson (90)

HOUSE BILLS FOR PERFECTION - CONSENT

(2-24-03)

HB 75 - Ruestman
HCS HB 131 - Deeken
HCS HB 152 & 180 - Johnson (47)
HCS HB 166 - Baker
HCS HB 181 - Seigfreid
HB 187 - Cooper (120)
HB 208, HCA 1 - Engler
HB 286 - Bearden

(2-25-03)

HCS HB 245 - Marsh

(2-27-03)

HCS HB 59 & 269 - Johnson (61)

(3-03-03)

HCS HB 202 - Portwood

HB 247, HCA 1 - Ward

HCS HB 253 - Shoemaker (8)

HCS HB 277 - Wright

HB 278 - Davis (19)

HB 292 - Wagner

HB 314, HCA 1 - Engler

HOUSE CONCURRENT RESOLUTION FOR THIRD READING

HCR 15, (2-27-03) - Behnen

HOUSE BILL FOR THIRD READING

HCS HB 281, (Budget 2-26-03) - Moore

SENATE BILLS FOR SECOND READING

SCS SB 7

SS SB 13

SB 234

SCS SB 239

SB 301

HOUSE RESOLUTIONS

HR 222, (2-27-03) - Bruns

HR 238, (2-27-03) - Hanaway

HR 307, (2-27-03) - Deeken

HR 308, (2-27-03) - Deeken

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

THIRTIETH DAY, MONDAY, MARCH 3, 2003

Representative Behnen in the Chair.

Prayer by Representative David Pearce.

Dear Heavenly Father,

As we enter into our third month of this legislative session, we thank You for safe travels to our state Capitol.

We ask that You be with our families in our absence and that You will watch safely over them.

Thank You for our hard working staff and house employees who make the legislative process run smoothly.

And finally, we ask that Your wisdom and guidance will be with us during this legislative session. As You mentioned in Proverbs 4:5, and 7: "Get wisdom, get understanding, forget it not; neither decline from the words of my mouth. Wisdom is the principal thing; therefore get wisdom. And with all thy getting, get understanding."

These things we ask in Your most holy name. Amen.

The Pledge of Allegiance to the flag was recited.

The Journal of the twenty-ninth day was approved as corrected.

HOUSE CONCURRENT RESOLUTION

Representative Yates offered House Concurrent Resolution No. 23.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 542	-	Representative Witte
House Resolution No. 543	-	Representative Moore
House Resolution No. 544	-	Representative Sanders Brooks
House Resolution No. 545	-	Representative Johnson (61)
House Resolution No. 546	-	Representative Cooper (155)
House Resolution No. 547	-	Representative Quinn
House Resolution No. 548	-	Representative Johnson (61)
House Resolution No. 549	-	Representative Sutherland
House Resolution No. 550	-	Representatives Deeken and Bruns
House Resolution No. 551	-	Representatives Dougherty and LeVota

House Resolution No. 552

through

House Resolution No. 554 - Representatives Goodman and Taylor

House Resolution No. 555

and

House Resolution No. 556 - Representative Ruestman, et al

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 586, introduced by Representatives Lipke, Hanaway, Crowell, Kingery, Jetton, Goodman and Stevenson, et al, relating to depositions in criminal cases.

HB 587, introduced by Representative Lager, relating to meningitis vaccinations in institutions of higher education.

HB 588, introduced by Representative Johnson (90), relating to attorney fees in medical malpractice cases.

HB 589, introduced by Representatives Davis (19), Morris, Sander and Parker, et al, relating to open alcohol containers in motor vehicles.

SECOND READING OF HOUSE JOINT RESOLUTION

HJR 21 was read the second time.

SECOND READING OF HOUSE BILLS

HB 561 through **HB 585** were read the second time.

SECOND READING OF SENATE BILLS

SCS SB 7, **SS SB 13**, **SB 234**, **SCS SB 239** and **SB 301** were read the second time.

HOUSE RESOLUTIONS

HR 222, relating to use of the House Chamber, was taken up by Representative Bruns.

On motion of Representative Bruns, **HR 222** was adopted.

HR 238, relating to use of the House Chamber, was taken up by Representative Crowell.

On motion of Representative Crowell, **HR 238** was adopted by the following vote:

AYES: 158

Abel	Adams	Angst	Avery	Baker
Barnitz	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Holand	Hoskins
Hubbard	Hunter	Ice	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lawson	Lembke	LeVota	Liese
Lipke	Lowe	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Merideth	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Selby	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Sutherland	Taylor
Thompson	Threlkeld	Townley	Viebrock	Villa
Vogt	Wagner	Walker	Wallace	Walsh
Walton	Ward	Wasson	Whorton	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 000

PRESENT: 001

Sager

ABSENT WITH LEAVE: 004

Bean	Hobbs	Jones	Stevenson
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HR 307, relating to use of the House Chamber, was taken up by Representative Deeken.

On motion of Representative Deeken, **HR 307** was adopted.

HR 308, relating to use of the House Chamber, was taken up by Representative Deeken.

On motion of Representative Deeken, **HR 308** was adopted.

PERFECTION OF HOUSE BILL

HCS HB 222, relating to fishing permits and licenses, was taken up by Representative Luetkemeyer.

Representative Fraser requested a division of the question on **HCS HB 222**.

On motion of Representative Luetkemeyer, **Part I of HCS HB 222** was adopted by the following vote:

AYES: 138

Abel	Adams	Angst	Avery	Baker
Barnitz	Bearden	Behnen	Bivins	Black
Bough	Boykins	Bringer	Brown	Bruns
Byrd	Carnahan	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Daus
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Dougherty	Dusenberg	El-Amin	Emery
Engler	Ervin	Fares	George	Goodman
Green	Guest	Hampton	Harris 110	Harris 23
Henke	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Hunter	Iceet	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Kelly 144
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lipke
Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Merideth	Miller	Moore
Morris	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Self	Shoemaker	Shoemyer	Smith 118	Smith 14
Sprenge	St. Onge	Stefanick	Sutherland	Taylor
Thompson	Threlkeld	Townley	Viebrock	Villa
Vogt	Wagner	Wallace	Walsh	Walton
Ward	Wasson	Whorton	Willoughby	Wilson 119
Wilson 130	Witte	Wood	Wright	Yaeger
Yates	Young	Madam Speaker		

NOES: 020

Bishop	Bland	Burnett	Corcoran	Darrrough
Donnelly	Fraser	Graham	Haywood	Kelly 36
Muckler	Sager	Salva	Selby	Skaggs
Walker	Wildberger	Wilson 25	Wilson 42	Zweifel

PRESENT: 001

Brooks

ABSENT WITH LEAVE: 004

Bean	Campbell	Jones	Stevenson
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Representative Shoemyer (9) offered **House Amendment No. 1 to Part II.**

House Amendment No. 1

AMEND Part II of House Committee Substitute for House Bill No. 222, Page 1, Section 252.250, Line 14, by inserting after all of said line the following:

“3. Nothing in section 252.040 shall preclude a person from hand fishing for catfish in the months of June and July in the state of Missouri.” ; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Munzlinger offered **House Amendment No. 1 to House Amendment No. 1 to Part II.**

House Amendment No. 1
to
House Amendment No. 1

AMEND House Amendment No. 1 to Part II of House Committee Substitute for House Bill No. 222, Page 1, Section 3, Line 2, by adding after the word “**catfish**” the following; “**or carp**”.

On motion of Representative Munzlinger, **House Amendment No. 1 to House Amendment No. 1 to Part II** was adopted.

On motion of Representative Shoemyer (9), **House Amendment No. 1 to Part II, as amended**, was adopted.

On motion of Representative Luetkemeyer, **Part II of HCS HB 222, as amended**, was adopted.

On motion of Representative Luetkemeyer, **HCS HB 222, as amended**, was ordered perfected and printed.

REFERRAL OF HOUSE RESOLUTION

The following House Resolution was referred to the Committee indicated:

HR 477 - Rules

REFERRAL OF HOUSE BILL

The following House Bill was referred to the Committee indicated:

HB 576 - Workforce Development and Workplace Safety

COMMITTEE REPORT

Committee on Senior Security, Chairman Portwood reporting:

Madam Speaker: Your Committee on Senior Security, to which was referred **HB 517, HB 94, HB 149, HB 150** and **HB 342**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 357**, entitled:

An act to repeal section 536.110, RSMo, and to enact in lieu thereof one new section relating to venue in administrative actions involving real property.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 370**, entitled:

An act to repeal section 44.090, RSMo, and to enact in lieu thereof one new section relating to emergency mutual-aid agreements.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 379**, entitled:

An act to amend chapter 67, RSMo, by adding thereto one new section relating to community improvement districts.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 383**, entitled:

An act to repeal section 59.330, RSMo, and to enact in lieu thereof one new section relating to recording documents.

In which the concurrence of the House is respectfully requested.

The following member's presence was noted: Stevenson.

Subscribed and sworn to before me this 3rd day of March in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Ronnie Miller, District 133, hereby state and affirm that my vote as recorded on Page 480 of the House Journal for Thursday, February 27, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 3rd day of March 2003.

/s/ Ronnie Miller
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 3rd day of March in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Brian Munzlinger, District 1, hereby state and affirm that my vote as recorded on Page 480 of the House Journal for Thursday, February 27, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 3rd day of March 2003.

/s/ Brian Munzlinger
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 3rd day of March in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Brian Nieves, District 98, hereby state and affirm that my vote as recorded on Page 480 of the House Journal for Thursday, February 27, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 3rd day of March 2003.

/s/ Brian Nieves
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 3rd day of March in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative David Pearce, District 121, hereby state and affirm that my vote as recorded on Page 480 of the House Journal for Thursday, February 27, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 3rd day of March 2003.

/s/ David Pearce
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 3rd day of March in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Ron Richard, District 129, hereby state and affirm that my vote as recorded on Page 480 of the House Journal for Thursday, February 27, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 3rd day of March 2003.

/s/ Ron Richard
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 3rd day of March in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Yvonne Wilson, District 42, hereby state and affirm that my vote as recorded on Page 486 of the House Journal for Thursday, February 27, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted no. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 3rd day of March 2003.

/s/ Yvonne Wilson
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 3rd day of March in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Margaret Donnelly, District 73, hereby state and affirm that my vote as recorded on Page 492 of the House Journal for Thursday, February 27, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 3rd day of March 2003.

/s/ Margaret Donnelly
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 3rd day of March in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Sharon Sanders Brooks, District 37, hereby state and affirm that my vote as recorded on Page 492 of the House Journal for Thursday, February 27, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 3rd day of March 2003.

/s/ Sharon Sanders Brooks
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 3rd day of March in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

AGRICULTURE

Tuesday, March 4, 2003, 12:00 p.m. Hearing Room 1.

Possible Executive Session.

Public Hearing to be held on: HB 352, HB 464

BUDGET

Tuesday, March 4, 2003, 8:00 a.m. Hearing Room 3.

Committee recommendations on matters assigned regarding departmental budgets.

BUDGET

Tuesday, March 4, 2003, 7:30 p.m. Hearing Room 3.

Fiscal Review HB 281.

Committee recommendations on matters regarding departmental budgets.

Public Hearing to be held on: HB 341

BUDGET

Wednesday, March 5, 2003, 8:00 a.m. Hearing Room 3.

Appropriation committee recommendations on matters assigned regarding departmental budgets.

CHILDREN AND FAMILIES

Tuesday, March 4, 2003, 5:00 p.m. Hearing Room 1.

Public Hearing to be held on: HB 396, HB 445

COMMUNICATIONS, ENERGY AND TECHNOLOGY

Tuesday, March 4, 2003, 12:00 p.m. Hearing Room 3.

Work session to hear FCC orders regarding broadband.

CONSERVATION AND NATURAL RESOURCES

Wednesday, March 5, 2003, 12:00 p.m. Hearing Room 5.

Executive Session may follow.

Public Hearing to be held on: HB 182, HB 295, HB 386, HB 442

CORRECTIONS AND STATE INSTITUTIONS

Wednesday, March 5, 2003, 5:00 p.m. Hearing Room 7.

Public Hearing to be held on: HB 477

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, March 4, 2003, 5:00 p.m. Hearing Room 3.

Public Hearing to be held on: HB 67, HB 258, HB 302, HB 471

Executive Session to be held on: HB 470

EDUCATION

Wednesday, March 5, 2003, 5:00 p.m. Hearing Room 3.

Executive Session on previously heard bills.

Public Hearing to be held on: HB 316

ELECTIONS

Tuesday, March 4, 2003, 5:00 p.m. Hearing Room 7.

Executive Session will precede the hearing.

Public Hearing to be held on: HB 315, HB 446

Executive Session to be held on: HB 237, HB 290, HB 511, HJR 14

FINANCIAL SERVICES

Tuesday, March 4, 2003, 12:00 p.m. Hearing Room 6.

Possible Executive Session on HB 380 and HB 437.

Public Hearing to be held on: HB 309, HB 353, HB 490

HOMELAND SECURITY AND VETERANS AFFAIRS

Tuesday, March 4, 2003, 5:00 p.m. Hearing Room 5.

Executive Session to be held on: HB 128, HB 271, HB 307

JOINT COMMITTEE ON LEGISLATIVE RESEARCH - REVISIONS SUBCOMMITTEE

Tuesday, March 4, 2003, 8:00 a.m. Senator Bartle's Office, Room 434.

Discussion of Revision Bill.

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT

Thursday, March 6, 2003, 8:00 a.m. Hearing Room 7.

First quarter meeting.

JOINT COMMITTEE ON TERRORISM, BIOTERRORISM AND HOMELAND SECURITY

Thursday, March 6, 2003. Hearing Room 5 upon morning adjournment.

Organizational meeting.

JUDICIARY

Wednesday, March 5, 2003, 12:00 p.m. Hearing Room 1.

Executive Session may follow on HB 141 and HB 394.

Public Hearing to be held on: HB 427, HB 430, HB 468

LOCAL GOVERNMENT

Tuesday, March 4, 2003, 7:30 p.m. Hearing Room 6.

Executive Session may follow.

Public Hearing to be held on: HB 275, HB 416, HB 463, HB 474, HB 508

LOCAL GOVERNMENT

Thursday, March 6, 2003, 8:30 a.m. Hearing Room 6.
Executive Session may follow.
Public Hearing to be held on: HB 351, HB 388, HB 472

PROFESSIONAL REGISTRATION AND LICENSING

Tuesday, March 4, 2003, 12:00 p.m. Hearing Room 4.
Public Hearing to be held on: HB 211, HB 452
Executive Session to be held on: HB 332, HB 358, HB 393, HB 440

SMALL BUSINESS

Wednesday, March 5, 2003, 12:00 p.m. Hearing Room 4.
Executive Session may follow.
Public Hearing to be held on: HB 461, HB 480

SPECIAL COMMITTEE ON GENERAL LAWS

Wednesday, March 5, 2003, 8:00 a.m. Hearing Room 6.
Executive Session may follow.
Public Hearing to be held on: HB 554

TAX POLICY

Tuesday, March 4, 2003, 12:00 p.m. Hearing Room 7.
Executive Session may follow.
Public Hearing to be held on: HB 421, HB 514, HB 515

TRANSPORTATION AND MOTOR VEHICLES

Wednesday, March 5, 2003, 12:00 p.m. Hearing Room 7.
Possible Executive Session.
Public Hearing to be held on: HB 86, HB 249, HB 261, HB 383, HB 433,
HB 478, HB 483, HB 493, HB 505

WORKFORCE DEVELOPMENT AND WORKPLACE SAFETY

Tuesday, March 4, 2003, 7:00 p.m. Hearing Room 7.
Public Hearing to be held on: HB 296, HB 414, HB 576

HOUSE CALENDAR

THIRTY-FIRST DAY, TUESDAY, MARCH 4, 2003

HOUSE BILLS FOR SECOND READING

HB 586 through HB 589

HOUSE BILLS FOR PERFECTION

HCS HB 228 - Pearce
HCS HB 156 - Phillips
HCS HB 132, 173, 117 & 48 - Wright
HCS HB 349, 120, 136 & 328 - Crawford
HB 197 - Johnson (47)
HCS HB 257 - Munzlinger
HCS HB 289 - Dempsey
HCS HB 322 - Baker
HCS HB 410 - Schaaf
HCS HB 517, 94, 149, 150 & 342 - Portwood

HOUSE BILL FOR PERFECTION - INFORMAL

HB 157 - Johnson (90)

HOUSE BILLS FOR PERFECTION - CONSENT

(2-25-03)

HCS HB 245 - Marsh

(2-27-03)

HCS HB 59 & 269 - Johnson (61)

(3-03-03)

HCS HB 202 - Portwood
HB 247, HCA 1 - Ward
HCS HB 253 - Shoemaker (8)
HCS HB 277 - Wright
HB 278 - Davis (19)
HB 292 - Wagner
HB 314, HCA 1 - Engler

HOUSE CONCURRENT RESOLUTION FOR THIRD READING

HCR 15, (2-27-03, Pages 496-497) - Behnen

HOUSE BILL FOR THIRD READING

HCS HB 281, (Budget 2-26-03) - Moore

HOUSE BILLS FOR THIRD READING - CONSENT

HB 75 - Ruestman
HCS HB 131 - Deeken
HCS HB 152 & 180 - Johnson (47)
HCS HB 166, E.C. - Baker
HCS HB 181 - Seigfreid
HB 187 - Cooper (120)
HB 208, HCA 1 - Engler
HB 286 - Bearden

SENATE BILLS FOR SECOND READING

SB 357
SB 370
SCS SB 379
SB 383

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

THIRTY-FIRST DAY, TUESDAY, MARCH 4, 2003

Representative St. Onge in the Chair.

Prayer by Reverend James Earl Jackson.

Heavenly Father, Merciful and Gracious, it is written: "Blessed is the nation whose God is the Lord..." even so may You bless us as we seek Your guidance.

We understand that we resolve no issues by our great intellect, position, or abilities, but because of Your great grace and mercy showered upon us.

We choose to live each day and govern our activities as wise servants who expect answers. May all barriers be removed and the door opened to new ways and new strategies.

Now may the grace of our Lord and the love of God be with us all.

In the name of Your Son we pray. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Brendan Mulqueeney, Julianna K. Smith and Lauren Berry.

The Journal of the thirtieth day was approved as corrected.

RESOLUTIONS

Representative Bivins offered House Resolution No. 576.

Representative Bearden offered House Resolution No. 579.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 557 - Representative Angst

House Resolution No. 558

through

House Resolution No. 568 - Representative Hobbs

House Resolution No. 569 - Representative Wilson (130)

House Resolution No. 570 - Representative Bivins

House Resolution No. 571

through

House Resolution No. 575 - Representative Wood

House Resolution No. 577 - Representative Threlkeld

House Resolution No. 578 - Representative Hanaway

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 590, introduced by Representative Dempsey, relating to tax increment financing.

HB 591, introduced by Representatives Hobbs, Bruns, Deeken, Schlottach, Riback Wilson (25), Harris (23) and Graham, et al, relating to storm water discharge.

HB 592, introduced by Representatives Boykins, Villa, Carnahan, Walton, Fraser, Johnson (61) and Hubbard, et al, relating to the Missouri tutoring corps program.

HB 593, introduced by Representatives Deeken, Byrd, Crowell, Shoemaker (8), Bruns, Jetton, Sander, Crawford, Wilson (119), Parker, Goodman, Munzlinger and Moore, et al, relating to the state employees' protection act.

HB 594, introduced by Representatives Emery, Stevenson, Hunter, Schlottach and Richard, et al, relating to dissolution of road districts in certain counties.

SECOND READING OF HOUSE BILLS

HB 586 through **HB 589** were read the second time.

SECOND READING OF SENATE BILLS

SB 357, **SB 370**, **SCS SB 379** and **SB 383** were read the second time.

PERFECTION OF HOUSE BILL

HCS HBs 349, 120, 136 & 328, relating to concealed firearms, was taken up by Representative Crawford.

Representative Crawford offered **HS HCS HBs 349, 120, 136 & 328**.

Representative Crawford offered **House Amendment No. 1**.

House Amendment No. 1 was withdrawn.

Speaker Hanaway assumed the Chair.

Representative Crawford offered **House Amendment No. 2.**

House Amendment No. 2 was withdrawn.

Representative Byrd offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Substitute for House Committee Substitute for House Bill Nos. 349, 120, 136 & 328, Section 571.094, Page 19, Line 2, after the word “order” insert “, **warrant, discharge or commitment or upon an order of a court of competent jurisdiction in a criminal proceeding, a commitment proceeding or a full order of protection proceeding ruling that a person holding a certificate of qualification for a concealed carry endorsement presents a risk of harm to themselves or others, then upon notification of such order,**”.

On motion of Representative Byrd, **House Amendment No. 3** was adopted.

Representative Stevenson offered **House Amendment No. 4.**

House Amendment No. 4 was withdrawn.

Representative Crawford offered **House Amendment No. 5.**

House Amendment No. 5

AMEND House Substitute for House Committee Substitute for House Bill Nos. 349, 120, 136 & 328, Page 1, Section 50.535, Line 13, by deleting the following: “**13, 14, 21, 22, or 23**” and by inserting in lieu thereof the following:

“**10, 11 and 14**”; and

Further amend said bill, Page 8, Section 571.094, Line 21 of said page, by deleting the words “**A certificate of qualification**” and by inserting in lieu thereof the words “**A concealed carry endorsement**”; and

Further amend said section, Page 11, Line 14, by inserting after the word “**months**” the following:

“**or is a member of the armed forces stationed in Missouri or the spouse of such a member of the armed forces**”; and

Further amend said section, Page 13, Line 9 of said page, by deleting the words “**subsection 23**” and by inserting in lieu thereof the words “**subsections 22 or 23**”; and

Further amend said section, Page 14, Line 4 of said page, by deleting the words “**subsection 23**” and by inserting in lieu thereof the words “**subsections 22 or 23**”; and

Further amend said section, Page 16, Line 9, by inserting immediately after the word “**sheriff**” the words “**or his or her designee**”; and

Further amend said section, Page 18, Line 20, by deleting the word “**an**” and by inserting in lieu thereof the words “**a valid full**”; and

Further amend said section, Page 20, Line 16, by inserting immediately after the phrase “**in lieu of**” the words “**the fingerprint requirement of subsection 5 and**”; and

Further amend said section, Page 32, Line 11, by deleting the numeral “**25**” and inserting in lieu thereof the numeral “**23**”; and

Further amend said section, Page 45, Line 1, by inserting at the beginning of said line the following: “**39.**”.

On motion of Representative Crawford, **House Amendment No. 5** was adopted.

Representative Smith (118) offered **House Amendment No. 6**.

House Amendment No. 6 was withdrawn.

Representative Seigfreid offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Substitute for House Committee Substitute for House Bill Nos. 349, 120, 136 & 328, Page 45, Section 571.094, Line 11 of said page, by inserting immediately after said line the following:

“**Section B. This act is hereby submitted to the qualified voters of this state for approval or rejection at an election which is hereby ordered and which shall be held and conducted on Tuesday next following the first Monday in April, 2004, pursuant to the applicable laws and constitutional provisions of this state for the submission of referendum measures by the general assembly, and it shall become effective when approved by a majority of the votes cast thereon at such election and not otherwise. The official ballot title shall be:**
"Shall state or local law enforcement agencies be authorized to issue permits to law-abiding citizens at least twenty-one years of age to carry concealed firearms outside their home for personal protection after having passed a state and federal criminal background check and having completed a firearms safety training course offered by a local, state or federal governmental agency or the National Rifle Association, or approved by the Missouri Department of Public Safety?"”; and

Further amend said bill, by amending the title and enacting clause accordingly.

Representative Seigfreid moved that **House Amendment No. 7** be adopted.

Which motion was defeated by the following vote:

AYES: 065

Abel	Adams	Bishop	Bivins	Bland
Boykins	Brooks	Burnett	Byrd	Campbell
Carnahan	Corcoran	Curls	Darrough	Daus
Davis 122	Donnelly	Dusenberg	El-Amin	Fares
Fraser	George	Graham	Green	Harris 23
Haywood	Hilgemann	Hoskins	Hubbard	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kratky
LeVota	Lowe	Meiners	Muckler	Page
Pratt	Ransdall	Sager	Salva	Schaaf
Schoemehl	Seigfreid	Skaggs	Spreng	St. Onge
Sutherland	Thompson	Villa	Vogt	Walker
Walsh	Walton	Wildberger	Willoughby	Wilson 25
Wilson 42	Yaeger	Yates	Young	Zweifel

NOES: 096

Angst	Avery	Baker	Barnitz	Bean
Bearden	Behnen	Black	Bough	Bringer
Bruns	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dougherty	Emery	Engler
Ervin	Goodman	Guest	Hampton	Harris 110
Henke	Hobbs	Holand	Hunter	Ice
Jackson	Jetton	Kelly 144	Kelly 36	King
Kingery	Kuessner	Lager	Lembke	Liese
Lipke	Luetkemeyer	Marsh	May	Mayer
McKenna	Merideth	Miller	Moore	Morris
Munzlinger	Myers	Nieves	Parker	Pearce
Phillips	Portwood	Purgason	Quinn	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sander	Schlottach	Schneider	Selby	Self
Shoemaker	Shoemyer	Smith 118	Smith 14	Stefanick
Stevenson	Taylor	Threlkeld	Townley	Viebrock
Wagner	Wallace	Ward	Wasson	Whorton
Wilson 119	Wilson 130	Witte	Wood	Wright

Madam Speaker

PRESENT: 000

ABSENT WITH LEAVE: 002

Brown Lawson

HCS HBs 349, 120, 136 & 328, with HS, as amended, pending, was laid over.

MOTION

Representative Crowell moved that Rule 113 be suspended to receive the Head Coach for the Kansas City Chiefs, Dick Vermeil, for special recognition.

Which motion was adopted by the following vote:

AYES: 147

Abel	Adams	Angst	Avery	Baker
Bean	Bearden	Behnen	Black	Bland
Bough	Bringer	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
Goodman	Graham	Green	Guest	Hampton
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Ice
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lipke	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna

Meiners	Merideth	Miller	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Selby	Self	Shoemaker	Shoemyer
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Walker
Wallace	Walsh	Walton	Ward	Wasson
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Young	Madam Speaker			

NOES: 008

Bishop	Brooks	Daus	Donnelly	Skaggs
Whorton	Wilson 25	Zweifel		

PRESENT: 001

Sager

ABSENT WITH LEAVE: 07

Barnitz	Bivins	Boykins	Brown	George
Hunter	Taylor			

Mr. Dick Vermeil, Head Coach for the Kansas City Chiefs, addressed the House.

On motion of Representative Crowell, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Hanaway.

RESOLUTIONS

Representative Deeken offered House Resolution No. 580.

Representative Bearden offered House Resolution No. 690.

HOUSE CONCURRENT RESOLUTION

Representative Jones offered House Concurrent Resolution No. 24.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 581

through

House Resolution No. 681 - Representative Avery

House Resolution No. 682 - Representative Bough
House Resolution No. 683 - Representative Moore
House Resolution No. 684 - Representative Baker
House Resolution No. 685 - Representative Bean
House Resolution No. 686 - Representative Wilson (119)
House Resolution No. 687 - Representative Richard, et al
House Resolution No. 688 - Representative Crowell
House Resolution No. 689 - Representative Cooper (120)

INTRODUCTION OF HOUSE BILL

The following House Bill was read the first time and copies ordered printed:

HB 595, introduced by Representatives Parker, Schneider, Smith (14), Sutherland and Bearden, et al, relating to sales tax for capital improvements imposed in certain counties.

THIRD READING OF HOUSE CONCURRENT RESOLUTION

HCR 15, relating to Lymphedema D-Day, was taken up by Representative Behnen.

Representative Riback Wilson (25) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Concurrent Resolution No. 15, Page 1, by inserting immediately after the third "Whereas" clause the following:

"**WHEREAS**, in the Western world, breast cancer and its treatments are the leading causes of lymphedema, and more than two million women living with breast cancer in this country are at risk for development of lymphedema throughout their lifetimes; and"; and

Further amend said resolution, Page 1, by deleting the seventh "Whereas" clause and inserting in lieu thereof the following:

"**WHEREAS**, while research in all areas of lymphedema has been notably limited, the University of Missouri Health Care System is currently conducting groundbreaking research at the University of Missouri's Ellis Fischel Cancer Center and Sinclair School of Nursing through a project funded by a \$1.6 million grant from the National Institutes of Health and a grant from the University of Iowa Gerontological Research Nursing Intervention center. The research findings will increase understanding of lymphedema risk factors, onset, and intervention, thereby helping to improve quality of life in cancer survivorship; and

WHEREAS, this research, led by nationally recognized Dr. Jane Armer and conducted by a team of multi-disciplinary researchers, will focus on the psychosocial impacts of lymphedema and the affects of lymphedema on families and addresses the under-diagnosed and under-recognition of this condition by health care providers; and"; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Cooper (120) assumed the Chair.

On motion of Representative Riback Wilson (25), **House Amendment No. 1** was adopted.

On motion of Representative Behnen, **HCR 15, as amended**, was read the third time and passed by the following vote:

AYES: 156

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brooks	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dixon	Donnelly	Dougherty	Dusenberg
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lipke	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Merideth	Miller	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sager
Salva	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Selby	Self	Shoemaker	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Wagner	Walker	Wallace	Walsh	Walton
Ward	Wasson	Whorton	Wildberger	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 007

Brown	Dethrow	El-Amin	Hubbard	Kratky
Sander	Willoughby			

Representative Cooper (120) declared the bill passed.

PERFECTION OF HOUSE BILL

HCS HBs 349, 120, 136 & 328, with HS, as amended, pending, relating to concealed firearms, was again taken up by Representative Crawford.

Representative Stevenson offered **House Amendment No. 8.**

House Amendment No. 8

AMEND House Substitute for House Committee Substitute for House Bill Nos. 349, 120, 136 & 328, Page 26, Section 571.094, Subsection 20, Lines 2 to 10, by deleting all of said lines and inserting in lieu thereof the following:

“(4) Any courthouse solely occupied by the circuit, appellate or supreme court, or any courtrooms, administrative offices, libraries or other rooms of any such court whether or not such court solely occupies the building in question. This subdivision shall also include, but not be limited to, any juvenile, family, drug, or other court offices, any room or office wherein any of the courts or offices listed in this subdivision are temporarily conducting any business within the jurisdiction of such courts or offices, and such other locations in such manner as may be specified by supreme court rule pursuant to subdivision (6) of this subsection. Nothing in this subdivision shall preclude those persons listed in subdivision (1) of subsection 2 of section 571.030 while within their jurisdiction and on duty, those persons listed in subdivisions (2) and (4) of subsection 2 of section 571.030, or such other persons who serve in a law enforcement capacity for a court as may be specified by supreme court rule pursuant to subdivision (6) of this subsection, from carrying a concealed firearm within any of the areas described in this subdivision. Possession of a firearm in a vehicle on the premises of any of the areas listed in this subdivision shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;”; and

Further amend said bill, Page 26, Section 571.094, Subsection 20, Subdivision (6), Line 20, by deleting all of said line and inserting in lieu thereof the following:

“(6) The general assembly, supreme court, county or municipality may by rule”; and

Further amend said bill, Page 27, Section 571.094, Subsection 20, Subdivision (6), Line 3, by inserting after the word “statute” the following: **“, rule”**; and

Further amend said bill, Page 27, Section 571.094, Subsection 20, Subdivision (6), Line 7, by inserting after the word “statute” the following: **“, rule”**; and

Further amend said bill, Page 27, Section 571.094, Subsection 20, Subdivision (6), Line 9, by inserting after the word “statute” the following: **“, rule”**; and

Further amend said bill, Page 27, Section 571.094, Subsection 20, Subdivision (6), Line 13, by inserting after the word “statute” the following: **“, rule”**; and

Further amend said bill, by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Stevenson, **House Amendment No. 8** was adopted.

Representative Smith (118) offered **House Amendment No. 9.**

House Amendment No. 9

AMEND House Substitute for House Committee Substitute for House Bill Nos. 349, 120, 136 and 328, Page 1, Section 50.535, Line 17, by deleting all of said line and inserting in lieu thereof the following:

“the county governing body and administered by the county or city sheriff or his or her designee as provided in this”; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Smith (118) moved that **House Amendment No. 9** be adopted.

Which motion was defeated.

Representative Skaggs offered **House Amendment No. 10.**

House Amendment No. 10

AMEND House Substitute for House Committee Substitute for House Bill Nos. 349, 120, 136 & 328, Page 29, Section 571.094, Line 22, by striking the words “has posted” and inserting in lieu thereof “**may post**”; and

Further amend said bill, section and page, Line 23, by striking the words “off-limits” and inserting in lieu thereof the word “**open**”; and

Further amend said bill and section, Page 30, Line 4 and 6, by striking the word “prohibit” and inserting in lieu thereof the word “**allow**” on each of said lines; and

Further amend said bill, section and page, Line 11, by striking the word “prohibited” on said line and inserting in lieu thereof the word “**allowed**”.

Representative Skaggs moved that **House Amendment No. 10** be adopted.

Which motion was defeated by the following vote:

AYES: 044

Adams	Bishop	Brooks	Burnett	Campbell
Carnahan	Corcoran	Curls	Darrough	Daus
Donnelly	Fraser	George	Graham	Green
Harris 23	Haywood	Henke	Hilgemann	Hoskins
Johnson 61	Johnson 90	Jolly	Jones	LeVota
Lowe	Meiners	Muckler	Page	Ransdall
Schoemehl	Skaggs	Spreng	Thompson	Villa
Vogt	Walsh	Walton	Wildberger	Willoughby
Wilson 25	Yaeger	Young	Zweifel	

NOES: 112

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bivins	Black
Bough	Bringer	Bruns	Byrd	Cooper 120
Cooper 155	Crawford	Crowell	Cunningham 145	Cunningham 86
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Dougherty	Dusenberg	Emery	Engler
Ervin	Fares	Goodman	Guest	Hampton
Harris 110	Hobbs	Holand	Hunter	Ice
Jackson	Jetton	Johnson 47	Kelly 144	Kelly 36
King	Kingery	Kuessner	Lager	Lembke
Liese	Lipke	Luetkemeyer	Marsh	May
Mayer	McKenna	Merideth	Miller	Moore
Morris	Munzlinger	Myers	Nieves	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Seigfreid	Selby

Self	Shoemaker	Shoemyer	Smith 118	Smith 14
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Threlkeld	Townley	Viebrock	Wagner	Walker
Wallace	Ward	Wasson	Whorton	Wilson 119
Wilson 130	Wilson 42	Witte	Wood	Wright
Yates	Madam Speaker			

PRESENT: 000

ABSENT WITH LEAVE: 007

Bland	Boykins	Brown	El-Amin	Hubbard
Kratky	Lawson			

Representative Thompson offered **House Amendment No. 11.**

House Amendment No. 11

AMEND House Substitute for House Committee Substitute for House Bill Nos. 349, 120, 136 & 328, Page 18, Section 571.094, Line 2, by deleting the words "**sheriff's revolving fund**" and by inserting in lieu thereof the following:

"county school fund, to be spent in furtherance of gun safety instruction in the schools"; and

Further amend said section, Page 18, Line 8, by deleting the words "**sheriff's revolving fund**" and by inserting in lieu thereof the following:

"county school fund, to be spent in furtherance of gun safety instruction in the schools".

Representative Thompson moved that **House Amendment No. 11** be adopted.

Which motion was defeated by the following vote:

AYES: 037

Bishop	Boykins	Brooks	Burnett	Campbell
Corcoran	Curls	Darrough	Daus	Donnelly
Fraser	George	Haywood	Hilgemann	Hoskins
Johnson 61	Jolly	Jones	Lowe	Meiners
Muckler	Page	Schoemehl	Skaggs	Spreng
Thompson	Villa	Vogt	Walker	Walsh
Walton	Wildberger	Willoughby	Wilson 25	Wilson 42
Yaeger	Zweifel			

NOES: 119

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bivins
Black	Bough	Bringer	Bruns	Byrd
Carnahan	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dougherty	Dusenberg
Emery	Engler	Ervin	Fares	Goodman
Graham	Green	Guest	Hampton	Harris 110
Harris 23	Henke	Hobbs	Holand	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 90
Kelly 144	Kelly 36	King	Kingery	Kuessner

Lager	Lembke	LeVota	Liese	Lipke
Luetkemeyer	Marsh	May	Mayer	McKenna
Merideth	Miller	Moore	Morris	Munzlinger
Myers	Nieves	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schneider	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Smith 118	Smith 14	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Threlkeld	Townley
Viebrock	Wagner	Wallace	Ward	Wasson
Whorton	Wilson 119	Wilson 130	Witte	Wood
Wright	Yates	Young	Madam Speaker	

PRESENT: 000

ABSENT WITH LEAVE: 007

Bland	Brown	El-Amin	Hubbard	Kratky
Lawson	Schlottach			

Representative Jones offered **House Amendment No. 12**.

Representative Crawford raised a point of order that **House Amendment No. 12** is not germane and goes beyond the scope of the bill.

Representative Cooper (120) requested a Parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

Representative Riback Wilson (25) offered **House Amendment No. 13**.

House Amendment No. 13

AMEND House Substitute for House Committee Substitute for House Bill Nos. 349, 120, 136 & 328, Page 45, Section 571.094, Line 11, by inserting after all of said line the following:

"39. The provisions of this section shall not apply to any county unless the governing body of such county or such city submits to the voters of such county or such city, at a regularly scheduled countywide or citywide election, a proposal to implement the provisions of this section, or in which a petition, signed by a number of qualified voters residing in such county or such city equal to eight percent of the votes cast in such county or such city in the next preceding gubernatorial election, is filed with the governing body of such county or such city requesting the submission of a proposal to implement the provisions of this section to the voters at a regularly scheduled countywide or citywide election. The governing body of such county or such city shall give notice of the election by publication in a newspaper of general circulation in such county or such city for two consecutive weeks, the last insert of which shall be within ten days of the election. The ballot of submission shall include, but not be limited to the following language:

Shall the (county of) (city of) (county's name) (city's name) enforce section 571.094, RSMo, the concealed carry endorsement law?

☐ YES

☐ NO

If a majority of the votes cast on the proposal by the qualified voters voting thereon in such county or such city are in favor of the proposal, this section shall become effective in that county or that city. If a majority of the

votes cast on the proposal by the qualified voters voting thereon in such county or such city are opposed to such proposal, this section shall not become effective in that county or that city."; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Riback Wilson (25) moved that **House Amendment No. 13** be adopted.

Which motion was defeated by the following vote:

AYES: 038

Bishop	Bland	Boykins	Brooks	Burnett
Campbell	Corcoran	Curls	Darrough	Daus
Donnelly	Fraser	Graham	Haywood	Hilgemann
Hoskins	Johnson 61	Jolly	Jones	Lowe
Meiners	Muckler	Page	Sager	Schoemehl
Skaggs	Spreng	Thompson	Villa	Vogt
Walker	Walsh	Walton	Wildberger	Wilson 25
Wilson 42	Yaeger	Zweifel		

NOES: 118

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bivins
Black	Bough	Bringer	Bruns	Byrd
Carnahan	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dougherty	Dusenberg
Emery	Engler	Ervin	Fares	George
Goodman	Green	Guest	Hampton	Harris 110
Harris 23	Henke	Hobbs	Holand	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 90
Kelly 144	Kelly 36	King	Kingery	Kuessner
Lager	Lembke	LeVota	Liese	Lipke
Luetkemeyer	Marsh	May	McKenna	Merideth
Miller	Moore	Morris	Munzlinger	Myers
Nieves	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Salva	Sander	Schaaf	Schlottach	Schneider
Seigfreid	Selby	Self	Shoemaker	Shoemyer
Smith 118	Smith 14	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Threlkeld	Townley	Viebrock
Wagner	Wallace	Ward	Wasson	Whorton
Willoughby	Wilson 119	Wilson 130	Witte	Wright
Yates	Young	Madam Speaker		

PRESENT: 000

ABSENT WITH LEAVE: 007

Brown	El-Amin	Hubbard	Kratky	Lawson
Mayer	Wood			

Representative Hoskins offered **House Amendment No. 14**.

House Amendment No. 14

AMEND House Substitute for House Committee Substitute for House Bill Nos. 349, 120, 136 & 328, Page 45, Section 571.094, Line 12, by inserting immediately after said line the following:

“40. No concealed carry endorsement shall be valid in any county of the first classification with a charter form of government and with more than six hundred thousand but less than seven hundred thousand inhabitants, any county of the first classification with a charter form of government and with more than one million inhabitants, or any city not within a county.”.

Representative Burnett offered **House Amendment No. 1 to House Amendment No. 14.**

House Amendment No. 1
to
House Amendment No. 14

AMEND House Amendment No. 14 to House Substitute for House Committee Substitute for House Bill Nos. 349, 120, 136 & 328, by inserting the following language: **“any city with a charter form of government with a population of over four hundred thousand located in more than one county”** at the end of the amendment.

Representative Burnett moved that **House Amendment No. 1 to House Amendment No. 14** be adopted.

Which motion was defeated.

Representative Hoskins moved that **House Amendment No. 14** be adopted.

Which motion was defeated by the following vote:

AYES: 043

Bishop	Bland	Boykins	Brooks	Burnett
Byrd	Campbell	Corcoran	Curls	Darrough
Daus	Donnelly	Fraser	Graham	Green
Haywood	Hilgemann	Hoskins	Johnson 61	Johnson 90
Jolly	Jones	Lowe	Meiners	Muckler
Page	Sager	Schoemehl	Skaggs	Spreng
Thompson	Villa	Vogt	Walker	Walsh
Walton	Whorton	Wildberger	Willoughby	Wilson 25
Wilson 42	Yaeger	Zweifel		

NOES: 113

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bivins
Black	Bough	Bringer	Bruns	Carnahan
Cooper 155	Crawford	Crowell	Cunningham 145	Cunningham 86
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Dougherty	Dusenberg	Emery	Engler
Ervin	Fares	George	Goodman	Guest
Hampton	Harris 110	Harris 23	Henke	Hobbs
Holand	Hunter	Ice	Jackson	Jetton
Johnson 47	Kelly 144	Kelly 36	King	Kingery
Kuessner	Lager	Lembke	LeVota	Liese

Lipke	Luetkemeyer	Marsh	May	McKenna
Merideth	Miller	Moore	Morris	Munzlinger
Myers	Nieves	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Salva	Sander	Schaaf	Schlottach
Schneider	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Smith 118	Smith 14	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Threlkeld	Townley
Viebrock	Wagner	Wallace	Ward	Wasson
Wilson 119	Wilson 130	Witte	Wood	Wright
Yates	Young	Madam Speaker		

PRESENT: 000

ABSENT WITH LEAVE: 007

Brown	Cooper 120	El-Amin	Hubbard	Kratky
Lawson	Mayer			

Representative Barnitz offered **House Amendment No. 15.**

House Amendment No. 15

AMEND House Substitute for House Committee Substitute for House Bills Nos. 349, 120, 136 & 328, Page 2, Section 571.030, Line 22, by deleting all of said line and inserting in lieu thereof the following:

“knife, a firearm, a blackjack, **except that a blackjack shall not include any expandable baton that is of the same or substantially similar size, shape, and dimension as an Asp F21 or F16 expandable baton, or any other weapon readily capable**”; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Barnitz moved that **House Amendment No. 15** be adopted.

Which motion was defeated.

Representative Donnelly offered **House Amendment No. 16.**

Representative Crawford raised a point of order that **House Amendment No. 16** is not germane and goes beyond the scope of the bill.

Representative Cooper (120) requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

Representative Fraser offered **House Amendment No. 17.**

House Amendment No. 17

AMEND House Substitute for House Committee Substitute for House Bill Nos. 349, 120, 136 & 328, Page 6, Section 4, Lines 11-13, by deleting the words [or a valid permit or endorsement to carry concealed firearms issued by another

state or political subdivision of another state].

Representative Fraser moved that **House Amendment No. 17** be adopted.

Which motion was defeated.

Representative Donnelly offered **House Amendment No. 18**.

House Amendment No. 18

AMEND House Substitute for House Committee Substitute for House Bill Nos. 349, 120, 136 & 328, Page 45, Section 571.094, Line 22, by striking the words “without the consent of the manager” from said lines.

Representative Donnelly moved that **House Amendment No. 18** be adopted.

Which motion was defeated by the following vote:

AYES: 045

Bishop	Bland	Boykins	Brooks	Burnett
Campbell	Carnahan	Corcoran	Curls	Darrough
Daus	Donnelly	Fraser	George	Graham
Green	Haywood	Henke	Hilgemann	Hoskins
Johnson 61	Johnson 90	Jolly	Jones	LeVota
Lowe	Meiners	Muckler	Page	Schoemehl
Skaggs	Spreng	Thompson	Villa	Vogt
Walker	Walsh	Walton	Wildberger	Willoughby
Wilson 25	Wilson 42	Yaeger	Young	Zweifel

NOES: 108

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bivins
Black	Bough	Bringer	Bruns	Byrd
Cooper 120	Cooper 155	Crawford	Crowell	Cunningham 145
Cunningham 86	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dougherty	Dusenberg	Emery
Engler	Ervin	Goodman	Guest	Hampton
Harris 110	Hobbs	Hunter	Icet	Jackson
Jetton	Johnson 47	Kelly 144	Kelly 36	King
Kingery	Kuessner	Lager	Lembke	Liese
Lipke	Luetkemeyer	Marsh	May	Mayer
McKenna	Merideth	Miller	Moore	Morris
Munzlinger	Myers	Nieves	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Seigfreid	Selby	Self
Shoemaker	Shoemyer	Smith 14	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Threlkeld	Townley
Viebrock	Wagner	Wallace	Ward	Wasson
Whorton	Wilson 119	Wilson 130	Witte	Wood
Wright	Yates	Madam Speaker		

PRESENT: 000

ABSENT WITH LEAVE: 010

Brown	El-Amin	Fares	Harris 23	Holand
Hubbard	Kratky	Lawson	Schneider	Smith 118

Representative Hilgemann offered **House Amendment No. 19.**

House Amendment No. 19

AMEND House Substitute for House Committee Substitute for House Bill Nos. 349, 120, 136 & 328, Page 45, Section 571.094, Line 11, by inserting immediately after said line the following:

“39. Any individual who carries a firearm concealed within the passenger compartment of their motor vehicle shall provide information to the attorney general as to the license number and description of the vehicle which a firearm may be concealed. Such information shall be provided to the county sheriff, local law enforcement, and the Missouri Highway Patrol”; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Hilgemann moved that **House Amendment No. 19** be adopted.

Which motion was defeated.

Representative Dougherty moved the previous question.

Which motion was defeated by the following vote:

AYES: 005

Barnitz	Dougherty	Kuessner	Merideth	Whorton
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NOES: 152

Abel	Adams	Angst	Avery	Baker
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dusenberg	Emery
Engler	Ervin	Fares	Fraser	George
Goodman	Graham	Green	Guest	Hampton
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Hobbs	Holand	Hoskins	Hunter	Ice
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall

Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Walker
Wallace	Walsh	Walton	Ward	Wasson
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Young	Zweifel	Madam Speaker	

PRESENT: 000

ABSENT WITH LEAVE: 004

Brown	El-Amin	Hubbard	Kratky
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On motion of Representative Crawford, **HS HCS HBs 349, 120, 136 & 328, as amended**, was adopted.

On motion of Representative Crawford, **HS HCS HBs 349, 120, 136 & 328, as amended**, was ordered perfected and printed.

HCS HB 156, relating to informed consent for abortion, was taken up by Representative Phillips.

Representative Phillips offered **HS HCS HB 156**.

Speaker Hanaway resumed the Chair.

Representative Pratt offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Substitute for House Committee Substitute for House Bill No. 156, Page 3, Section 188.039, Line 6, by inserting after the word "abortion", "**performed or an abortion induced**".

On motion of Representative Pratt, **House Amendment No. 1** was adopted.

Representative Byrd offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Substitute for House Committee Substitute for House Bill No. 156, Page 2, Section 188.039, Line 25 of said page, by deleting the first appearance of the word "**the**" on said line and inserting in lieu thereof the word "**a**"; and

Further amend said bill, Page 3, Section 188.039, Line 11 of said page, by deleting the second appearance of the word "**the**" on said line and inserting in lieu thereof the word "**a**"; and

Further amend said bill, Page 3, Section 188.039, Line 19 of said page, by deleting the second appearance of the word "**the**" on said line and inserting in lieu thereof the word "**a**"; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Byrd, **House Amendment No. 2** was adopted.

Representative Harris (23) offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Substitute for House Committee Substitute for House Bill No. 156, Page 4, Section 188.043, Line 22 of said page, by inserting after the word "**section**" the following:

", except the abortion facility or hospital may provide medical malpractice insurance for the services of persons employed or engaged by such facility or hospital"; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Harris (23), **House Amendment No. 3** was adopted.

Representative Carnahan offered **House Amendment No. 4.**

House Amendment No. 4

AMEND House Substitute for House Committee Substitute for House Bill No. 156, Page 4, Section 188.043, Line 23, by inserting after the "comma" the following: "**or if a patient is a victim of rape or incest**".

Representative Carnahan moved that **House Amendment No. 4** be adopted.

Which motion was defeated by the following vote:

AYES: 048

Abel	Adams	Bishop	Bland	Brooks
Burnett	Campbell	Carnahan	Corcoran	Curls
Darrough	Daus	Donnelly	Fares	Fraser
Graham	Harris 23	Haywood	Hilgemann	Hoskins
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kuessner	LeVota	Lowe	McKenna	Meiners
Merideth	Page	Sager	Selby	Skaggs
Thompson	Vogt	Walker	Walton	Ward
Whorton	Wildberger	Willoughby	Wilson 25	Wilson 42
Witte	Young	Zweifel		

NOES: 107

Angst	Avery	Baker	Barnitz	Bean
Bearden	Behnen	Bivins	Black	Bough
Bringer	Bruns	Byrd	Cooper 120	Cooper 155
Crawford	Crowell	Cunningham 145	Cunningham 86	Davis 122
Davis 19	Deeken	Dempsey	Dethrow	Dixon
Dougherty	Dusenberg	Emery	Engler	Ervin

George	Goodman	Green	Guest	Hampton
Harris 110	Henke	Hobbs	Holand	Hunter
Icet	Jackson	Jetton	Kelly 144	Kelly 36
King	Kingery	Lager	Lembke	Liese
Lipke	Luetkemeyer	Marsh	May	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Self	Shoemaker	Shoemyer
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Threlkeld	Townley	Viebrock
Villa	Wagner	Wallace	Walsh	Wasson
Wilson 119	Wilson 130	Wood	Wright	Yaeger
Yates	Madam Speaker			

PRESENT: 001

Taylor

ABSENT WITH LEAVE: 007

Boykins	Brown	El-Amin	Hubbard	Kratky
Lawson	Mayer			

HCS HB 156, with HS, as amended, pending, was laid over.

REFERRAL OF HOUSE RESOLUTIONS

The following House Resolutions were referred to the Committee indicated:

HR 579 - Rules

HR 690 - Rules

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HCS HB 222 - Budget (Fiscal Note)

HB 563 - Transportation and Motor Vehicles

HB 574 - Local Government

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 15**, entitled:

An act to appropriate money for supplemental purposes for the several departments and offices of state government, and for the payment of various claims for refunds, for persons, firms, and corporations, and for other purposes, and to transfer money among certain funds, from the funds designated for the fiscal period ending June 30, 2003.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 203**, entitled:

An act to repeal section 536.077, RSMo, and to enact in lieu thereof one new section relating to administrative subpoenas.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 214**, entitled:

An act to repeal sections 488.032 and 491.280, RSMo, and to enact in lieu thereof two new sections relating to witness fees.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 288**, entitled:

An act to repeal section 447.040, RSMo, and to enact in lieu thereof one new section relating to lost and found property.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 296**, entitled:

An act to repeal section 161.092, RSMo, and to enact in lieu thereof one new section relating to the Missouri school improvement program.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 310**, entitled:

An act to repeal sections 347.700, 347.720, 358.150, 358.520, and 359.165, RSMo, and to enact in lieu thereof five new sections relating to business organizations.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 325**, entitled:

An act to amend chapter 170, RSMo, by adding thereto one new section relating to mandatory assembly for Veterans Day.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 371**, entitled:

An act to repeal sections 173.355 and 173.385, RSMo, and to enact in lieu thereof two new sections relating to the Missouri higher education loan authority.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 401**, entitled:

An act to repeal section 595.010, RSMo, and to enact in lieu thereof one new section relating to the sole purpose of modifying the definition of crime in chapter 595, RSMo.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 465**, entitled:

An act to repeal section 477.600, RSMo, and to enact in lieu thereof one new section relating to annual reports of the judicial finance commission.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 466**, entitled:

An act to repeal sections 57.290, 67.133, 488.4014, and 488.5320, RSMo, and to enact in lieu thereof three new sections relating to charges in criminal cases.

In which the concurrence of the House is respectfully requested.

WITHDRAWAL OF HOUSE BILL

March 4, 2003

Mr. Steve Davis
Chief Clerk of the House
State Capitol, Room 306C
Jefferson City, MO 65101

Dear Steve:

I hereby wish to withdraw **House Bill 451**, relating to the state employees' protection act.

Sincerely,

/s/ Richard G. Byrd

ADJOURNMENT

On motion of Representative Crowell, the House adjourned until 10:00 a.m., Wednesday, March 5, 2003.

CORRECTION TO THE HOUSE JOURNAL

AFFIDAVIT

I, State Representative Steve Hobbs, District 21, hereby state and affirm that my vote as recorded on Page 507 of the House Journal for Monday, March 3, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 4th day of March 2003.

/s/ Steve Hobbs
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 4th day of March in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

BUDGET

Wednesday, March 5, 2003, 8:00 a.m. Hearing Room 3.

Appropriation committee recommendations on matters assigned regarding departmental budgets.

BUDGET

Wednesday, March 5, 2003, 7:30 p.m. Hearing Room 3.

Committee recommendations on matters assigned regarding departmental budgets.

BUDGET

Thursday, March 6, 2003. Hearing Room 3 upon morning adjournment.

Committee recommendations on matters assigned regarding departmental budgets.

CONSERVATION AND NATURAL RESOURCES

Wednesday, March 5, 2003, 12:00 p.m. Hearing Room 5.

Executive Session may follow.

Public Hearing to be held on: HB 182, HB 295, HB 386, HB 442

CORRECTIONS AND STATE INSTITUTIONS

Wednesday, March 5, 2003, 5:00 p.m. Hearing Room 7. AMENDED NOTICE

Executive Session may follow.

Public Hearing to be held on: HB 138, HB 216, HB 477

EDUCATION

Wednesday, March 5, 2003, 5:00 p.m. Hearing Room 3.

Executive Session on previously heard bills.

Public Hearing to be held on: HB 316

HEALTH CARE POLICY

Wednesday, March 5, 2003, 5:00 p.m. Hearing Room 6.

Public Hearing to be held on: HB 459, HB 481, HB 556, HCR 12

Executive Session to be held on: HB 376, HB 465

JOINT COMMITTEE ON LEGISLATIVE RESEARCH

Wednesday, March 5, 2003, 8:30 a.m. Hearing Room 1.

Approval projects of Board. of Public Buildings, Revenue Bonds, Revision Bills.

Discussion: Agency Directives.

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT

Thursday, March 6, 2003, 8:00 a.m.

Hearing Room 7.

First quarter meeting.

JOINT COMMITTEE ON TERRORISM, BIOTERRORISM AND HOMELAND SECURITY

Thursday, March 6, 2003. Hearing Room 5 upon morning adjournment.

Organizational meeting.

JUDICIARY

Wednesday, March 5, 2003, 12:00 p.m. Hearing Room 1.

Executive Session may follow on HB 141 and HB 394.

Public Hearing to be held on: HB 427, HB 430, HB 468

LOCAL GOVERNMENT

Thursday, March 6, 2003, 8:30 a.m. Hearing Room 6. AMENDED NOTICE

Executive Session may follow.

Public Hearing to be held on: HB 351, HB 388, HB 472, HB 521, HB 574

RETIREMENT

Thursday, March 6, 2003, 8:30 a.m. Hearing Room 7.

Executive Session may follow.

Public Hearing to be held on: HB 443, HB 456, HB 553, HB 557

RULES

Thursday, March 6, 2003, 8:30 a.m. Hearing Room 5.

Executive Session may follow.

Public Hearing to be held on: HR 477, HR 579, HR 690

SMALL BUSINESS

Wednesday, March 5, 2003, 12:00 p.m. Hearing Room 4.

Executive Session may follow.

Public Hearing to be held on: HB 461, HB 480

SPECIAL COMMITTEE ON GENERAL LAWS

Wednesday, March 5, 2003, 8:00 a.m. Hearing Room 6.

Executive Session may follow.

Public Hearing to be held on: HB 554

TRANSPORTATION AND MOTOR VEHICLES

Wednesday, March 5, 2003, 12:00 p.m. Hearing Room 7. AMENDED NOTICE

Possible Executive Session.

Public Hearing to be held on: HB 86, HB 249, HB 261, HB 383, HB 433,

HB 478, HB 483, HB 493, HB 505, HB 563

HOUSE CALENDAR

THIRTY-SECOND DAY, WEDNESDAY, MARCH 5, 2003

HOUSE BILLS FOR SECOND READING

HB 590 through HB 595

HOUSE BILLS FOR PERFECTION

HCS HB 228 - Pearce

HCS HB 156, HS, as amended, pending - Phillips

HCS HB 132, 173, 117 & 48 - Wright

HB 197 - Johnson (47)

HCS HB 257 - Munzlinger

HCS HB 289 - Dempsey

HCS HB 322 - Baker

HCS HB 410 - Schaaf

HCS HB 517, 94, 149, 150 & 342 - Portwood

HOUSE BILL FOR PERFECTION - INFORMAL

HB 157 - Johnson (90)

HOUSE BILLS FOR PERFECTION - CONSENT

(2-27-03)

HCS HB 59 & 269 - Johnson (61)

(3-03-03)

HCS HB 202 - Portwood

HB 247, HCA 1 - Ward

HCS HB 253 - Shoemaker (8)

HCS HB 277 - Wright

HB 278 - Davis (19)

HB 292 - Wagner

HB 314, HCA 1 - Engler

HOUSE BILLS FOR THIRD READING

HCS HB 281, (Budget 2-26-03) - Moore

HCS HB 222, (Budget 3-4-03) - Luetkemeyer

HOUSE BILLS FOR THIRD READING - CONSENT

HB 75 - Ruestman

HCS HB 131 - Deeken

HCS HB 152 & 180 - Johnson (47)

HCS HB 166, E.C. - Baker

HCS HB 181 - Seigfreid

HB 187 - Cooper (120)

HB 208 - Engler

HB 286 - Bearden

HCS HB 245 - Marsh

SENATE BILLS FOR SECOND READING

SB 203

SB 214

SCS SB 288

SCS SB 296

SB 310

SB 325

SB 371
SB 401
SB 465
SCS SB 466

HOUSE BILL WITH SENATE AMENDMENTS

SCS HCS HB 15 - Bearden

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

THIRTY-SECOND DAY, WEDNESDAY, MARCH 5, 2003

Speaker Hanaway in the Chair.

Prayer by Reverend James Earl Jackson.

Heavenly Father, Loving and Kind, You said that whatever is hidden will be disclosed. Whatever is concealed will be brought to the light. Even so shed light on the hidden things that hinder our progress. Reveal in our thinking the concealed things that promote success.

Father, we approach this day with great expectation knowing that if we rest in You and wait patiently on You, our latter end will be fulfillment of purpose.

So we yield ourselves to You, Heavenly Father, that You may grant us the requests of our heart and cause our day to be at peace.

Now, may the grace of our Lord, and the love of God be with us all.

In the name of your Son we pray. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Sonya Spencer, Tyler Sudduth, Anna Thomas, Lindsay Grotjan, Cory Morris, Caleb Burnett, Lauran Gilstrap, Nicholas Turner, Kate Wright and Heather Wilson.

The Journal of the thirty-first day was approved as corrected.

Representative Crowell moved that Rule 113 be suspended to receive guests of Representative Deeken and Representative Bruns for special recognition. The following members and coaches of the Helias Crusaders Class 2 State Championship Wrestling Team were introduced: Tom Koenigsfeld, Tyler Eads, Ben Cardwell, Will Ayers, Chad Loethen, Brian Markway, David Suthoff, John Komaromi, Zeke Vanderfeltz, Jeff Heet, Kyle Hoelscher, Mike Malone and Coaches Mike Jefferies, David Ganey, Travis Reinsch and Jeff Berendzen.

Which motion was adopted by the following vote:

AYES: 150

Abel	Adams	Angst	Avery	Baker
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer

Bruns	Burnett	Carnahan	Cooper 120	Cooper 155
Corcoran	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Darrough	Daus	Davis 122	Davis 19
Deeken	Dempsey	Dixon	Donnelly	Dougherty
Dusenber	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Green
Guest	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hobbs	Hoskins	Hubbard
Hunter	Ice	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lawson	Lembke	LeVota	Liese
Lipke	Lowe	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Merideth	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Phillips	Portwood
Pratt	Quinn	Ransdall	Rector	Richard
Roark	Ruestman	Rupp	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 000

PRESENT: 001

Sager

ABSENT WITH LEAVE: 012

Barnitz	Brooks	Brown	Byrd	Campbell
Dethrow	Graham	Holand	Pearce	Purgason
Reinhart	Wagner			

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

- House Resolution No. 691 - Representative Cooper (120)
- House Resolution No. 692 - Representative Moore
- House Resolution No. 693 - Representatives Green and Schneider
- House Resolution No. 694
- and
- House Resolution No. 695 - Representative Bean
- House Resolution No. 696 - Representative Sutherland
- House Resolution No. 697 - Representative Lager

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 596, introduced by Representatives Portwood, Black and Stefanick, relating to dieticians.

HB 597, introduced by Representatives Schlottach, Threlkeld, Deeken and Goodman, et al, relating to preparing and filing certain annual reports by certain townships.

HB 598, introduced by Representatives Schlottach, Viebrock, Crawford, Whorton, Bishop and Green, et al, relating to special license plates.

HB 599, introduced by Representatives Burnett, Carnahan, Yates, Pratt, Harris (23) and Johnson (90), relating to municipal court costs.

HB 600, introduced by Representatives Cooper (120), Pearce, Smith (118), Icet, Shoemaker (8), Lipke and Goodman, et al, relating to taxation.

HB 601, introduced by Representatives Hunter, Emery, Viebrock, Wallace, Wilson (130), Jetton, Cooper (120), Schneider and Dixon, et al, relating to manufacturing controlled substances near schools.

SECOND READING OF HOUSE BILLS

HB 590 through **HB 595** were read the second time.

SECOND READING OF SENATE BILLS

SB 203, SB 214, SCS SB 288, SCS SB 296, SB 310, SB 325, SB 371, SB 401, SB 465 and **SCS SB 466** were read the second time.

COMMITTEE REPORT

Committee on Budget, Chairman Bearden reporting:

Madam Speaker: Your Committee on Budget, to which was referred **HCS HB 281** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

HOUSE BILL WITH SENATE AMENDMENT

SCS HCS HB 15, relating to appropriations, was taken up by Representative Bearden.

Representative Bearden moved that the House refuse to adopt **SCS HCS HB 15** and request the Senate to recede from its position or, failing to do so, grant the House a conference.

Which motion was adopted.

PERFECTION OF HOUSE BILL

HCS HB 289, relating to the Missouri Downtown Economic Stimulus Act, was taken up by Representative Dempsey.

Representative Dempsey offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 289, Page 2, Section 99.918, Lines 24 to 29, by deleting all of said lines and inserting in lieu thereof the following:

"(4) "Central business district", the area at or near the historic core of a city, village, or town, except any municipality that was not incorporated before January 1, 1960, and except any municipality with a median household income of greater than sixty-two thousand dollars according to the last decennial census, that is locally known as the "downtown", with a substantial percentage of buildings, or lots cleared of prior buildings, built in excess of fifty years prior to redevelopment. The historical land use emphasis of a central business district prior to redevelopment will have been a mixed use of business, commercial, financial, transportation, government, and residential and multi-family uses;"; and

Further amend said bill, Page 5, Section 99.918, Line 144, by inserting after all of said line the following:

"(16) "New job", any job defined as a new job pursuant to subdivision (10) of section 100.710, RSMo;", and renumber remaining subdivisions accordingly; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Dixon offered **House Amendment No. 1 to House Amendment No. 1**.

House Amendment No. 1

to

House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 289, Page 1, Lines 6-7, by deleting the words **"a substantial percentage of"** and inserting in lieu thereof the following: **"fifty-percent or more of the"**; and

Further amend said title, enacting clause, and intersectional references accordingly.

On motion of Representative Dixon, **House Amendment No. 1 to House Amendment No. 1** was adopted.

Representative Byrd offered **House Amendment No. 2 to House Amendment No. 1**.

House Amendment No. 2

to

House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 289, Page 2, Section 99.918(4), Line 5, by deleting the words "sixty-two" and inserting in lieu the word **"ninety"**.

Representative Bearden assumed the Chair.

On motion of Representative Byrd, **House Amendment No. 2 to House Amendment No. 1** was adopted.

Representative Johnson (47) offered **House Amendment No. 3 to House Amendment No. 1**.

*House Amendment No. 3
to
House Amendment No. 1*

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 289, Page 1, Subsection 4, Line 8, by deleting the word “fifty” and add in lieu thereof the following: “**thirty-five**”.

On motion of Representative Johnson (47), **House Amendment No. 3 to House Amendment No. 1** was adopted.

On motion of Representative Dempsey, **House Amendment No. 1, as amended**, was adopted.

Representative Baker offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 289, Page 5, Section 99.918, Line 142, by deleting all of said line and inserting in lieu thereof the following:

"50,001 to 99,999	\$1,000,000	at least 10;
50,000 or less	\$500,000	at least 5;" ; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Baker, **House Amendment No. 2** was adopted.

Speaker Hanaway resumed the Chair.

Representative Campbell offered **House Amendment No. 3**.

Representative Dempsey raised a point of order that **House Amendment No. 3** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

Representative Johnson (90) offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 289, Page 1, Section 99.915, Lines 5 to 7, by deleting all of

said lines.

Representative Johnson (90) moved that **House Amendment No. 4** be adopted.

Which motion was defeated.

Representative Ransdall offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 289, Page 21, Section 99.954, Line 40, by inserting after said line the following:

“7. State supplemental downtown development financing shall not be used for retiring existing debt or refinancing existing obligations without express approval from the director of the department of economic development and the commissioner of the office of administration. No approval shall be granted unless the application for state supplemental downtown development financing contains development projects that are new projects and were not a part of the development projects for which there is existing debt or obligations.”; and

Further amend the title, enacting clause and intersectional references accordingly.

HCS HB 289, as amended, with House Amendment No. 5, pending, was laid over.

On motion of Representative Crowell, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Representative Portwood.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 698 - Representatives Walker and Jolly
House Resolution No. 699 - Representative Kingery
House Resolution No. 700 - Representative Pearce
House Resolution No. 701 - Representative Smith (14)
House Resolution No. 702 - Representative Dusenberg
House Resolution No. 703
and
House Resolution No. 704 - Representative George
House Resolution No. 705
and
House Resolution No. 706 - Representatives Lipke and Crowell
House Resolution No. 707 - Representative Engler

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 602, introduced by Representative Schoemehl, relating to salary supplements for teachers in priority schools.

HB 603, introduced by Representatives Self, Wilson (119) and Smith (118), et al, relating to the collection of fees by the secretary of state.

HB 604, introduced by Representatives Self, Wilson (119) and Smith (118), et al, relating to notary public.

HB 605, introduced by Representatives Kelly (36), Jetton, Selby, Crowell, Emery, Ervin, Reinhart, Wright and Dixon, et al, relating to the reading or posting of certain historical documents in public schools.

HB 606, introduced by Representatives Deeken, Taylor, Richard and Crawford, et al, relating to compensation for additional duties of county clerks.

HB 607, introduced by Representatives Schaaf, Hubbard, Byrd, Miller, Carnahan and Selby, et al, relating to prevention, screening, and treatment of lead poisoning.

HB 608, introduced by Representatives Lipke, Goodman and Stevenson, relating to juvenile court jurisdiction.

HB 609, introduced by Representatives Lipke, Goodman and Stevenson, relating to driving while intoxicated.

HB 610, introduced by Representatives Jones, Haywood, Burnett, Wilson (42), Fraser, Bland, El-Amin, Sanders Brooks and Donnelly, et al, relating to criminally negligent storage of a firearm.

HB 611, introduced by Representatives Rector, Davis (19), Nieves, Crawford, Bringer, McKenna, Cunningham (86), Portwood, Selby, Kelly (36), Stefanick, Rupp, Cooper (155), Dixon, Viebrock, Bearden, Munzlinger, Schlottach, Hampton, Parker, Richard and Wood, et al, relating to respect life license plates.

HB 612, introduced by Representatives Parker, Deeken and Kingery, relating to health insurance coverage for treatment of inherited diseases of amino and organic acids.

HB 613, introduced by Representatives Byrd, Mayer, Pratt and Stevenson, relating to court procedures.

Representative Crowell suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 137

Abel	Avery	Baker	Barnitz	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Boykins	Bringer	Brooks	Bruns
Burnett	Campbell	Carnahan	Cooper 120	Cooper 155
Corcoran	Crowell	Cunningham 145	Cunningham 86	Curls
Daus	Davis 122	Davis 19	Deeken	Dempsey
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fraser	George
Goodman	Graham	Green	Guest	Hampton
Harris 110	Harris 23	Haywood	Henke	Hobbs
Hoskins	Hubbard	Hunter	Icet	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	Kingery	Kratky	Kuessner
Lager	Lembke	LeVota	Liese	Lipke
Lowe	Luetkemeyer	Marsh	May	McKenna
Meiners	Merideth	Miller	Moore	Morris
Muckler	Munzlinger	Myers	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Richard	Roark
Rupp	Sager	Salva	Sander	Schaaf
Schneider	Schoemehl	Seigfreid	Selby	Self
Shoemyer	Skaggs	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Viebrock	Villa	Vogt	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 25	Wilson 42
Wood	Wright	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 026

Adams	Angst	Behnen	Bough	Brown
Byrd	Crawford	Darrough	Dethrow	Fares
Hilgemann	Holand	Jackson	King	Lawson
Mayer	Nieves	Reinhart	Ruestman	Sager
Salva	Schlottach	Shoemaker	Smith 118	Townley
Wagner	Wilson 119	Wilson 130	Witte	

PERFECTION OF HOUSE BILLS

HCS HB 289, as amended, with House Amendment No. 5, pending, relating to the Missouri Downtown Economic Stimulus Act, was again taken up by Representative Dempsey.

House Amendment No. 5 was withdrawn.

Representative Bringer offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for House Bill No. 289, Page 11, Section 99.933, Line 93, by striking said line and by inserting in lieu thereof the following:

“of a municipality created pursuant to this chapter or chapter 353, RSMo, excluding powers of eminent domain:”.

On motion of Representative Bringer, **House Amendment No. 6** was adopted.

Representative Merideth offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for House Bill No. 289, Page 3, Section 99.918, Line 59, by inserting after all of said line the following:

“(g) The development area shall not include any property that is located within the five-hundred year flood plain, as designated by the Federal Emergency Management Agency flood delineation maps, unless such property is protected by a structure that is inspected and certified by the United States Army Corps of Engineers.”; and

Further amend said bill in the title, enacting clause, and intersectional references accordingly.

Representative Dempsey offered **House Amendment No. 1 to House Amendment No. 7**.

House Amendment No. 1

to

House Amendment No. 7

AMEND House Amendment No. 7 to House Committee Substitute for House Bill No. 289, Page 1, Section (g), Line 2, by amending said section, by deleting “five hundred” and adding in lieu thereof **“one hundred”**.

On motion of Representative Dempsey, **House Amendment No. 1 to House Amendment No. 7** was adopted.

On motion of Representative Merideth, **House Amendment No. 7, as amended**, was adopted.

Representative Harris (23) offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Substitute for House Bill No. 289, Page 14, Section 99.939, Line 3, by deleting the word **“and”**; and

Further amend said bill, Page 14, Section 99.939, Line 3, by inserting after the word **“county”** the following:

“, and any county of the first classification with more than one hundred thirty-five thousand four hundred but less than one hundred thirty-five thousand five hundred inhabitants and any municipality located therein”;
and

Further amend said bill in the title, enacting clause, and intersectional references accordingly.

On motion of Representative Harris (23), **House Amendment No. 8** was adopted.

Representative Johnson (47) offered **House Amendment No. 9**.

House Amendment No. 9

AMEND House Committee Substitute for House Bill No. 289, Page 3, Section 99.918, Line 53, by deleting the semi-colon and add in lieu thereof the following:

“or has structures in the area fifty percent or more of which have an age of thirty-five years or more;”;
and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Johnson (47), **House Amendment No. 9** was adopted.

On motion of Representative Dempsey, **HCS HB 289, as amended**, was adopted.

On motion of Representative Dempsey, **HCS HB 289, as amended**, was ordered perfected and printed.

Representative Cooper (120) assumed the Chair.

HCS HBs 517, 94, 149, 150 & 342, relating to assistance for the elderly, was taken up by Representative Portwood.

Representative Donnelly raised a point of order that **HCS HBs 517, 94, 149, 150 & 342** is out of order pursuant to Rule 27.

Representative Cooper (120) requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order not well taken.

Representative Portwood offered **HS HCS HBs 517, 94, 149, 150 & 342**.

Speaker Hanaway resumed the Chair.

Representative Dougherty offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Substitute for House Committee Substitute for House Bill Nos. 517, 94, 149, 150 & 342, Page 1, Section 137.106, Lines 16 to 20 of said page, by deleting all of said lines and inserting in lieu thereof the following:

"by any person who is sixty-two years of age or older and who uses the property as a homestead, as defined in section 135.010, RSMo, shall not increase during any tax-year reassessment cycle during the period of time the person resides on that property after attaining the age of sixty-two"; and

Further amend said bill, Page 2, Section 137.106, Line 3 of said page, by deleting the words "**each assessment cycle**"; and

Further amend said bill, Page 2, Section 137.106, Line 22 of said page, by deleting the words "**sixty-five**" and inserting in lieu thereof the following: "**sixty-two**"; and

Further amend said bill, Page 3, Section 137.106, Lines 1 to 8 of said page, by deleting all of said lines and renumber remaining subsections accordingly; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Stefanick offered **House Substitute Amendment No. 1 for House Amendment No. 1.**

*House Substitute Amendment No. 1
for
House Amendment No. 1*

AMEND House Substitute for House Committee Substitute for House Bill Nos. 517, 94, 149, 150 & 342, Section 137.106, Page 1, Line 18, by deleting the words "five percent" and insert in lieu thereof the words "**the Consumer Price Index**".

Representative Avery offered **House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 1.**

*House Amendment No. 1
to
House Substitute Amendment No. 1
for
House Amendment No. 1*

AMEND House Substitute Amendment No. 1 for House Amendment No. 1 to House Substitute for House Committee Substitute for House Bill Nos. 517, 94, 149, 150 & 342, Page 1, Line 3, by inserting after the word "Index" the words "**or five percent whichever is greater**".

Representative Avery moved that **House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 1** be adopted.

Which motion was defeated.

House Substitute Amendment No. 1 for House Amendment No. 1 was withdrawn.

Representative Dougherty moved that **House Amendment No. 1** be adopted.

Which motion was defeated by the following vote:

AYES: 059

Abel	Adams	Barnitz	Bishop	Bringer
Burnett	Campbell	Carnahan	Corcoran	Darrough
Daus	Davis 122	Donnelly	Dougherty	El-Amin

Fraser	George	Graham	Green	Harris 110
Harris 23	Henke	Hoskins	Hubbard	Johnson 61
Johnson 90	Jolly	Jones	Kelly 36	Kratky
Kuessner	LeVota	Liese	Lowe	McKenna
Meiners	Muckler	Ransdall	Sager	Salva
Schoemehl	Seigfreid	Selby	Shoemyer	Skaggs
Spreng	Thompson	Vogt	Walker	Walsh
Walton	Ward	Wildberger	Willoughby	Wilson 25
Witte	Yaeger	Young	Zweifel	

NOES: 100

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bland	Bough
Boykins	Brooks	Bruns	Byrd	Cooper 120
Cooper 155	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Dusenberg	Emery	Engler	Ervin
Fares	Goodman	Guest	Hampton	Haywood
Hilgemann	Hobbs	Holand	Hunter	Ice
Jackson	Jetton	Johnson 47	Kelly 144	King
Kingery	Lager	Lembke	Lipke	Luetkemeyer
Marsh	May	Mayer	Merideth	Miller
Moore	Morris	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sander
Schaaf	Schlottach	Schneider	Self	Smith 118
Smith 14	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Threlkeld	Townley	Viebrock	Villa
Wallace	Wasson	Whorton	Wilson 119	Wilson 130
Wilson 42	Wood	Wright	Yates	Madam Speaker

PRESENT: 000

ABSENT WITH LEAVE: 004

Brown	Lawson	Shoemaker	Wagner
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Representative Zweifel offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Substitute for House Committee Substitute for House Bill Nos. 517, 94, 149, 150 & 342, Page 3, Section 137.106, Line 11, by inserting thereafter the following:

"208.556. 1. There is hereby established the "Missouri Senior Rx Program" within the division of aging in the department of health and senior services to help defray the costs of prescription drugs for elderly Missouri residents. The division shall provide technical assistance to the commission for the administration and implementation of the program. The commission shall solicit requests for proposals from private contractors for the third-party administration of the program; except that, the commission shall either administer the rebate program established in section 208.565 or contract with the division of medical services for such rebate program. The program shall be governed by the commission for the Missouri Senior Rx program established in section 208.553.

2. Administration of the program shall include, but not be limited to, devising program applications, enrolling participants, administration of prescription drug benefits, and implementation of cost-control measures, including such strategies as disease management programs, early refill edits, drug utilization review which includes retroactive approval systems, fraud and abuse detection system, and auditing programs. The commission shall select a responsive,

cost-effective bid from the requests for proposal; however, if no responsive, cost-effective bids are received, the program shall be administered collaboratively by the department of health and senior services and the department of social services.

3. Prescription drug benefits shall not include coverage of the following drugs or classes of drugs, or their medical uses:

- (1) Agents when used for anorexia or weight gain;
- (2) Agents when used to promote fertility;
- (3) Agents when used for cosmetic purposes or hair growth;
- (4) Agents when used for the symptomatic relief of cough and colds;
- (5) Agents when used to promote smoking cessation;
- (6) Prescription vitamins and mineral products, except prenatal vitamins and fluoride preparations;
- (7) Nonprescription drugs;
- (8) Covered outpatient drugs which the manufacturer seeks to require as a condition of sale that associated tests or monitoring services be purchased exclusively from the manufacturer or its designee;
- (9) Barbiturates;
- (10) Benzodiazepines.

4. Subject to appropriations, available funds and other cost-control measures authorized herein, any Missouri resident sixty-five years of age or older, who has not had access to employer-subsidized health care insurance that offers a pharmacy benefit for six months prior to application, who is not currently ineligible pursuant to subsection 8 of this section:

- (1) Who has a household income at or below twelve thousand dollars for an individual or at or below seventeen thousand dollars for a married couple is eligible to participate in the program; or
- (2) Who has a household income at or below seventeen thousand dollars for an individual or at or below twenty-three thousand dollars for a married couple is eligible to participate in the program.
- (3) However, the commission may restrict income eligibility limits as a last resort to obtain program cost control.

Any senior in the state of Missouri may enroll in the program. After exceeding expenditures of twenty-five percent of his or her annual household income on prescription drugs as a deductible, a senior may qualify for participation in the program during a program year in which his or her household income minus the amount expended on prescription drugs is equal to or less than the limit required to qualify for participation in the program pursuant to this section.

5. The commission shall have the authority to set and adjust coinsurance, deductibles and enrollment fees at different amounts pursuant to subdivisions (1) and (2) of subsection 4 of this section as a cost-containment measure.

6. Any person who has retired and received employer-sponsored health insurance while employed, but whose employer does not offer health insurance coverage to retirees shall not be subject to the six-month uninsured requirement.

7. The program established in this section is not an entitlement. Benefits shall be limited to the level supported by the moneys explicitly appropriated pursuant to this section. If in any fiscal year the commission projects that the total cost of the program will exceed the amount currently appropriated for the program, the commission may direct the third-party administrator to implement cost-control measures to reduce the projected cost. Such cost-control measures may include, but are not limited to, increasing the enrollment fees in subsection 12 of this section, the deductibles in subsection 11 of this section, and the coinsurance outlined in subsection 12 of this section. The Missouri Senior Rx program is a payer of last resort. If the federal government establishes a pharmaceutical assistance program that covers program-eligible seniors under Medicare or another program, the Missouri Senior Rx program shall cover only eligible costs not covered by the federal program.

8. Any person who is receiving Medicaid benefits shall not be eligible to participate in the program. The Missouri Senior Rx program is a payer of last resort. If a senior has coverage for pharmaceutical benefits through a health benefit plan, as defined in section 376.1350, RSMo, including a Medicare supplement or Medicare+Choice plan, or through a self-funded employee benefit plan, the Missouri Senior Rx program shall pay only for eligible costs not provided by such coverage. Individuals who have benefits with an actuarial value greater than or equal to the benefits in the program are not eligible for the program.

9. Applicants for the program shall submit an annual application to the division, or the division's designee, that attests to the age, residence, any third-party health insurance coverage, previous year prescription drug costs, annual household income for an individual or couple, if married, and any other information the commission deems necessary. The third-party administrator shall prescribe the form of the application for enrollment in the program, which shall be approved by the division. The commission shall develop and implement a means test by which applicants must

demonstrate that they meet the income requirement of the program. Information provided by applicants and enrollees pursuant to sections 208.550 to 208.571 is confidential and shall not be disclosed by the commission, the division or any other state agency or contractor therein in any form.

10. Nothing in this section shall be construed as requiring an applicant to accept Medicaid benefits in lieu of participation in this program.

11. The following deductibles shall apply to enrollees in the program:

(1) For an individual with a household income at or below twelve thousand dollars, the deductible shall, in the initial year, not be less than two hundred fifty dollars;

(2) For a married couple with a household income at or below seventeen thousand dollars, the deductible shall, in the initial year, not be less than two hundred fifty dollars for each person;

(3) For an individual with a household income between twelve thousand one dollars and seventeen thousand dollars, the deductible shall, in the initial year, not be less than five hundred dollars; and

(4) For a married couple with a household income between seventeen thousand one dollars and twenty-three thousand dollars, the deductible shall, in the initial year, not be less than five hundred dollars for each person.

12. For prescription drugs, enrollees shall pay a forty percent coinsurance. The division may implement a higher coinsurance at the recommendation of the commission. Such coinsurance may be adjusted annually by the commission and shall be used to reduce the state's cost for the program. In addition, each enrollee with an annual household income at or below twelve thousand dollars for an individual or at or below seventeen thousand dollars for a married couple shall pay, in the initial year, not less than an annual twenty-five dollar enrollment fee and each enrollee with a household income between twelve thousand one dollars and seventeen thousand dollars for an individual or at or below between seventeen thousand one dollars and twenty-three thousand dollars for a married couple shall pay, in the initial year, not less than an annual thirty-five dollar enrollment fee to offset the administrative costs of the program.

13. The total annual expenditures for each enrollee under this program may be up to but shall not exceed five thousand dollars for each participant.

14. In providing program benefits, the department may enter into a contract with a private individual, corporation or agency to implement the program.

15. The division shall utilize area agencies on aging, senior citizens centers, and other senior-focused entities to provide outreach, enrollment referral assistance, and education services to potentially eligible seniors for the Missouri Senior Rx program. The division and third-party administrators shall be responsible for informing eligible seniors on the availability of and providing information about pharmaceutical company benefits which may be applicable.

16. The commission shall submit quarterly reports to the governor, the senate appropriations committee, the house of representatives budget committee, the speaker of the house of representatives, the president pro tem of the senate, and the division that include:

(1) Quantified data as to the number of program applicants;

(2) An estimate of whether the current rate of expenditures will exceed the existing appropriation for the program in the current fiscal year; and

(3) Information regarding the commission's recommendations for changes to income eligibility, enrollment fees, coinsurance, deductibles, and benefit caps for enrollees in the program.

17. Any rule or portion of a rule, as that term is defined in section 536.010, RSMo, that is created under the authority delegated in sections 208.550 to 208.571 shall become effective only if it complies with and is subject to all of the provisions of chapter 536, RSMo, and, if applicable, section 536.028, RSMo. Sections 208.550 to 208.571 and chapter 536, RSMo, are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, RSMo, to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2002, shall be invalid and void.

18. Any person who knowingly makes any false statements, falsifies or permits to be falsified any records, or engages in conduct in an attempt to defraud the program is guilty of a misdemeanor and shall forfeit all rights to which he or she may be entitled hereunder."; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Zweifel moved that **House Amendment No. 2** be adopted.

Which motion was defeated by the following vote:

AYES: 076

Abel	Adams	Barnitz	Bishop	Bland
Boykins	Bringer	Brooks	Burnett	Campbell
Carnahan	Corcoran	Crowell	Curls	Darrough
Daus	Davis 122	Donnelly	Dougherty	Dusenberg
El-Amin	Fraser	George	Graham	Green
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hoskins	Hubbard	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 36	Kratky
Kuessner	LeVota	Liese	Lowe	McKenna
Meiners	Merideth	Muckler	Page	Pratt
Ransdall	Sager	Salva	Schoemehl	Seigfreid
Selby	Shoemyer	Skaggs	Smith 14	Spreng
Thompson	Villa	Vogt	Walker	Walsh
Walton	Ward	Whorton	Willoughby	Wilson 25
Wilson 42	Witte	Yaeger	Yates	Young
Zweifel				

NOES: 077

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Bough	Bruns	Byrd
Cooper 120	Cooper 155	Crawford	Cunningham 145	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Emery
Engler	Ervin	Goodman	Guest	Hobbs
Holand	Hunter	Ice	Jackson	Jetton
Kelly 144	King	Kingery	Lager	Lembke
Lipke	Luetkemeyer	May	Mayer	Miller
Moore	Morris	Munzlinger	Myers	Nieves
Parker	Pearce	Phillips	Portwood	Purgason
Quinn	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sander	Schaaf	Schlottach
Schneider	Self	Smith 118	St. Onge	Stefanick
Stevenson	Taylor	Threlkeld	Townley	Viebrock
Wallace	Wasson	Wilson 119	Wilson 130	Wood
Wright	Madam Speaker			

PRESENT: 004

Cunningham 86	Fares	Marsh	Sutherland
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ABSENT WITH LEAVE: 006

Black	Brown	Lawson	Shoemaker	Wagner
Wildberger				

HCS HBs 517, 94, 149, 150 & 342, with HS, pending, was laid over.

MESSAGE FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 15** and grants the House a conference thereon.

The President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House: Senators Russell, Gross, Childers, Goode and Coleman.

APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed the following Conference Committee to act with a like committee from the Senate on the following bill:

SCS HCS HB 15: Representatives Bearden, Lager, Roark, Riback Wilson (25) and Campbell

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 57**, entitled:

An act to repeal section 130.026, RSMo, relating to filing of campaign finance reports, and to enact in lieu thereof one new section relating to the same subject.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 136**, entitled:

An act to repeal section 115.127, RSMo, relating to filing requirements for declaration of candidacy, and to enact in lieu thereof one new section relating to the same subject.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 142**, entitled:

An act to repeal sections 88.010, 88.013, 88.027, 88.030, 88.040, 88.043, 88.047, 88.050, 88.053, 88.057, 88.060, 88.063, and 88.073, RSMo, and to enact in lieu thereof thirty new sections relating to condemnation proceedings for towns and villages.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 186**, entitled:

An act to repeal section 59.041, RSMo, relating to recorders of deeds, and to enact in lieu thereof one new section relating to the same subject.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SBs 212 & 220**, entitled:

An act to repeal sections 86.370, 86.393, 86.398, 86.407, 86.447, 86.600, 86.671, 86.720, and 86.745, RSMo, and to enact in lieu thereof thirteen new sections relating to police relief and pension systems.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 218**, entitled:

An act to repeal section 249.422, RSMo, and to enact in lieu thereof one new section relating to fees imposed by municipalities to repair lateral sewer service lines.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 294**, entitled:

An act to repeal sections 313.057, 313.220, and 313.810, RSMo, and to enact in lieu thereof three new sections relating to licensing requirements.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 297**, entitled:

An act to amend chapter 250, RSMo, by adding thereto one new section relating to residential and commercial connections to state-operated sewer lines.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 330**, entitled:

An act to repeal sections 454.505 and 454.606, RSMo, and to enact in lieu thereof two new sections relating to child support enforcement.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 376**, entitled:

An act to repeal section 58.096, RSMo, and to enact in lieu thereof one new section relating to deputy coroners.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 474**, entitled:

An act to repeal section 488.426, RSMo, and to enact in lieu thereof one new section relating to surcharges in civil case filings.

In which the concurrence of the House is respectfully requested.

The following member's presence was noted: Wagner.

ADJOURNMENT

On motion of Representative Crowell, the House adjourned until 10:00 a.m., Thursday, March 6, 2003.

CORRECTIONS TO THE HOUSE JOURNAL

AFFIDAVITS

I, State Representative Mike Dethrow, District 153, hereby state and affirm that my vote as recorded on Page 527 of the House Journal for Tuesday, March 4, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 5th day of March 2003.

/s/ Mike Dethrow
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 5th day of March in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Shannon Cooper, District 120, hereby state and affirm that my vote as recorded on Page 534 of the House Journal for Tuesday, March 4, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted no. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 5th day of March 2003.

/s/ Shannon Cooper
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 5th day of March in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Kate Meiners, District 46, hereby state and affirm that my vote as recorded on Page 538 of the House Journal for Tuesday, March 4, 2003 showing that I voted aye was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted no. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 5th day of March 2003.

/s/ Kate Meiners
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 5th day of March in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

BUDGET

Thursday, March 6, 2003. Hearing Room 3 upon morning adjournment.
Committee recommendations on matters assigned regarding departmental budgets.

COMMUNICATIONS, ENERGY AND TECHNOLOGY

Thursday, March 6, 2003. Hearing Room 6 upon morning adjournment. AMENDED NOTICE
Executive Session may follow.
Public Hearing to be held on: HB 404, HB 527

FINANCIAL SERVICES

Tuesday, March 11, 2003, 12:00 p.m. Hearing Room 6.
Possible Executive Session.
Public Hearing to be held on: HB 243, HB 309, HB 353, HB 490, HB 559

HOMELAND SECURITY AND VETERANS AFFAIRS

Tuesday, March 11, 2003, 5:00 p.m. Hearing Room 5.
Executive Session to be held on: HB 46

JOINT COMMITTEE ON ADMINISTRATIVE RULES

Thursday, March 6, 2003. Senate Committee Room 2 upon adjournment.
12 CSR 10-2.045. Revenue-Director-Income Tax, MO Consolidated Inc.
Tax Returns.

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT

Thursday, March 6, 2003, 8:00 a.m. Hearing Room 7.
First quarter meeting.

JOINT COMMITTEE ON TERRORISM, BIOTERRORISM AND HOMELAND SECURITY

Thursday, March 6, 2003. Hearing Room 5 upon morning adjournment.
Organizational meeting.

LOCAL GOVERNMENT

Thursday, March 6, 2003, 8:30 a.m. Hearing Room 6. AMENDED NOTICE
Executive Session may follow.
Public Hearing to be held on: HB 351, HB 388, HB 472, HB 521, HB 574

RETIREMENT

Thursday, March 6, 2003, 8:30 a.m. Hearing Room 7.
Executive Session may follow.
Public Hearing to be held on: HB 443, HB 456, HB 553, HB 557

RULES

Thursday, March 6, 2003, 8:30 a.m. Hearing Room 5.
Executive Session may follow.
Public Hearing to be held on: HR 477, HR 579, HR 690

TRANSPORTATION AND MOTOR VEHICLES

Thursday, March 6, 2003. Side gallery upon adjournment.
Executive Session.

WORKFORCE DEVELOPMENT AND WORKPLACE SAFETY

Thursday, March 6, 2003. Side gallery upon adjournment.
Executive Session to be held on: HB 296, HB 414, HB 448, HB 576

HOUSE CALENDAR

THIRTY-THIRD DAY, THURSDAY, MARCH 6, 2003

HOUSE BILLS FOR SECOND READING

HB 596 through HB 613

HOUSE BILLS FOR PERFECTION

HCS HB 228 - Pearce
HCS HB 156, HS, as amended, pending - Phillips
HCS HB 132, 173, 117 & 48 - Wright
HB 197 - Johnson (47)
HCS HB 257 - Munzlinger
HCS HB 322 - Baker
HCS HB 410 - Schaaf
HCS HB 517, 94, 149, 150 & 342, HS pending - Portwood

HOUSE BILL FOR PERFECTION - INFORMAL

HB 157 - Johnson (90)

HOUSE BILLS FOR PERFECTION - CONSENT

(2-27-03)

HCS HB 59 & 269 - Johnson (61)

(3-03-03)

HCS HB 202 - Portwood
HB 247, HCA 1 - Ward
HCS HB 253 - Shoemaker (8)
HCS HB 277 - Wright
HB 278 - Davis (19)
HB 292 - Wagner
HB 314, HCA 1 - Engler

HOUSE BILLS FOR THIRD READING

HCS HB 281 - Moore
HCS HB 222, (Budget 3-04-03) - Luetkemeyer
HS HCS HB 349, 120, 136 & 328 - Crawford

HOUSE BILLS FOR THIRD READING - CONSENT

HB 75 - Ruestman
HCS HB 131 - Deeken
HCS HB 152 & 180 - Johnson (47)
HCS HB 166, E.C. - Baker
HCS HB 181 - Seigfreid
HB 187 - Cooper (120)

HB 208 - Engler

HB 286 - Bearden

HCS HB 245 - Marsh

SENATE BILLS FOR SECOND READING

SB 57

SB 136

SB 142

SB 186

SCS SB 212 & 220

SCS SB 218

SCS SB 294

SB 297

SB 330

SB 376

SB 474

BILL IN CONFERENCE

SCS HCS HB 15 - Bearden

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

THIRTY-THIRD DAY, THURSDAY, MARCH 6, 2003

Speaker Hanaway in the Chair.

Prayer by Father Joseph A. Weber, Jr., St. Andrew Roman Catholic Church, Lemay, Missouri.

Loving God, the distinguished members of this House turn to You this day seeking Your guidance. Before the hills or rivers were created, You are.

All things come from You and through You...and we are most grateful. We ask that You would be with the members of this House during their hearings, their conferences, their deliberations, and their debates.

Grant them the gifts of wisdom, understanding, counsel, strength, and knowledge (Is 11:2) to do Your will for the people of this state.

As the people of this state and nation are faced with many crises and opportunities, may they be open to the promptings of Your Spirit, so that they may continually recall that "the welfare of the people shall be the supreme law."

Lord God, may they show forth a unity of purpose so that the wish of the psalmist, may come forth here in this place:

"Behold, how good it is, and how pleasant, where brothers and sisters dwell in unity" (Psalm 134:1). Be with the members of this House, O loving God, and grant all of us Your peace.

We ask this in Your holy name. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: John Salva.

The Journal of the thirty-second day was approved as corrected.

Representative Crowell moved that Rule 113 be suspended in order to receive guests of Representative Wallace for special recognition.

Which motion was adopted by the following vote:

AYES: 153

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brooks	Bruns	Burnett	Campbell

Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hobbs	Holand	Hoskins	Hubbard	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lipke	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Merideth	Miller	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wallace	Walsh
Walton	Ward	Wasson	Whorton	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 001

Walker

PRESENT: 001

Sager

ABSENT WITH LEAVE: 008

Brown	Byrd	Carnahan	Hilgemann	Johnson 61
Lowe	Smith 118	Wagner		

Charles Campbell, recipient of the Outstanding Missourian Award, was introduced to the House.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 708	-	Representative Wallace
House Resolution No. 709	-	Representative Harris (110)
House Resolution No. 710	-	Representative Kelly (36)
House Resolution No. 711	-	Representative Munzlinger
House Resolution No. 712	-	Representatives Roark and Miller
House Resolution No. 713		
through		
House Resolution No. 716	-	Representative Brown
House Resolution No. 717	-	Representative Taylor

House Resolution No. 718 - Representative King
House Resolution No. 719
and
House Resolution No. 720 - Representatives Lipke and Crowell
House Resolution No. 721 - Representative Ransdall
House Resolution No. 722
through
House Resolution No. 730 - Representative Bearden
House Resolution No. 731
through
House Resolution No. 733 - Representative Lipke
House Resolution No. 734 - Representative Crawford
House Resolution No. 735 - Representative Behnen
House Resolution No. 736 - Representative Sutherland

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 614, introduced by Representatives Bivins, Kingery, Pearce, May and Parker, et al, relating to intermediate drivers' licenses.

HB 615, introduced by Representative St. Onge, relating to the powers and duties of the Missouri electrical industry licensing board.

HB 616, introduced by Representative Luetkemeyer, relating to exhaustion of administrative remedies for insurance-related lawsuits.

HB 617, introduced by Representatives Dempsey, Cooper (120), Campbell and Ervin, relating to life sciences funding districts.

HB 618, introduced by Representative Yates, for the purpose of repealing expired and outdated sections.

HB 619, introduced by Representative Yates, for the purpose of reenacting sections held to be unconstitutional because of defects in the title of the bill when originally enacted.

HB 620, introduced by Representative Merideth, relating to flood plain management.

HB 621, introduced by Representatives Munzlinger, Hobbs, May, Bean, Shoemaker (8) and Myers, et al, relating to recorders of deeds.

HB 622, introduced by Representative Cooper (120), relating to taxation.

HB 623, introduced by Representative Hilgemann, relating to employment security.

HB 624, introduced by Representatives Pearce, Davis (122) and Cooper (120), relating to landfill fees.

HB 625, introduced by Representative Boykins, relating to organ donor license plates.

HB 626, introduced by Representatives Avery, Viebrock, Jetton, Myers, Cooper (120), Schneider and Baker, et al, relating to special license plates.

HB 627, introduced by Representatives Schlottach, Wilson (119), Morris, Stevenson and Purgason, et al, relating to delinquent taxes.

HB 628, introduced by Representatives Sutherland, Willoughby, Jolly, Ransdall, Wright, Jetton, Hanaway, Goodman and Portwood, et al, relating to the protection of the elderly.

HB 629, introduced by Representative Muckler, relating to child support.

HB 630, introduced by Representatives Holand and Davis (122), relating to court reporters.

HB 631, introduced by Representatives Bruns, Cunningham (86), Hanaway, Lembke, Deeken, Jetton, Nieves, Stevenson and Dixon, et al, relating to extracurricular competitions for elementary and secondary schools.

SECOND READING OF HOUSE BILLS

HB 596 through **HB 613** were read the second time.

SECOND READING OF SENATE BILLS

SB 57, SB 136, SB 142, SB 186, SCS SBs 212 & 220, SCS SB 218, SCS SB 294, SB 297, SB 330, SB 376 and **SB 474** were read the second time.

Representative Wright assumed the Chair.

PERFECTION OF HOUSE BILL

HCS HBs 517, 94, 149, 150 & 342, with HS, pending, relating to assistance for the elderly, was taken up by Representative Portwood.

Representative Johnson (90) offered **House Amendment No. 3**.

Representative Goodman raised a point of order that **House Amendment No. 3** is not germane and goes beyond the scope of the bill.

Representative Wright requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

Representative Salva offered **House Amendment No. 4**.

House Amendment No. 4 was withdrawn.

Representative Muckler offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Substitute for House Committee Substitute for House Bill Nos. 517, 94, 149, 150 & 342, Page 5, Section 208.565, Line 18, of said page, by inserting after all of said line the following:

"Section 1. Notwithstanding the provisions of 137.106 RSMo, no person with a household combined adjusted gross income of more than the household exemption maximum base amount shall be eligible to claim the homestead exemption allowed pursuant to section 137.106. For purposes of this section, the term "homestead exemption maximum base amount" shall, in the calendar year 2003, be the sum of thirty-nine thousand dollars and for each succeeding calendar year the sum shall be the sum of the previous year increased, in one-hundred dollar increments, by the same percentage as the increase in the general price level as measured by the consumer price index for the United States, or its successor index, as defined and officially recorded by the United States Department of Labor, or its successor agency. Beginning January 1, 2004, the state tax commission shall determine the homestead exemption maximum base amount from the increase in the consumer price index for the previous twelve-month period and shall certify such base amount to each county clerk each calendar year."; and

Further amend said title, enacting clause, and intersectional references accordingly.

Representative Muckler moved that **House Amendment No. 5** be adopted.

Which motion was defeated.

Speaker Hanaway resumed the Chair.

Representative Salva offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Substitute for House Committee Substitute for House Bill Nos. 517, 94, 149, 150 & 342, Page 2, Section 137.106, Line 11, by inserting after the end of said line the following:

"3. Notwithstanding any provision of law to the contrary, the assessed value of primary residential property, excluding any value added by new construction or improvements, which is owned by any person who is sixty-five years of age or older and who uses the property as a homestead and has a permanent total disability or is caring for someone of any age who has a permanent total disability residing in said homestead, shall not increase during any tax-year reassessment cycle during the period of time the person resides on that property after attaining the age of sixty-five. For purposes of this section permanent total disability is defined as the inability to engage in any substantially gainful activity because of a medically determinable impairment that is expected to continue for a long and indefinite period of time."; and

Further amend said title, enacting clause, and intersectional references accordingly.

On motion of Representative Salva, **House Amendment No. 6** was adopted.

Representative Wright resumed the Chair.

Representative Young offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Substitute for House Committee Substitute for House Bill Nos. 517, 94, 149, 150 & 342, Page 2, Section 137.106, Line 2, by deleting the word, “**fifteen**”, and inserting in lieu thereof the following: “**five**.”; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Young moved that **House Amendment No. 7** be adopted.

Which motion was defeated by the following vote:

AYES: 066

Abel	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Campbell	Corcoran
Curls	Darrough	Daus	Davis 122	Donnelly
El-Amin	Fraser	George	Graham	Green
Hampton	Harris 110	Harris 23	Haywood	Henke
Hoskins	Hubbard	Johnson 90	Jolly	Jones
Kelly 36	Kratky	Kuessner	LeVota	Liese
Lowe	McKenna	Meiners	Merideth	Muckler
Page	Ransdall	Sager	Schoemehl	Seigfreid
Selby	Shoemaker	Shoemyer	Skaggs	Spreng
Thompson	Villa	Vogt	Walker	Walsh
Walton	Ward	Whorton	Wildberger	Willoughby
Wilson 25	Wilson 42	Witte	Yaeger	Young
Zweifel				

NOES: 086

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Bruns
Byrd	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dusenberg	Emery	Engler
Ervin	Fares	Goodman	Guest	Hobbs
Holand	Hunter	Icet	Jackson	Jetton
Johnson 47	King	Kingery	Lager	Lembke
Lipke	Luetkemeyer	Marsh	May	Mayer
Miller	Moore	Morris	Munzlinger	Myers
Nieves	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sander
Schaaf	Schlottach	Schneider	Self	Smith 14
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Threlkeld	Townley	Viebrock	Wallace	Wasson
Wilson 119	Wilson 130	Wood	Wright	Yates
Madam Speaker				

PRESENT: 000

ABSENT WITH LEAVE: 011

Adams	Brown	Carnahan	Dougherty	Hilgemann
Johnson 61	Kelly 144	Lawson	Salva	Smith 118
Wagner				

Representative Willoughby offered **House Amendment No. 8.**

House Amendment No. 8

AMEND House Substitute for House Committee Substitute for House Bill Nos. 517, 94, 149, 150 & 342, Page 2, Section 137.106, Lines 12-17, by deleting said lines; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Willoughby, **House Amendment No. 8** was adopted by the following vote:

AYES: 148

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Bruns	Burnett	Campbell	Cooper 120
Corcoran	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dusenberg
El-Amin	Emery	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hobbs	Holand	Hoskins	Hubbard	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 90
Jolly	Jones	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lawson	Lembke
LeVota	Liese	Lipke	Lowe	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Miller	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Walker	Wallace	Walsh
Walton	Ward	Wasson	Whorton	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 001

Merideth

PRESENT: 001

Cooper 155

ABSENT WITH LEAVE: 013

Adams	Brown	Byrd	Carnahan	Crawford
Dougherty	Engler	Hilgemann	Johnson 61	Kelly 144
Salva	Smith 118	Wagner		

Representative Sager offered **House Amendment No. 9**.

Representative Goodman raised a point of order that **House Amendment No. 9** is not germane and goes beyond the scope of the bill.

Representative Wright requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

Speaker Hanaway resumed the Chair.

On motion of Representative Portwood, **HS HCS HBs 517, 94, 149, 150 & 342, as amended**, was adopted.

On motion of Representative Portwood, **HS HCS HBs 517, 94, 149, 150 & 342, as amended**, was ordered perfected and printed.

THIRD READING OF HOUSE BILLS

HCS HB 281, relating to teacher certification, was taken up by Representative Moore.

On motion of Representative Moore, **HCS HB 281** was read the third time and passed by the following vote:

AYES: 117

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bough	Bringer	Brooks	Bruns
Byrd	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Fraser	Goodman
Guest	Hampton	Harris 110	Harris 23	Henke
Hobbs	Holand	Hunter	Ice	Jackson
Jetton	Johnson 47	Kelly 144	Kelly 36	King
Kingery	Kuessner	Lager	Lawson	Lembke
Lipke	Luetkemeyer	Marsh	May	Mayer
McKenna	Merideth	Miller	Moore	Morris
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason

Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sander	Schaaf
Schlottach	Schneider	Seigfreid	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Threlkeld
Townley	Viebrock	Wallace	Walton	Ward
Wasson	Whorton	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 25	Witte	Wood	Wright
Yates	Madam Speaker			

NOES: 036

Bland	Burnett	Campbell	Corcoran	Curls
Darrough	Daus	Donnelly	El-Amin	George
Graham	Green	Hoskins	Hubbard	Johnson 90
Jolly	Jones	Kratky	LeVota	Liese
Lowe	Meiners	Muckler	Sager	Schoemehl
Selby	Spreng	Thompson	Villa	Vogt
Walker	Walsh	Wilson 42	Yaeger	Young
Zweifel				

PRESENT: 000

ABSENT WITH LEAVE: 010

Adams	Boykins	Brown	Carnahan	Dougherty
Haywood	Hilgemann	Johnson 61	Salva	Wagner

Speaker Hanaway declared the bill passed.

HS HCS HBs 349, 120, 136 & 328, relating to concealed firearms, was taken up by Representative Crawford.

Representative Crawford offered **House Perfecting Amendment No. 1**.

House Perfecting Amendment No. 1

AMEND House Substitute for House Committee Substitute for House Bill Nos. 349, 120, 136 & 328, Page 7, Section 571.094, Lines 105 and 106, by deleting the words “**subsections 9 and 10**” and inserting in lieu thereof the words “**subsections 10 and 11**”; and

Further amend said bill, Page 22, Section 571.094, Line 636, by deleting the number “**26**” and inserting in lieu thereof the number “**22**”.

On motion of Representative Crawford, **House Perfecting Amendment No. 1** was adopted.

On motion of Representative Crawford, **HS HCS HBs 349, 120, 136 & 328**, as amended, was read the third time and passed by the following vote:

AYES: 111

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bivins	Black

Bough	Bringer	Bruns	Byrd	Cooper 120
Cooper 155	Crawford	Crowell	Cunningham 145	Cunningham 86
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Dusenberg	Emery	Engler	Ervin
Goodman	Green	Guest	Hampton	Harris 110
Henke	Hobbs	Holand	Hunter	Ice
Jackson	Jetton	Johnson 47	Kelly 144	Kelly 36
King	Kingery	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lipke	Luetkemeyer
Marsh	May	Mayer	McKenna	Merideth
Miller	Moore	Morris	Munzlinger	Myers
Nieves	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Sander	Schlottach	Schneider	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Smith 118
Smith 14	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Threlkeld	Townley	Viebrock	Wallace
Ward	Wasson	Whorton	Wilson 119	Wilson 130
Witte	Wood	Wright	Yates	Young
Madam Speaker				

NOES: 042

Bishop	Bland	Boykins	Brooks	Burnett
Campbell	Corcoran	Curls	Darrough	Daus
Donnelly	El-Amin	Fares	Fraser	George
Graham	Harris 23	Hoskins	Hubbard	Johnson 90
Jolly	Jones	Kratky	Lowe	Meiners
Muckler	Page	Schoemehl	Skaggs	Spreng
Thompson	Villa	Vogt	Walker	Walsh
Walton	Wildberger	Willoughby	Wilson 25	Wilson 42
Yaeger	Zweifel			

PRESENT: 000

ABSENT WITH LEAVE: 010

Adams	Brown	Carnahan	Dougherty	Haywood
Hilgemann	Johnson 61	Salva	Schaaf	Wagner

Speaker Hanaway declared the bill passed.

REFERRAL OF HOUSE RESOLUTIONS

The following House Resolutions were referred to the Committee indicated:

- HR 314** - Rules
- HR 388** - Rules
- HR 576** - Rules
- HR 580** - Rules

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were referred to the Committee indicated:

- HCR 18** - Corrections and State Institutions
- HCR 22** - Health Care Policy

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were referred to the Committee indicated:

- HJR 12** - Transportation and Motor Vehicles
- HJR 13** - Transportation and Motor Vehicles
- HJR 19** - Local Government
- HJR 20** - Conservation and Natural Resources
- HJR 21** - Education

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

- HB 95** - Education
- HB 340** - Special Committee on Urban Issues
- HB 350** - Health Care Policy
- HB 354** - Workforce Development and Workplace Safety
- HB 357** - Local Government
- HB 359** - Tax Policy
- HB 374** - Judiciary
- HB 405** - Tax Policy
- HB 429** - Education
- HB 438** - Transportation and Motor Vehicles
- HB 441** - Tax Policy
- HB 476** - Local Government
- HB 484** - Health Care Policy
- HB 485** - Judiciary
- HB 522** - Professional Registration and Licensing
- HB 524** - Tax Policy
- HB 541** - Communications, Energy and Technology
- HB 551** - Transportation and Motor Vehicles
- HB 552** - Judiciary
- HB 558** - Corrections and State Institutions
- HB 561** - Small Business
- HB 562** - Professional Registration and Licensing
- HB 564** - Professional Registration and Licensing
- HB 565** - Professional Registration and Licensing

HB 566 - Professional Registration and Licensing
HB 567 - Crime Prevention and Public Safety
HB 568 - Job Creation and Economic Development
HB 569 - Job Creation and Economic Development
HB 570 - Crime Prevention and Public Safety
HB 571 - Judiciary
HB 572 - Corrections and State Institutions
HB 573 - Judiciary
HB 575 - Children and Families
HB 577 - Elections
HB 578 - Local Government
HB 579 - Professional Registration and Licensing
HB 580 - Health Care Policy
HB 581 - Judiciary
HB 582 - Crime Prevention and Public Safety
HB 583 - Retirement
HB 584 - Crime Prevention and Public Safety
HB 585 - Budget
HB 586 - Crime Prevention and Public Safety
HB 587 - Children and Families
HB 591 - Local Government
HB 592 - Education
HB 593 - Judiciary
HB 594 - Transportation and Motor Vehicles
HB 595 - Tax Policy
HB 596 - Professional Registration and Licensing
HB 597 - Transportation and Motor Vehicles
HB 598 - Transportation and Motor Vehicles
HB 599 - Judiciary
HB 600 - Tax Policy
HB 601 - Crime Prevention and Public Safety
HB 602 - Education
HB 603 - Judiciary
HB 604 - Judiciary
HB 605 - Education
HB 607 - Special Committee on Urban Issues

RE-REFERRAL OF HOUSE BILL

The following House Bill was re-referred to the Committee indicated:

HB 449 - Tax Policy

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SS #2 SCS SB 55 - Education
SCS SB 117 - Transportation and Motor Vehicles
SB 203 - Judiciary
SB 228 - Local Government
SB 232 - Local Government
SB 234 - Local Government
SB 235 - Local Government
SCS SB 239 - Local Government
SB 255 - Communications, Energy and Technology
SB 266 - Health Care Policy
SB 282 - Local Government
SCS SB 296 - Education
SCS SBs 299 & 40 - Budget
SB 357 - Judiciary
SB 465 - Judiciary
SCS SB 466 - Crime Prevention and Public Safety

COMMITTEE REPORTS

Committee on Conservation and Natural Resources, Chairman Townley reporting:

Madam Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HB 215**, **HB 218**, **HB 115** and **HB 83**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Committee on Corrections and State Institutions, Chairman Kelly (144) reporting:

Madam Speaker: Your Committee on Corrections and State Institutions, to which was referred **HB 93**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Committee on Education, Chairman Cunningham (86) reporting:

Madam Speaker: Your Committee on Education, to which was referred **HB 51**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Committee on Elections, Chairman May reporting:

Madam Speaker: Your Committee on Elections, to which was referred **HB 99**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Elections, to which was referred **HB 133**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass By Consent**.

Madam Speaker: Your Committee on Elections, to which was referred **HB 387**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Madam Speaker: Your Committee on Elections, to which was referred **HB 511**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Committee on Homeland Security and Veterans Affairs, Chairman Shoemaker (8) reporting:

Madam Speaker: Your Committee on Homeland Security and Veterans Affairs, to which was referred **HB 307**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Committee on Local Government, Chairman Johnson (47) reporting:

Madam Speaker: Your Committee on Local Government, to which was referred **HB 199**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Local Government, to which was referred **HB 267**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Committee on Professional Registration and Licensing, Chairman Behnen reporting:

Madam Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 332**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Madam Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 358**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 440**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Committee on Retirement, Chairman Smith (118) reporting:

Madam Speaker: Your Committee on Retirement, to which was referred **HB 246**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Retirement, to which was referred **HB 346** and **HB 174**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Madam Speaker: Your Committee on Retirement, to which was referred **HB 348** and **HB 347**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Madam Speaker: Your Committee on Retirement, to which was referred **HB 431**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Committee on Rules, Chairman Crowell reporting:

Madam Speaker: Your Committee on Rules, to which was referred **HR 477**, begs leave to report it has examined the same and recommends that it **Do Pass**.

HOUSE RESOLUTION NO. 477

WHEREAS, the members of the Missouri House of Representatives deem it both proper and necessary to maintain a cooperative relationship between our state's governmental bodies and the legal system; and

WHEREAS, the General Assembly has a long tradition of granting the use of its House and Senate Chambers for the purposes of official functions:

NOW, THEREFORE, BE IT RESOLVED that we, the members of the Missouri House of Representatives, Ninety-second General Assembly, First Regular Session, hereby grant the Eastern and Western District Federal Courts of Missouri permission to use the House Chamber for the purpose of swearing in newly-licensed members of the Missouri Bar on Friday, April 25, 2003, from 10:00 a.m. until 12:00 p.m. and on Friday, September 26, 2003, from 10:00 a.m. until 12:00 p.m.

Madam Speaker: Your Committee on Rules, to which was referred **HR 579**, begs leave to report it has examined the same and recommends that it **Do Pass**.

HOUSE RESOLUTION NO. 579

WHEREAS, the budget of the State of Missouri is required by the Missouri Constitution to balance revenues and expenditures; and

WHEREAS, revenue projections, mandatory expenditures, and constitutionally set spending priorities make passing the budget for fiscal year 2004 extraordinarily difficult; and

WHEREAS, the House Committee on Budget has scrutinized the budget as recommended by the governor and will report appropriations bills to the House which represent the best effort to balance revenues and expenditures for fiscal year 2004:

NOW, THEREFORE, BE IT RESOLVED that we, the members of the Missouri House of Representatives, Ninety-second General Assembly, in the perfection of appropriations bills for fiscal year 2004, will observe the following procedure, which shall for purposes of parliamentary rulings be regarded as a definitive statement of the practice of the House:

"No amendment to House Bills Nos. 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, or 12 shall be in order that increases the total amount of general revenue appropriated in House Bills Nos. 1 through 12 as reported from the Committee on Budget. Any amendment that increases the amount of general revenue appropriated in House Bills Nos. 1 through 12 shall be required to contain an equal reduction in general revenue appropriated in the same bill or shall be required to be submitted with a separate amendment that makes an equal reduction in general revenue in any other of the twelve bills still pending. If the reduction is in another bill, the decreasing amendment shall be taken up first, and the increasing amendment may be taken up only if the decreasing amendment is adopted."

Madam Speaker: Your Committee on Rules, to which was referred **HR 690**, begs leave to report it has examined the same and recommends that it **Do Pass**.

HOUSE RESOLUTION NO. 690

BE IT RESOLVED that we, the members of the Missouri House of Representatives, Ninety-second General Assembly, amend House Rule 74 to read as follows:

"Rule 74. Any member may have, as a personal right, a division of the question where the sense will admit it, **except that division of the question shall not be granted for any appropriations bill**. When the question having been divided is a Senate Bill for Third Reading, each part of the bill shall be voted upon separately and a subsequent separate vote shall be taken on the entire bill. When a bill is divided for consideration, the title and enacting clause shall be considered a separate part and shall, unless otherwise amended, be technically changed to reflect any amendments or deletions to the bill."

Special Committee on General Laws, Chairman Wright reporting:

Madam Speaker: Your Special Committee on General Laws, to which was referred **HB 554**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Committee on Tax Policy, Chairman Cooper (120) reporting:

Madam Speaker: Your Committee on Tax Policy, to which was referred **HB 190** and **HB 214**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Committee on Tourism and Cultural Affairs, Chairman Marsh reporting:

Madam Speaker: Your Committee on Tourism and Cultural Affairs, to which was referred **HB 144**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Committee on Transportation and Motor Vehicles, Chairman Crawford reporting:

Madam Speaker: Your Committee on Transportation and Motor Vehicles, to which was referred **HB 162**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Transportation and Motor Vehicles, to which was referred **HB 284**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 14**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 36**, entitled:

An act to repeal sections 260.475, 260.479, 260.830, 260.831, 444.770, and 444.772, RSMo, and to enact in lieu thereof nine new sections relating to environmental regulation.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 84**, entitled:

An act to repeal sections 148.330, 348.430, and 348.432, RSMo, and to enact in lieu thereof three new sections relating to tax credits.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 265**, entitled:

An act to repeal sections 161.092, 168.021, and 168.071, RSMo, and to enact in lieu thereof three new sections relating to certificates of license to teach.

In which the concurrence of the House is respectfully requested.

WITHDRAWAL OF HOUSE BILL

February 19, 2003

The Honorable Catherine Hanaway
Speaker of the House of Representatives
State Capitol Building, Room 308
Jefferson City, MO 65101

Dear Speaker Hanaway:

Respectfully, I would like to withdraw **House Bill 408**.

[illegible]

Subscribed and sworn to before me this 6th day of March in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Randall Angst, District 146, hereby state and affirm that my vote as recorded on Page 554 of the House Journal for Wednesday, March 5, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 6th day of March 2003.

/s/ Randall Angst
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 6th day of March in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Jerry Bough, District 142, hereby state and affirm that my vote as recorded on Page 554 of the House Journal for Wednesday, March 5, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 6th day of March 2003.

/s/ Jerry Bough
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 6th day of March in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Kathlyn Fares, District 91, hereby state and affirm that my vote as recorded on Page 554 of the House Journal for Wednesday, March 5, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present

Subscribed and sworn to before me this 6th day of March in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Marilyn Ruestman, District 131, hereby state and affirm that my vote as recorded on Page 554 of the House Journal for Wednesday, March 5, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 6th day of March 2003.

/s/ Marilyn Ruestman
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 6th day of March in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Charlie Schlottach, District 111, hereby state and affirm that my vote as recorded on Page 554 of the House Journal for Wednesday, March 5, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 6th day of March 2003.

/s/ Charlie Schlottach
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 6th day of March in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Larry Wilson, District 119, hereby state and affirm that my vote as recorded on Page 554 of the House Journal for Wednesday, March 5, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 6th day of March 2003.

/s/ Larry Wilson
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 6th day of March in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Mark Hampton, District 147, hereby state and affirm that my vote as recorded on Page 558 of the House Journal for Wednesday, March 5, 2003 showing that I voted no was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 6th day of March 2003.

/s/ Mark Hampton
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 6th day of March in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Ed Wildberger, District 27, hereby state and affirm that my vote as recorded on Page 561 of the House Journal for Wednesday, March 5, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 6th day of March 2003.

/s/ Ed Wildberger
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 6th day of March in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

AGRICULTURE

Tuesday, March 11, 2003, 12:00 p.m. Hearing Room 1.
Possible Executive Session.
Public Hearing to be held on: HB 457, HB 464, HB 555

BUDGET

Monday, March 10, 2003, 1:00 p.m. Hearing Room 3.
Discussion of available revenues.

CONFERENCE COMMITTEE - APPROPRIATIONS

Monday, March 10, 2003, 11:15 a.m. Senate Committee Room 2.
Public Hearing to be held on: HB 15

CONSERVATION AND NATURAL RESOURCES

Wednesday, March 12, 2003, 12:00 p.m. Hearing Room 5.
Public Hearing to be held on: HB 386, HB 442, HB 447
Executive Session to be held on: HB 182, HJR 7

CORRECTIONS AND STATE INSTITUTIONS

Monday, March 10, 2003. Hearing Room 7 upon adjournment.
Executive Session to be held on: HB 477

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, March 11, 2003, 5:00 p.m. Hearing Room 3.
Public Hearing to be held on: HB 200, HB 330, HB 413, HB 417, HB 582

EDUCATION

Monday, March 10, 2003. Side gallery upon adjournment.
Executive Session.

FINANCIAL SERVICES

Tuesday, March 11, 2003, 12:00 p.m. Hearing Room 6.
Possible Executive Session.
Public Hearing to be held on: HB 243, HB 309, HB 353, HB 490, HB 559

HOMELAND SECURITY AND VETERANS AFFAIRS

Tuesday, March 11, 2003, 5:00 p.m. Hearing Room 5.

Executive Session to be held on: HB 46

JOINT COMMITTEE ON TERRORISM, BIOTERRORISM AND HOMELAND SECURITY

Tuesday, March 11, 2003. Hearing Room 5 upon morning recess.

LOCAL GOVERNMENT

Monday, March 10, 2003, 3:00 p.m. Hearing Room 6.

Executive Session on previously heard bills.

LOCAL GOVERNMENT

Thursday, March 13, 2003, 8:30 a.m. Hearing Room 6.

Executive Session may follow.

Public Hearing to be held on: HB 293, HB 591

HOUSE CALENDAR

THIRTY-FOURTH DAY, MONDAY, MARCH 10, 2003

HOUSE BILLS FOR SECOND READING

HB 614 through HB 631

HOUSE BILLS FOR PERFECTION

HCS HB 228 - Pearce

HCS HB 156, HS, as amended, pending - Phillips

HCS HB 132, 173, 117 & 48 - Wright

HB 197 - Johnson (47)

HCS HB 257 - Munzlinger

HCS HB 322 - Baker

HCS HB 410 - Schaaf

HCS HB 144 - Luetkemeyer

HCS HB 346 & 174 - Dempsey

HB 511 - Deeken

HB 267 - Smith (118)

HCS HB 215, 218, 115 & 83 - Myers

HCS HB 190 & 214 - Fares

HCS HB 51 - Mayer

HCS HB 387 - Yates

HOUSE BILL FOR PERFECTION - INFORMAL

HB 157 - Johnson (90)

HOUSE BILLS FOR PERFECTION - CONSENT

(3-03-03)

HCS HB 202 - Portwood
HB 247, HCA 1 - Ward
HCS HB 253 - Shoemaker (8)
HCS HB 277 - Wright
HB 278 - Davis (19)
HB 292 - Wagner
HB 314, HCA 1 - Engler

(3-06-03)

HCS HB 93 - Moore
HB 99 - Seigfreid
HCS HB 133 - Willoughby
HB 162 - Shoemaker (8)
HB 199 - Jolly
HB 246 - Bishop
HB 284 - Crawford
HB 307 - Merideth
HCS HB 332 - Portwood
HCS HB 348 & 347 - Dempsey
HB 358 - Boykins
HCS HB 431 - Stevenson
HB 440 - Portwood
HCS HB 554 - Engler

HOUSE BILLS FOR THIRD READING

HCS HB 222, (Budget 3-04-03) - Luetkemeyer
HCS HB 289 - Dempsey

HOUSE BILLS FOR THIRD READING - CONSENT

HB 75 - Ruestman
HCS HB 131 - Deeken
HCS HB 152 & 180 - Johnson (47)
HCS HB 166, E.C. - Baker
HCS HB 181 - Seigfreid
HB 187 - Cooper (120)
HB 208 - Engler
HB 286 - Bearden
HCS HB 245 - Marsh
HCS HB 59 & 269 - Johnson (61)

SENATE BILLS FOR SECOND READING

SS SCS SB 36
SCS SB 84
SS SCS SB 265

BILL IN CONFERENCE

SCS HCS HB 15 - Bearden

HOUSE RESOLUTIONS

HR 477, (3-06-03) - Crowell
HR 579, (3-06-03) - Bearden
HR 690, (3-06-03) - Bearden

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

THIRTY-FOURTH DAY, MONDAY, MARCH 10, 2003

Representative Fares in the Chair.

Prayer by Reverend Leon Riddle.

Dear Heavenly Father, we indeed live in a world that tries men's souls, patience, and faith. Frightening terrorism, vitriolic conflict between nations, economic uncertainty, and deep conflicting opinions among our own people have created fear, panic, and paralysis within our nation.

Possibly not in decades have elected men and women come to this place to make decisions facing the seemingly impossible task of bringing some degree of order out of chaos, hope out of uncertainty, and agreement out of division so that the people of our state may experience a sense of optimism and security.

But to accomplish these things, these representatives must have a wisdom greater than their own. They need an anointment from above. You, Father, and You alone possess all wisdom. You know tomorrow and every tomorrow until the end of time as well as You know today. You know the solution to every problem even before we are confronted by that problem. I pray, therefore, that You will impart to every member of this House of Representatives a portion of divine wisdom so that they may act for our greater good and their satisfaction.

In addition, I pray that You will give them the courage to listen openly to all arguments and then to arrive at their own personal conclusions, and on the basis of their convictions act, even if it means being in the minority of the few or even the minority of one.

Speaking for the people of our state, I express our gratitude to You and these assembled here for their willingness to sacrifice their energy and time--time away from family, jobs, and communities--to serve in this House as representatives of the citizens of Missouri.

In Christ's name I pray. Amen.

The Pledge of Allegiance to the flag was recited.

The Journal of the thirty-third day was approved as printed.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 737 - Representative Bland
House Resolution No. 738 - Representative Thompson
House Resolution No. 739
through
House Resolution No. 743 - Representative Jetton
House Resolution No. 744 - Representative Shoemaker (8)

House Resolution No. 745

through

House Resolution No. 748 - Representative Lager

House Resolution No. 749 - Representative Viebrock

House Resolution No. 750 - Representative Wasson

House Resolution No. 751 - Representative Whorton

House Resolution No. 752

and

House Resolution No. 753 - Representative Cooper (120)

House Resolution No. 754 - Representative Kuessner

House Resolution No. 755 - Representative Shoemyer (9)

House Resolution No. 756 - Representative Abel

House Resolution No. 757 - Representative Sutherland

House Resolution No. 758

through

House Resolution No. 769 - Representative Ruestman

House Resolution No. 770 - Representative Lager

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 632, introduced by Representatives Shoemaker (8) and Luetkemeyer, et al, relating to recovery of certain costs by utilities.

HB 633, introduced by Representatives Abel, Ransdall and Seigfreid, relating to the reorganization of executive branch departments.

HB 634, introduced by Representatives Henke, Yaeger, Bringer and Schlottach, et al, relating to drivers' licenses.

HB 635, introduced by Representatives Threlkeld, Lowe and Spreng, relating to HVAC services by utilities.

HB 636, introduced by Representatives Holand and Morris, relating to the criminal record system fund.

HB 637, introduced by Representatives Sanders Brooks, Salva, Skaggs, Johnson (61), El-Amin, Page, Holand and Parker, et al, relating to library records.

HB 638, introduced by Representatives Townley, Schlottach, Viebrock, Hunter, Barnitz and Ransdall, et al, relating to the establishment of an official state grape.

HB 639, introduced by Representative Sutherland, relating to tourism taxes.

SECOND READING OF HOUSE BILLS

HB 614 through **HB 631** were read the second time.

SECOND READING OF SENATE BILLS

SS SCS SB 36, **SCS SB 84** and **SS SCS SB 265** were read the second time.

HOUSE RESOLUTIONS

HR 477, relating to use of the House Chamber, was taken up by Representative Crowell.

Speaker Hanaway assumed the Chair.

On motion of Representative Crowell, **HR 477** was adopted.

HR 579, relating to budget procedures, was taken up by Representative Bearden.

Representative Bearden offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Resolution No. 579, Page 584 of the Journal of the House, Line 1, by inserting before the word "No" the number "**1.**"; and

Further amend said resolution, Page 584, Journal of the House, Line 7, by inserting after all of said line the following:

"2. If a member's decreasing amendment is adopted and the same member's increasing amendment is defeated, the speaker shall declare void the vote by which the decreasing amendment was adopted.

3. The offering and adoption of an amendment decreasing the amount of general revenue appropriated without a balancing increase in the same amendment or a paired amendment creates no right of another member to offer an increasing amendment in any amount up to the amount of the decrease effected by the decreasing amendment, and no member may be recognized for the purpose of making such an amendment.

4. For the perfection of House Bills Nos. 1 through 12 only, it shall be permissible to amend any line item as often as the House pleases, as long as prior adopted amendments to the line item are taken into account."

Representative Abel offered **House Amendment No. 1 to House Amendment No. 1**.

House Amendment No. 1

to

House Amendment No. 1

AMEND House Amendment No. 1 to House Resolution No. 579, Page 2, Section 4, Line 4, by inserting immediately after said line the following:

"5. None of House Bills 1 through 12 shall be closed for purposes of adoption of a House Committee Substitute until all amendments to House Bills 1 through 12 have been disposed of."

On motion of Representative Abel, **House Amendment No. 1 to House Amendment No. 1** was adopted.

Representative Johnson (90) offered **House Amendment No. 2 to House Amendment No. 1**.

House Amendment No. 2
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Resolution No. 579, Page 1, Lines 12-15, by deleting all of said lines and inserting in lieu thereof the following:

“right of another member to offer an increasing amendment using said decreasing amendment as a funding source for any increasing amendment, and no member may be recognized for the purpose of making such an amendment.”.

On motion of Representative Johnson (90), **House Amendment No. 2 to House Amendment No. 1** was adopted.

On motion of Representative Bearden, **House Amendment No. 1, as amended**, was adopted.

On motion of Representative Bearden, **HR 579, as amended**, was adopted.

HR 690, relating to House Rule 74, was taken up by Representative Bearden.

On motion of Representative Bearden, **HR 690** was adopted.

SIGNING OF HOUSE BILL

All other business of the House was suspended while **HCS HB 14** was read at length and, there being no objection, was signed by the Speaker to the end that the same may become law.

Having been duly signed in open session of the Senate, **HCS HB 14** was delivered to the Governor by the Chief Clerk of the House.

THIRD READING OF HOUSE BILLS - CONSENT

HB 75, relating to a special license plate, was taken up by Representative Ruestman.

On motion of Representative Ruestman, **HB 75** was read the third time and passed by the following vote:

AYES: 159

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Bland	Bough	Boykins	Bringer	Brooks

Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Davis 19	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Ice	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lawson	Lembke	LeVota	Liese
Lipke	Lowe	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Merideth	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Wagner	Walker	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Young	Zweifel	Madam Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 004

Adams	Black	Deeken	Shoemaker
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Speaker Hanaway declared the bill passed.

HCS HB 131, relating to Local Government Employees' Retirement System, was taken up by Representative Smith (118).

On motion of Representative Smith (118), **HCS HB 131** was read the third time and passed by the following vote:

AYES: 158

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Davis 122	Davis 19	Dempsey	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery

Engler	Ervin	Fares	Fraser	George
Goodman	Graham	Green	Guest	Hampton
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter
Iceet	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lipke
Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Merideth	Miller	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Selby	Self
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Townley	Viebrock	Villa
Vogt	Wagner	Walker	Wallace	Walsh
Walton	Ward	Wasson	Whorton	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 000

PRESENT: 001

Brooks

ABSENT WITH LEAVE: 004

Adams	Daus	Deeken	Shoemaker
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Speaker Hanaway declared the bill passed.

HCS HBs 152 & 180, relating to the Kansas City Police Retirement System, was taken up by Representative Johnson (47).

On motion of Representative Johnson (47), **HCS HBs 152 & 180** was read the third time and passed by the following vote:

AYES: 159

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Haywood

Henke	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Hunter	Ice	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Merideth
Miller	Moore	Morris	Muckler	Munzlinger
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Wagner	Walker	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Young	Zweifel	Madam Speaker	

NOES: 000

PRESENT: 001

Myers

ABSENT WITH LEAVE: 003

Adams	Deeken	Shoemaker
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Speaker Hanaway declared the bill passed.

Representative Behnen assumed the Chair.

Speaker Hanaway resumed the Chair.

HCS HB 166, relating to the incorporation of cities, was taken up by Representative Baker.

On motion of Representative Baker, **HCS HB 166** was read the third time and passed by the following vote:

AYES: 087

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Bough	Brown	Byrd
Cooper 120	Cooper 155	Crawford	Crowell	Cunningham 145
Cunningham 86	Davis 122	Dempsey	Dethrow	Dixon
Dusenberger	Emery	Engler	Ervin	Goodman
Guest	Hobbs	Holand	Hunter	Ice
Jackson	Jetton	Johnson 47	Jolly	Kelly 144
King	Kingery	Lager	Lawson	Lembke
Lipke	Luetkemeyer	Marsh	May	Mayer
Meiners	Miller	Moore	Morris	Munzlinger

Myers	Nieves	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Rector
Reinhart	Roark	Rupp	Schaaf	Schlottach
Schneider	Seigfreid	Self	Smith 118	Smith 14
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Threlkeld	Viebrock	Villa	Wagner	Wallace
Wasson	Wilson 119	Wilson 130	Wood	Wright
Yates	Madam Speaker			

NOES: 068

Abel	Barnitz	Bishop	Black	Bland
Boykins	Bringer	Brooks	Burnett	Corcoran
Curls	Darrough	Daus	Davis 19	Donnelly
Dougherty	El-Amin	Fraser	George	Graham
Green	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hoskins	Hubbard	Johnson 61
Johnson 90	Jones	Kelly 36	Kratky	Kuessner
Le Vota	Liese	Lowe	McKenna	Merideth
Muckler	Page	Ransdall	Richard	Ruestman
Sager	Salva	Schoemehl	Selby	Shoemyer
Skaggs	Spreng	Thompson	Townley	Vogt
Walker	Walsh	Walton	Ward	Whorton
Wildberger	Willoughby	Wilson 25	Wilson 42	Witte
Yaeger	Young	Zweifel		

PRESENT: 004

Bruns	Campbell	Fares	Sander
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ABSENT WITH LEAVE: 004

Adams	Carnahan	Deeken	Shoemaker
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Speaker Hanaway declared the bill passed.

The emergency clause was defeated by the following vote:

AYES: 079

Avery	Baker	Bean	Bearden	Behnen
Bivins	Bough	Brown	Cooper 120	Crawford
Crowell	Cunningham 86	Davis 122	Dempsey	Dixon
Dusenberg	Emery	Ervin	Goodman	Guest
Haywood	Hobbs	Holand	Hunter	Icet
Jackson	Jetton	Jolly	Kelly 144	King
Kingery	Lager	Lembke	Lipke	Luetkemeyer
Marsh	Mayer	Meiners	Miller	Moore
Morris	Munzlinger	Myers	Nieves	Parker
Pearce	Phillips	Portwood	Pratt	Quinn
Rector	Reinhart	Richard	Ruestman	Rupp
Sander	Schaaf	Schlottach	Schneider	Seigfreid
Self	Smith 118	Smith 14	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Threlkeld	Viebrock
Villa	Wallace	Wasson	Wilson 119	Wilson 130
Wood	Wright	Yates	Madam Speaker	

NOES: 077

Abel	Angst	Barnitz	Bishop	Black
Bland	Boykins	Bringer	Brooks	Bruns
Burnett	Byrd	Corcoran	Cunningham 145	Curls
Darrough	Daus	Davis 19	Dethrow	Donnelly
Dougherty	El-Amin	Engler	Fraser	George
Graham	Green	Hampton	Harris 110	Harris 23
Henke	Hilgemann	Hoskins	Hubbard	Johnson 47
Johnson 61	Johnson 90	Jones	Kelly 36	Kratky
Kuessner	Lawson	LeVota	Liese	Lowe
May	McKenna	Merideth	Muckler	Page
Purgason	Ransdall	Roark	Sager	Salva
Schoemehl	Selby	Shoemyer	Skaggs	Spreng
Thompson	Townley	Vogt	Wagner	Walker
Walsh	Walton	Ward	Whorton	Wildberger
Willoughby	Wilson 25	Wilson 42	Witte	Yaeger
Young	Zweifel			

PRESENT: 002

Campbell Fares

ABSENT WITH LEAVE: 005

Adams Carnahan Cooper 155 Deeken Shoemaker

RECONSIDERATION

Representative Crowell, having voted on the prevailing side, moved that the vote by which **HR 690** was adopted, be reconsidered.

Which motion was adopted by the following vote:

AYES: 149

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Byrd	Campbell
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis 122	Davis 19	Dempsey	Dethrow	Dixon
Dougherty	Dusenberg	El-Amin	Emery	Engler
Ervin	Fares	Fraser	George	Goodman
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	Icet	Jackson
Johnson 47	Johnson 61	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lawson	Lembke	Liese	Lipke
Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Merideth	Miller	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector

Reinhart	Richard	Roark	Ruestman	Rupp
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Selby	Self	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Young	Zweifel	Madam Speaker	

NOES: 009

Burnett	Donnelly	Graham	Johnson 90	LeVota
Sager	Salva	Shoemyer	Wilson 25	

PRESENT: 000

ABSENT WITH LEAVE: 005

Adams	Carnahan	Deeken	Jetton	Shoemaker
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HR 690, relating to House Rule 74, was taken up by Representative Bearden.

On motion of Representative Bearden, **HR 690** was adopted by the following vote:

AYES: 127

Abel	Angst	Avery	Barnitz	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bough	Boykins	Bringer	Brown	Bruns
Byrd	Campbell	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Davis 122	Davis 19	Dempsey	Dethrow
Dixon	Dougherty	Dusenberg	El-Amin	Emery
Engler	Ervin	Fares	George	Goodman
Green	Guest	Hampton	Harris 23	Henke
Hilgemann	Hobbs	Holand	Hubbard	Hunter
Ice	Jackson	Jetton	Johnson 47	Johnson 61
Jolly	Kelly 144	Kelly 36	King	Kingery
Lager	Lawson	Lembke	Liese	Lipke
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Merideth	Miller	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Self	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Threlkeld	Townley	Viebrock	Wagner	Walker
Wallace	Walsh	Wasson	Wildberger	Wilson 119
Wilson 130	Wilson 42	Wood	Wright	Yates
Zweifel	Madam Speaker			

NOES: 031

Bland	Brooks	Burnett	Daus	Donnelly
Fraser	Graham	Harris 110	Haywood	Hoskins
Johnson 90	Jones	Kratky	Kuessner	LeVota
Lowe	Sager	Salva	Selby	Shoemyer
Thompson	Villa	Vogt	Walton	Ward
Whorton	Willoughby	Wilson 25	Witte	Yaeger
Young				

PRESENT: 000

ABSENT WITH LEAVE: 005

Adams	Baker	Carnahan	Deeken	Shoemaker
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REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HS HCS HBs 517, 94, 149, 150 & 342 - Budget (Fiscal Note)
HB 613 - Judiciary

COMMITTEE REPORTS

Committee on Education, Chairman Cunningham (86) reporting:

Madam Speaker: Your Committee on Education, to which was referred **HB 109** and **HB 34**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Committee on Health Care Policy, Chairman Holand reporting:

Madam Speaker: Your Committee on Health Care Policy, to which was referred **HB 376**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Committee on Judiciary, Chairman Byrd reporting:

Madam Speaker: Your Committee on Judiciary, to which was referred **HB 141**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Judiciary, to which was referred **HB 394**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Committee on Local Government, Chairman Johnson (47) reporting:

Madam Speaker: Your Committee on Local Government, to which was referred **HB 97**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Madam Speaker: Your Committee on Local Government, to which was referred **HB 521**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Local Government, to which was referred **HB 574**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Committee on Retirement, Chairman Smith (118) reporting:

Madam Speaker: Your Committee on Retirement, to which was referred **HB 553**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Committee on Transportation and Motor Vehicles, Chairman Crawford reporting:

Madam Speaker: Your Committee on Transportation and Motor Vehicles, to which was referred **HB 249**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent with House Committee Amendment No. 1**.

House Committee Amendment No. 1

AMEND House Bill No. 249, Section 227.337, Page 1, Line 3, by inserting after the word "Butterfield" the word "**Ranch**".

Madam Speaker: Your Committee on Transportation and Motor Vehicles, to which was referred **HB 251**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent with House Committee Amendment No. 1**.

House Committee Amendment No. 1

AMEND House Bill No. 251, Page 3, Section 301.566, Lines 58-64, by deleting all of said lines and inserting in lieu thereof the following:

"5. (1) A recreational vehicle association consisting of dealers licensed in Missouri, those holding a valid license as a recreational vehicle dealer by the state of their residence, or any combination thereof may participate in a vehicle show or exhibition at the Missouri state fairgrounds, which may be open to the public, if:

(a) At least five hundred or more recreational vehicles participate in the event; and

(b) The event or exhibition is for the purpose of education and entertainment of its members.

(2) Any out-of-state manufacturer shall utilize a Missouri recreational vehicle dealer at vehicle shows or exhibitions at the Missouri state fairgrounds if a Missouri dealer carries the same line of recreational vehicles as manufacturers at the show. Missouri dealers shall not be forced by any manufacturer to buy additional units for a show or exhibition.

(3) The Missouri Recreational Vehicle Dealers Association (MRVDA) shall issue temporary show permits

for a fee of one hundred dollars for each recreational vehicle from out-of-state being shown at the Missouri state fairgrounds. MRVDA shall collect this fee which shall be used for MRVDA's administrative express relating to such permits.”.

Madam Speaker: Your Committee on Transportation and Motor Vehicles, to which was referred **HB 261**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent with House Committee Amendment No. 1**.

House Committee Amendment No. 1

AMEND House Bill No. 261, Page 1, Section 227.335, Line 1, by deleting the word “**entire**” and by inserting after the word “**state**” the following: “**from the Missouri-Iowa border south to the Grundy/Livingston county line**”.

Madam Speaker: Your Committee on Transportation and Motor Vehicles, to which was referred **HB 327**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent with House Committee Amendment No. 1**.

House Committee Amendment No. 1

AMEND House Bill No. 327, Page 1, In the Title, Line 3, by inserting immediately after the word "highways" the following: "**, with an emergency clause**"; and

Further amend said bill, Page 2, Section 227.120, Line 49, by inserting after all of said line the following:

"Section B. Because immediate action is necessary to ensure just compensation for the restriction or loss of property rights for owners of real estate, the repeal and reenactment of section A of this act is deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and the repeal and reenactment of section A of this act shall be in full force and effect upon its passage and approval."; and

Further amend said title, enacting clause and intersectional references accordingly.

Madam Speaker: Your Committee on Transportation and Motor Vehicles, to which was referred **HB 371**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Madam Speaker: Your Committee on Transportation and Motor Vehicles, to which was referred **HB 392**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Madam Speaker: Your Committee on Transportation and Motor Vehicles, to which was referred **HB 493**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

COMMITTEE CHANGE

The Speaker submitted the following Committee change:

Representative Deeken has been appointed a member of the Ethics Committee.

MESSAGE FROM THE GOVERNOR

EXECUTIVE OFFICE

March 10, 2003

TO THE CHIEF CLERK OF THE
HOUSE OF REPRESENTATIVES
FIRST REGULAR SESSION
92ND GENERAL ASSEMBLY
STATE OF MISSOURI

Herewith I return to you **House Committee Substitute for House Bill No. 14** entitled:

"AN ACT"

To appropriate money for the Office of Administration to be expended only as provided in Article IV,
Section 28 of the Constitution of Missouri beginning July 1, 2002 and ending June 30, 2003.

On March 10, 2003, I approved said **House Committee Substitute for House Bill No. 14**.

Respectfully submitted,

/s/ Bob Holden
Governor

LETTER OF OBJECTION

March 10, 2003

The Honorable Catherine Hanaway
State Capitol
Jefferson City, MO 65101

Dear Speaker Hanaway:

Pursuant to House Rule 44(b), we are writing to request that **House Bill 554** be removed from the House Bills for Perfection - Consent Calendar.

Thank you.

Sincerely,

/s/ Kevin Engler
/s/ Richard Byrd
/s/ Bill Ransdall
/s/ Jason Crowell
/s/ D.J. Davis

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS #2 SB 224**, entitled:

An act to authorize the conveyance of property owned by the state in the County of Callaway to the City of Fulton, with an emergency clause.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 238**, entitled:

An act to repeal sections 72.080 and 72.130, RSMo, and to enact in lieu thereof two new sections relating to incorporation of cities, with an emergency clause.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 250**, entitled:

An act to amend chapter 67, RSMo, by adding thereto one new section relating to a law enforcement sales tax, with an emergency clause.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 269**, entitled:

An act to amend chapter 67, RSMo, by adding thereto one new section relating to a city sales tax for public safety, with an emergency clause.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 281**, entitled:

An act to repeal section 49.370, RSMo, and to enact in lieu thereof one new section relating to county property.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 317**, entitled:

An act to repeal section 103.175, RSMo, and to enact in lieu thereof one new section relating to the imposition of a deadline for a study by the board of trustees of Missouri consolidated health care plan.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 303**, entitled:

An act to amend chapter 190, RSMo, by adding thereto one new section relating to critical care ground ambulance service.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 308**, entitled:

An act to amend chapter 34, RSMo, by adding thereto one new section relating to the Missouri calcium initiative, with an emergency clause.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 391**, entitled:

An act to amend chapter 192, RSMo, by adding thereto three new sections relating to pain management.

In which the concurrence of the House is respectfully requested.

ADJOURNMENT

On motion of Representative Crowell, the House adjourned until 10:00 a.m., Tuesday, March 11, 2003.

COMMITTEE MEETINGS

AGRICULTURE

Tuesday, March 11, 2003, 12:00 p.m. Hearing Room 1.

Possible Executive Session.

Public Hearing to be held on: HB 457, HB 464, HB 555

BUDGET

Tuesday, March 11, 2003, 8:00 a.m. Hearing Room 3.

Committee to begin mark-up. Executive Session may follow.

Public Hearing to be held on: HB 1, HB 2, HB 3, HB 4, HB 5, HB 6, HB 7, HB 8, HB 9, HB 10, HB 11, HB 12, HB 13

BUDGET

Tuesday, March 11, 2003, 7:30 p.m. Hearing Room 3.

Mark-up. Executive Session may follow.

Public Hearing to be held on: HB 1, HB 2, HB 3, HB 4, HB 5, HB 6, HB 7,

HB 8, HB 9, HB 10, HB 11, HB 12, HB 13

BUDGET

Wednesday, March 12, 2003, 8:00 a.m. Hearing Room 3.

Mark-up. Executive Session may follow.

Public Hearing to be held on: HB 1, HB 2, HB 3, HB 4, HB 5, HB 6, HB 7,

HB 8, HB 9, HB 10, HB 11, HB 12, HB 13, SB 299

Executive Session to be held on: HB 341

CHILDREN AND FAMILIES

Tuesday, March 11, 2003, 5:00 p.m. Hearing Room 1.

Executive Session may follow.

Public Hearing to be held on: HB 196, HB 497, HB 575

COMMUNICATIONS, ENERGY AND TECHNOLOGY

Tuesday, March 11, 2003. House Lounge upon morning recess.

Executive Session may follow. AMENDED NOTICE

Public Hearing to be held on: HB 541, SB 255

CONSERVATION AND NATURAL RESOURCES

Wednesday, March 12, 2003, 12:00 p.m. Hearing Room 5.

Public Hearing to be held on: HB 386, HB 442, HB 447

Executive Session to be held on: HB 182, HJR 7

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, March 11, 2003, 5:00 p.m. Senate Committee Room 1. AMENDED NOTICE

#3. Executive Session may follow.

Public Hearing to be held on: HB 200, HB 330, HB 413, HB 417, HB 523, HB 582

ELECTIONS

Tuesday, March 11, 2003, 5:00 p.m. Hearing Room 7.

Executive Session will precede the hearing.

Public Hearing to be held on: HB 537, HB 544, SB 29, SB 50

Executive Session to be held on: HB 315, HB 446

FINANCIAL SERVICES

Tuesday, March 11, 2003, 12:00 p.m. Hearing Room.6. AMENDED NOTICE

Possible Executive Session on House Bills 243, 309, 353 and 490.

Public Hearing to be held on: HB 559

HOMELAND SECURITY AND VETERANS AFFAIRS

Tuesday, March 11, 2003, 5:00 p.m. Hearing Room 5.

Executive Session to be held on: HB 46

JOB CREATION AND ECONOMIC DEVELOPMENT

Wednesday, March 12, 2003, 12:00 p.m. Hearing Room 6.

Public Hearing to be held on: HB 409, HCR 9

JOINT COMMITTEE ON TERRORISM, BIOTERRORISM AND HOMELAND SECURITY

Tuesday, March 11, 2003. Hearing Room 5 upon morning recess.

JUDICIARY

Wednesday, March 12, 2003, 12:00 p.m. Hearing Room 1.

Public Hearing to be held on: HB 318, HB 430, HB 482, HB 552, HB 599, HB 613

Executive Session to be held on: HB 318, HB 427, HB 430, HB 482, HB 552, HB 599, HB 613

JUDICIARY

Wednesday, March 12, 2003, 7:30 p.m. Hearing Room 1.

Executive Session may follow on HB 468.

Committee may take up business not completed at noon meeting.

Public Hearing to be held on: HB 468

LOCAL GOVERNMENT

Thursday, March 13, 2003, 8:30 a.m. Hearing Room 6.

Executive Session may follow.

Public Hearing to be held on: HB 293, HB 591

PROFESSIONAL REGISTRATION AND LICENSING

Tuesday, March 11, 2003, 12:00 p.m. Hearing Room 4.

Public Hearing to be held on: HB 450, HB 564, HB 565, HB 566

Executive Session to be held on: HB 171, HB 211, HB 415, HB 425, HB 450, HB 452, HB 564, HB 565, HB 566

SMALL BUSINESS

Wednesday, March 12, 2003, 12:00 p.m. Hearing Room 4.

Executive Session may follow.

Public Hearing to be held on: HB 561

SPECIAL COMMITTEE ON URBAN ISSUES

Tuesday, March 11, 2003, 5:00 p.m. Hearing Room 4.

Executive Session may follow.

Public Hearing to be held on: HB 175, HB 499

TAX POLICY

Tuesday, March 11, 2003, 12:00 p.m. Hearing Room 7.

Executive Session may follow.

Public Hearing to be held on: HB 57, HB 177, HB 518, HB 600

TRANSPORTATION AND MOTOR VEHICLES

Wednesday, March 12, 2003, 12:00 p.m. Hearing Room 7.

Possible Executive Session.

Public Hearing to be held on: HB 334, HB 491, HB 551, HB 594, HB 597, HB 598

HOUSE CALENDAR

THIRTY-FIFTH DAY, TUESDAY, MARCH 11, 2003

HOUSE BILLS FOR SECOND READING

HB 632 through HB 639

HOUSE BILLS FOR PERFECTION

HCS HB 228 - Pearce

HCS HB 156, HS, as amended, pending - Phillips

HCS HB 132, 173, 117 & 48 - Wright

HB 197 - Johnson (47)

HCS HB 257 - Munzlinger

HCS HB 322 - Baker

HCS HB 410 - Schaaf

HCS HB 144 - Luetkemeyer

HCS HB 346 & 174 - Dempsey

HB 511 - Deeken

HB 267 - Smith (118)

HCS HB 215, 218, 115 & 83 - Myers

HCS HB 190 & 214 - Fares

HCS HB 51 - Mayer

HCS HB 387 - Pearce

HCS HB 554 - Engler

HOUSE BILL FOR PERFECTION - INFORMAL

HB 157 - Johnson (90)

HOUSE BILLS FOR PERFECTION - CONSENT

(3-10-03)

HCS HB 93 - Moore
HB 99 - Seigfreid
HCS HB 133 - Willoughby
HB 162 - Shoemaker (8)
HB 199 - Jolly
HB 246 - Bishop
HB 284 - Crawford
HB 307 - Merideth
HCS HB 332 - Portwood
HCS HB 348 & 347 - Dempsey
HB 358 - Boykins
HCS HB 431 - Stevenson
HB 440 - Portwood

(3-11-03)

HCS HB 109 & 34 - Fares
HB 141 - Mayer
HB 249, HCA 1 - Seigfreid
HB 251, HCA 1 - Smith (118)
HB 261, HCA 1 - Whorton
HB 327, HCA 1 - Lipke
HCS HB 371 - Dusenberg
HB 376 - Cooper (120)
HCS HB 392 - Avery
HCS HB 394 - Byrd
HCS HB 493 - Bruns
HB 553 - Smith (14)
HB 574 - Jackson
HB 521 - Dethrow
HCS HB 97 - Johnson (90)

HOUSE BILLS FOR THIRD READING

HCS HB 222, (Budget 3-04-03) - Luetkemeyer
HCS HB 289 - Dempsey
HS HCS HB 517, 94, 149, 150 & 342, E.C. (Budget 3-10-03) - Portwood

HOUSE BILLS FOR THIRD READING - CONSENT

HCS HB 181 - Seigfreid
HB 187 - Cooper (120)
HB 208 - Engler
HB 286 - Bearden
HCS HB 245 - Marsh
HCS HB 59 & 269 - Johnson (61)
HCS HB 202 - Portwood
HB 247 - Ward
HCS HB 253 - Shoemaker (8)
HCS HB 277 - Wright
HB 278 - Davis (19)
HB 292 - Wagner
HB 314 - Engler

SENATE BILLS FOR SECOND READING

SCS #2 SB 224
SCS SB 238
SB 250
SCS SB 269
SCS SB 281
SCS SB 303
SCS SB 308
SB 317
SCS SB 391

BILL IN CONFERENCE

SCS HCS HB 15 - Bearden

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

THIRTY-FIFTH DAY, TUESDAY, MARCH 11, 2003

Speaker Hanaway in the Chair.

Prayer by Reverend James Earl Jackson.

Heavenly Father, Holy and Exalted One, it is written: "Your mercy, O Lord extends to the Heavens, Your faithfulness reaches to the skies" so may Your mercy and faithfulness extend towards us as we begin this day.

Today is a good day. We are convinced of Your ability to make us people of large purpose, genuine significance, and fruitful destiny. We are stretched as we move forward in Your wisdom.

We commit our way to You Lord, trusting You, asking that You use us to accomplish Your plan.

Now may the grace of our Lord and the love of God be with us all.

In the name of Your Son we pray. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Kristi Woodson, Natalie Anderson, Joshua Boyer, Jennifer Lynn Calahan, Heather LeeAnn Calahan, Rachel Michelle Duker, Andrea Linder, Sean Harper, Haley Phillips, Nils Johnson, Jacqueline Lyons, Mitchell Roling, Sara Reck, Curt Hayward, Debbie DeGregorio, Mallory Glosier, Kathryn Cooke, Melondy Hall, Melissa Banning, Anna Ruth Struthman, Bridget Renee Barnes, Lindsey Claire Kirchhoff, Gabriel Jones, Stephanie Huett, Aaron Woods, Jason Woods, Joe Mabrey, Torreon Perkins, Charles Bocclair, Jordon Taylor, Jordan Adrian, Melissa Montgomery, Kelsey Kinderknecht, Lily Smith and Marissa Stewart.

The Journal of the thirty-fourth day was approved as corrected.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 771 - Representative Bough

House Resolution No. 772

and

House Resolution No. 773 - Representative May

House Resolution No. 774 - Representative Liese

House Resolution No. 775 - Representative Seigfreid

House Resolution No. 776

through

House Resolution No. 783 - Representative Hanaway

House Resolution No. 784 - Representative Mayer

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the first time and copies ordered printed:

HJR 22, introduced by Representative Green, relating to powers and duties of the state highways and transportation commission.

HJR 23, introduced by Representatives Quinn, Bearden, Moore, Wallace, Cunningham (86), Yates, Sander, Kuessner, Emery, Rupp and Lawson, et al, relating to funding for education.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 640, introduced by Representatives Walton, Sanders Brooks, El-Amin, Bland, Boykins, Jetton, Hubbard and Haywood, et al, relating to Emancipation Day.

HB 641, introduced by Representatives Bean, Mayer, Deeken, Jetton and Myers, relating to fiscal notes of proposed measures.

HB 642, introduced by Representatives Bean, Merideth and Myers, relating to employment security.

HB 643, introduced by Representatives Lowe, LeVota, Burnett, Zweifel, George, Johnson (90) and Walsh, et al, relating to workers' compensation benefits.

SECOND READING OF HOUSE BILLS

HB 632 through **HB 639** were read the second time.

SECOND READING OF SENATE BILLS

SCS #2 SB 224, SCS SB 238, SB 250, SCS SB 269, SCS SB 281, SCS SB 303, SCS SB 308, SB 317 and SCS SB 391 were read the second time.

PERFECTION OF HOUSE BILL

HCS HB 228, relating to unsolicited commercial e-mail, was taken up by Representative Pearce.

Representative Pearce offered **HS HCS HB 228**.

Representative Willoughby offered **House Amendment No. 1.**

House Amendment No. 1

AMEND House Substitute for House Committee Substitute for House Bill No. 228, Section 407.1147, Page 7, Line 7, by deleting the words “without limitation,”; and

Further amend said section, Page 7, Line 8, by inserting after the word “violation” the following:

“, not to exceed twenty-five thousand dollars per day,”; and

Further amend said section, Page 7, Lines 8 and 9, by deleting the words “and additional relief”; and

Further amend said bill, said section, Page 8, Lines 13-17, by deleting said lines and inserting in lieu thereof the following:

“6. No electronic mail service provider shall be liable for violations of sections 407.1138 or 407.1144 due to the fact that the provider:

(1) Is an intermediary between the sender and recipient in the transmission of commercial electronic mail that violates sections 407.1138 and 407.1144; or

(2) Provides transmission of unsolicited commercial electronic mail over the provider’s computer network or facilities; or

(3) Takes any voluntary action in good faith to block the receipt or transmission through its service of any electronic mail messages that it believes is, or will be, sent in violation of sections 407.1135 to 407.1147, so long as the provider promptly notified the attorney general of any commercial electronic mail message that it believes are being sent in violation of such sections.”.

On motion of Representative Willoughby, **House Amendment No. 1** was adopted.

Representative Seigfreid offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Substitute for House Committee Substitute for House Bill No. 228, Page 8, Section 407.1147, Line 17, by adding after said line:

“This shall in no way prohibit the department of conservation from using electronic mail to correspond with a person whose vehicle collides with a deer”.

Representative Yates raised a point of order that **House Amendment No. 2** goes beyond the scope of the bill.

The Chair ruled the point of order not well taken.

House Amendment No. 2 was withdrawn.

Speaker Pro Tem Jetton assumed the Chair.

Representative Johnson (90) offered **House Amendment No. 3.**

Representative Yates raised a point of order that **House Amendment No. 3** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

Representative Harris (23) offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Substitute for House Committee Substitute for House Bill No. 228, Page 7, Section 407.1147, Line 22, by deleting the word “to” and insert in lieu thereof the word “**which**”.

Representative Purgason assumed the Chair.

Speaker Pro Tem Jetton resumed the Chair.

Representative Harris (23) moved that **House Amendment No. 4** be adopted.

Which motion was defeated by the following vote:

AYES: 066

Abel	Barnitz	Bishop	Bland	Bringer
Brooks	Burnett	Campbell	Carnahan	Corcoran
Curls	Darrough	Daus	Davis 122	Donnelly
Dougherty	El-Amin	Fraser	George	Green
Hampton	Harris 110	Harris 23	Haywood	Henke
Hoskins	Hubbard	Johnson 61	Johnson 90	Jolly
Jones	Kelly 36	Kratky	Kuessner	LeVota
Liese	Lowe	McKenna	Meiners	Muckler
Page	Ransdall	Sager	Salva	Schoemehl
Selby	Shoemyer	Skaggs	Spreng	Thompson
Villa	Vogt	Wagner	Walker	Walsh
Walton	Ward	Whorton	Wildberger	Willoughby
Wilson 25	Wilson 42	Witte	Yaeger	Young
Zweifel				

NOES: 092

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Dempsey
Dethrow	Dixon	Dusenberg	Emery	Engler
Ervin	Fares	Goodman	Graham	Guest
Hobbs	Holand	Hunter	Ice	Jackson
Jetton	Johnson 47	Kelly 144	King	Kingery
Lager	Lembke	Lipke	Luetkemeyer	Marsh
May	Mayer	Merideth	Miller	Moore
Morris	Munzlinger	Myers	Nieves	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sander	Schaaf	Schlottach

Schneider	Seigfreid	Self	Shoemaker	Smith 118
Smith 14	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Threlkeld	Townley	Viebrock	Wallace
Wasson	Wilson 119	Wilson 130	Wood	Wright
Yates	Madam Speaker			

PRESENT: 001

Hilgemann

ABSENT WITH LEAVE: 004

Adams	Boykins	Deeken	Lawson
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HCS HB 228, with HS, as amended, pending, was laid over.

On motion of Representative Crowell, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Pro Tem Jetton.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Chadlee Summers, Bradlee Summers, Ashley Fausett and Rebecca Fausett.

HOUSE CONCURRENT RESOLUTIONS

Representative Zweifel, et al, offered House Concurrent Resolution No. 25.

Representative Shoemyer (9) offered House Concurrent Resolution No. 26.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 785 - Representative Wilson (42)

House Resolution No. 786 - Representative Viebrock

House Resolution No. 787 - Representative Lager

House Resolution No. 788 - Representative Whorton

House Resolution No. 789

through

House Resolution No. 791 - Representative Cunningham (145)

House Resolution No. 792 - Representative Wasson

House Resolution No. 793 - Representative Byrd

House Resolution No. 794

through

House Resolution No. 804 - Representative Hobbs

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 644, introduced by Representatives Walker, Villa and Lowe, relating to the use of marijuana for medicinal purposes.

HB 645, introduced by Representatives Ruestman, Schaaf and Stevenson, et al, relating to licenses for psychologists.

HB 646, introduced by Representatives Ruestman, Hunter, Richard, Schaaf and Stevenson, et al, relating to physical therapists and physical therapist assistants.

HB 647, introduced by Representatives Icet, Davis (19), Rupp, Sutherland, Bringer, Schoemehl, Reinhart, Moore, Behnen, Harris (110) and Muckler, et al, relating to tax credits for contributions to pregnancy resource centers.

HB 648, introduced by Representatives Wallace, Purgason, Hampton, Davis (122), Bough, Myers, Bean and Taylor, et al, relating to transfers from the incidental fund for a certain school district.

HB 649, introduced by Representative Skaggs, relating to public retirement systems.

HB 650, introduced by Representative Skaggs, relating to public retirement systems.

HB 651, introduced by Representative Schaaf, relating to neighborhood improvement district maintenance levies.

HB 652, introduced by Representatives Bearden, Lager, Lembke, Nieves, Behnen, Sander, Sutherland, Wood, Dixon, Icet, Bruns, Stefanick, Viebrock, Ervin, Baker, Goodman, Hobbs, Brown and Wright, et al, relating to performance-based budgeting.

PERFECTION OF HOUSE BILL

HCS HB 228, with HS, as amended, pending, relating to unsolicited commercial e-mail, was again taken up by Representative Pearce.

Representative Sager offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Substitute for House Committee Substitute for House Bill No. 228, Page 7, Section 407.1144, Line 3, by inserting after all of said line the following:

“3. It shall be a violation of this section for any person that sends an unsolicited commercial electronic mail message that contains adult material or references a website that contains adult material to fail to use the exact characters “xxx:” as the first four characters in the subject line of the unsolicited commercial electronic mail message that contains adult material.”; and

Further amend said bill in the title, enacting clause, and intersectional references accordingly.

On motion of Representative Sager, **House Amendment No. 5** was adopted by the following vote:

AYES: 138

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Davis 19	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Graham	Green	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hobbs
Holand	Hoskins	Hubbard	Ice	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly 144	Kelly 36	Kratky	Kuessner
Lager	Lembke	LeVota	Liese	Lipke
Lowe	Marsh	Mayer	McKenna	Meiners
Merideth	Miller	Moore	Morris	Muckler
Munzlinger	Nieves	Page	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Roark	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schoemehl
Seigfreid	Selby	Self	Shoemaker	Shoemyer
Skaggs	Smith 14	Spreng	Stefanick	Stevenson
Sutherland	Thompson	Threlkeld	Villa	Vogt
Wagner	Walker	Walsh	Walton	Ward
Whorton	Wildberger	Willoughby	Wilson 130	Wilson 25
Witte	Wood	Wright	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 019

Crowell	Goodman	Guest	Hunter	King
Kingery	Luetkemeyer	May	Myers	Parker
Richard	Ruestman	St. Onge	Taylor	Townley
Viebrock	Wallace	Wasson	Wilson 119	

PRESENT: 000

ABSENT WITH LEAVE: 006

Adams	Deeken	Lawson	Schneider	Smith 118
Wilson 42				

Representative Henke offered **House Amendment No. 6.**

House Amendment No. 6

AMEND House Substitute for House Committee Substitute for House Bill No. 228, Page 5, Section 407.1141, Line 11, by deleting the word “child”; and

Line 21, by deleting the word “child”; and

Line 24, by deleting the word “child”; and

Page 6, Line 1, by deleting the word “child”; and

Line 4, by deleting the word “child”; and

Further amend title, enacting clause and intersectional references accordingly.

On motion of Representative Henke, **House Amendment No. 6** was adopted by the following vote:

AYES: 157

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Curls	Darrough
Daus	Davis 122	Davis 19	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Green	Guest	Hampton
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lembke	LeVota	Liese	Lipke	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Merideth	Miller	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Skaggs	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Wagner	Walker	Wallace	Walsh	Walton
Ward	Wasson	Whorton	Wildberger	Willoughby
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 000

PRESENT: 001

Cunningham 86

ABSENT WITH LEAVE: 005

Adams	Deeken	Graham	Lawson	Smith 118
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On motion of Representative Pearce, **HS HCS HB 228, as amended**, was adopted.

On motion of Representative Pearce, **HS HCS HB 228, as amended**, was ordered perfected and printed.

HB 197, relating to tax credits for distressed communities, was taken up by Representative Johnson (47).

Representative Johnson (47) offered **HS HB 197**.

Representative Bringer offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Substitute for House Bill No. 197, Page 24, Section 135.530, Line 1, by deleting the words [two thousand]; and

Further amend Line 2 of Page 24, Section 135.530, by deleting the word [seventy] and inserting in lieu thereof **“seventy-five”**; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Bringer, **House Amendment No. 1** was adopted.

Representative Johnson (47) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Substitute for House Bill No. 197, Page 12, Section 135.478, Lines 19 and 20 of said pages, by deleting all of said lines and inserting in lieu thereof the following:

"for property acquisition, development, site preparation [other than demolition], surveys, architectural and engineering services"; and

Further amend said bill, Page 13, Section 135.478, Line 5 of said page, by inserting immediately after the word "residence" the following: **"or structure"**; and

Further amend said bill, Page 17, Section 135.481, Line 7 of said page, by deleting the word "and" and inserting in lieu thereof the following: **"[and] or"**; and

Further amend said bill, Page 17, Section 135.481, Lines 9 to 14 of said page, by deleting all of said lines and inserting in lieu thereof the following:

"redevelopment district, **or for condominium use**, established after January 1, 2000, and before December 31, [2001] **2003**, and which is constructed in connection with the qualified rehabilitation of a structure more than ninety years old eligible for the historic structures rehabilitation tax credit described in sections 253.545 to 253.559, RSMo, [and] **which** is under way by January 1, [2000] **2002**, and completed by January 1, [2002] **2003**."; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Johnson (47), **House Amendment No. 2** was adopted.

Representative Merideth offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Substitute for House Bill No. 197, Page 24, Section 135.530, Line 10, by inserting after said line the following:

“[620.1400. Sections 620.1400 to 620.1460 shall be known and may be cited as the "Missouri Individual Training Account Program Act" and its provisions shall be effective only within distressed communities as defined by section 135.530, RSMo.]

[620.1410. There is hereby established an "Individual Training Account Program" within the department of economic development. Job training and retraining activities conducted pursuant to the provisions of sections 620.1400 to 620.1460 shall be directed to employee advancement, where jobs are linked to training before the training commences, and shall emphasize upgrade training where current or potential employers, by means of educational programs, provide existing employees with training for higher skilled positions. Job training activities provided pursuant to the provisions of the individual training account program shall attempt to prepare employed workers, including those with obsolete or inadequate job skills, for positions that remain unfilled or that may be created by current or potential employers.]

[620.1420. As used in sections 620.1400 to 620.1460, the following terms mean:

(1) "Costs of classroom training", the normal costs incurred in the provision of classroom training which may also include specifically identified costs incurred for instructors, classroom space and facilities, administrative support services, and directly related expenses, that together do not exceed the amount normally allowed for support of vocational and technical classes;

(2) "Department", the department of economic development;

(3) "Employee", a full-time or part-time employed worker whose salary is equal to or less than two hundred percent of the federal poverty level;

(4) "Employee upgrade training", the progressive development of skills associated with the defined set of work processes. Such training shall be consistent with a career pattern of advancement, as measured by skill proficiency and the progressive earnings and related benefits, that are recognized within an occupation, trade or industry;

(5) "Individual training account", an account funded by the tax credits provided for in section 620.1440 for the provision of employee upgrade training to employees through their participation in classroom training provided by educational institutions;

(6) "Local educational institution", a publicly funded or privately funded local educational institution which is certified by a recognized accrediting association as capable of providing adequate classroom training to accomplish the purpose of sections 620.1400 to 620.1460.]

[620.1430. 1. A Missouri employer who desires to participate in the individual training account program shall provide the department of economic development with notification of intent to participate. The notification shall include, but need not be limited to, the names and occupations of employees whom the employer has selected to be trained, whether or not the employees are currently working for the employer, the name of the local educational institution that will provide the training, and a brief description of the training to be given by the institution.

2. The employer shall have complete discretion in the selection of the local educational institution or institutions to provide training and shall be responsible for the payment of the costs of classroom training.]

[620.1440. 1. Employers may be reimbursed for the costs of training provided pursuant to the provisions of the individual training account program. Such reimbursement shall be in the form of tax credits as authorized in subsection 2 of this section. The tax credits may be claimed for courses provided in no more than two calendar years for each employee. For each year, the maximum amount of credit per employee which can be certified by the department of economic development shall be the lesser of fifty percent of the costs of classroom training or one thousand five hundred dollars.

2. Tax credits may be claimed against any liability incurred by the employer pursuant to the provisions of chapter 143, RSMo, and chapter 148, RSMo, exclusive of the provisions relating to the withholding of tax as provided for in sections 143.191 to 143.265, RSMo. Earned tax credits may be carried forward for a period not to exceed five years and may be sold or transferred.

3. No claim for tax credits submitted to the department by an employer shall be certified until the employer provides documentation that an employee has successfully completed the employee's course training and has been employed by the employer in a new, full-time position for a period of at least three months. It must be demonstrated satisfactorily to the department that the new position in which the employee located is an upgrade in employment, in terms of salary and responsibilities, from the previously held position. All such increases in salary shall be in addition to normal cost-of-living increases provided for in authorized labor-management contracts. If the employee was previously

employed in a part-time position, the base salary for the position shall be calculated as if it were a full-time position.]

[620.1450. The maximum amount of tax credits allowable pursuant to the provisions of the individual training account program shall not annually exceed six million dollars.]

[620.1460. The department of economic development may promulgate necessary rules and regulations to carry out the provisions of sections 620.1400 to 620.1460. No rule or portion of a rule promulgated pursuant to the authority of sections 620.1400 to 620.1460 shall become effective unless it has been promulgated pursuant to the provisions of chapter 536, RSMo.]; and

Further amend the title, enacting clause and intersectional references accordingly.

Representative Merideth moved that **House Amendment No. 3** be adopted.

Which motion was defeated.

Representative Harris (23) offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Substitute for House Bill No. 197, by inserting in the appropriate location the following:

"135.211. In addition to any other enterprise zones authorized in this chapter, the department of economic development shall designate one enterprise zone which shall have boundaries that are the same as any home rule city with more than eighty-four thousand five hundred but less than eighty-four thousand six hundred inhabitants located in any county of the first classification with more than one hundred thirty-five thousand four hundred but less than one hundred thirty-five thousand five hundred inhabitants. Such enterprise zone designation shall only be made if the area which is to be included in the enterprise zone meets all the requirements of section 135.205."; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Harris (23), **House Amendment No. 4** was adopted.

Representative El-Amin requested a division of the question on **HS HB 197, as amended**.

Representative Young offered **House Amendment No. 1 to Part I**.

House Amendment No. 1

AMEND Part I of House Substitute for House Bill No. 197, Page 11, Section 135.208, Line 19, by inserting after all of said line the following:

"13. In addition to the number of enterprise zones authorized in this chapter, the department of economic development shall designate one such zone for any city of the fourth classification with more than thirty thousand three hundred but less than thirty thousand four hundred inhabitants and located in any county of the first class with a charter form of government and with more than six hundred thousand but less than seven hundred thousand inhabitants. Such enterprise zone designation shall only be made if the area in the city which is to be included in the enterprise zone meets all the requirements of section 135.205."; and

Further amend said bill in the title, enacting clause, and intersectional references accordingly.

On motion of Representative Young, **House Amendment No. 1 to Part I** was adopted.

On motion of Representative Johnson (47), **Part I of HS HB 197, as amended**, was adopted.

Representative Jolly offered **House Amendment No. 1 to Part II**.

Representative Cooper (120) raised a point of order that **House Amendment No. 1 to Part II** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

Representative Cooper (120) assumed the Chair.

Representative Daus offered **House Amendment No. 2 to Part II**.

House Amendment No. 2 to Part II was withdrawn.

Representative Sager offered **House Amendment No. 3 to Part II**.

House Amendment No. 3 to Part II was withdrawn.

Representative Hoskins offered **House Amendment No. 4 to Part II**.

House Amendment No. 4

AMEND Part II of House Substitute for House Bill No. 197, Page 23, Section 135.530, Line 17, by deleting the opening and closing brackets around the word “seventy”; and

Further amend said bill, Page 23, Section 135.530, Line 17, by deleting the words “**seventy-five**”; and

Further amend said bill in the title, enacting clause, and intersectional references accordingly.

Representative Hoskins moved that **House Amendment No. 4 to Part II** be adopted.

Which motion was defeated.

Representative Merideth offered **House Amendment No. 5 to Part II**.

Representative Purgason raised a point of order that **House Amendment No. 5 to Part II** goes beyond the scope of the bill.

Representative Cooper (120) requested a Parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

Representative El-Amin offered **House Amendment No. 6 to Part II**.

House Amendment No. 6

AMEND Part II of House Substitute for House Bill No. 197, Page 15, Section 135.478, Lines 7-10, by deleting all of said lines and inserting in lieu thereof the following:

“substantial rehabilitation of a residence that qualifies for a tax credit pursuant to sections 135.475 to 135.487;”; and

Further amend said bill, Page 21, Section 135.487, Lines 11-20, by deleting all of said lines and inserting in lieu thereof the following: **“tax credit. The director”**; and

Further amend said bill in the title, enacting clause, and intersectional references accordingly.

Representative El-Amin moved that **House Amendment No. 6 to Part II** be adopted.

Which motion was defeated.

Speaker Pro Tem Jetton resumed the Chair.

Representative Sager offered **House Amendment No. 7 to Part II**.

House Amendment No. 7

AMEND Part II of House Substitute for House Bill No. 197, Page 17, Section 135.481, Line 2, by inserting after the “.” on said line the following:

“A tax credit equal to twenty-five percent of eligible costs shall be granted for any residence which meets the requirements of this section and is also a “universally designed lifetime home”, which is defined as a residential dwelling containing no-step building entry, located on an accessible route from parking area (complaint with ANSI A117.1-1998-1002.3 and 1002.4) with the thirty-six inch entry door (compliant with ANSI A117.1-1998-404). The kitchen (compliant with ANSI A117.1-1998-1002.12), bathroom (compliant with ANSI A117.1-1998-1002.11), and laundry (compliant with ANSI A117.1998-1002.10) shall also be located on an accessible route (compliant with ANSI A117.1-1998-1002.3 and 1002.4) with minimum thirty-six inch interior doors (compliant with ANSI A117.1-1998-404). All interior door hardware shall be lever hardware (compliant with ANSI A117.1-1998-404.2.7).”; and

Further amend said bill in the title, enacting clause and intersectional references accordingly.

Representative Purgason raised a point of order that **House Amendment No. 7 to Part II** goes beyond the scope of the bill.

The Chair ruled the point of order untimely.

Representative Sager moved that **House Amendment No. 7 to Part II** be adopted.

Which motion was defeated by the following vote:

AYES: 069

Barnitz	Bishop	Bland	Boykins	Bringer
Brooks	Burnett	Campbell	Carnahan	Corcoran
Curls	Darrough	Daus	Davis 122	Donnelly
Dougherty	El-Amin	Fraser	George	Graham
Green	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hoskins	Hubbard	Johnson 90
Jolly	Jones	Kelly 36	Kratky	Kuessner
Lawson	LeVota	Liese	Lowe	McKenna
Meiners	Muckler	Page	Ransdall	Sager
Schoemehl	Seigfreid	Selby	Shoemaker	Shoemyer
Skaggs	Spreng	Thompson	Villa	Vogt
Wagner	Walker	Walsh	Walton	Ward
Whorton	Wildberger	Willoughby	Wilson 25	Wilson 42
Witte	Yaeger	Young	Zweifel	

NOES: 085

Angst	Avery	Baker	Bean	Behnen
Bivins	Black	Bough	Brown	Bruns
Byrd	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Davis 19	Dethrow	Dixon
Dusenberg	Emery	Engler	Ervin	Fares
Goodman	Guest	Hobbs	Hunter	Iceet
Jackson	Jetton	Johnson 47	Kelly 144	King
Kingery	Lager	Lembke	Lipke	Luetkemeyer
Marsh	May	Mayer	Merideth	Miller
Moore	Morris	Munzlinger	Myers	Nieves
Parker	Pearce	Phillips	Pratt	Purgason
Quinn	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sander	Schaaf	Schlottach
Schneider	Self	Smith 118	Smith 14	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Threlkeld
Townley	Viebrock	Wallace	Wasson	Wilson 119
Wilson 130	Wood	Wright	Yates	Madam Speaker

PRESENT: 000

ABSENT WITH LEAVE: 009

Abel	Adams	Bearden	Deeken	Dempsey
Holand	Johnson 61	Portwood	Salva	

On motion of Representative Johnson (47), **Part II of HS HB 197, as amended**, was adopted.

On motion of Representative Johnson (47), **HS HB 197, as amended**, was ordered perfected and printed.

COMMITTEE REPORTS

Committee on Agriculture, Chairman Myers reporting:

Madam Speaker: Your Committee on Agriculture, to which was referred **HB 464**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Committee on Corrections and State Institutions, Chairman Kelly (144) reporting:

Madam Speaker: Your Committee on Corrections and State Institutions, to which was referred **HB 477**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Committee on Education, Chairman Cunningham (86) reporting:

Madam Speaker: Your Committee on Education, to which was referred **HB 189**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Committee on Health Care Policy, Chairman Holand reporting:

Madam Speaker: Your Committee on Health Care Policy, to which was referred **HB 465**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Committee on Local Government, Chairman Johnson (47) reporting:

Madam Speaker: Your Committee on Local Government, to which was referred **HB 244**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Local Government, to which was referred **HB 326**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Local Government, to which was referred **HB 351**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Local Government, to which was referred **HB 375**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Local Government, to which was referred **HB 388**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Local Government, to which was referred **HB 463**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Local Government, to which was referred **HB 472**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Committee on Small Business, Chairman St. Onge reporting:

Madam Speaker: Your Committee on Small Business, to which was referred **HB 512**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Committee on Tax Policy, Chairman Cooper (120) reporting:

Madam Speaker: Your Committee on Tax Policy, to which was referred **HB 57**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Tax Policy, to which was referred **HB 60**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Committee on Transportation and Motor Vehicles, Chairman Crawford reporting:

Madam Speaker: Your Committee on Transportation and Motor Vehicles, to which was referred **HB 478**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent with House Committee Amendment No. 1**.

House Committee Amendment No. 1

AMEND House Bill No. 478, Page 2, Section 301.3131, Line 21, by inserting at the end of said line the following:

"Notwithstanding the provisions of section 301.144, no additional fee shall be charged for the personalization of license plates pursuant to this section."; and

Further amend said title, enacting clause and intersectional references accordingly.

Madam Speaker: Your Committee on Transportation and Motor Vehicles, to which was referred **HB 505**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 34**, entitled:

An act to amend chapter 188, RSMo, by adding thereto one new section relating to informed consent to an abortion.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 54**, entitled:

An act to repeal sections 301.147 and 307.366 as enacted by conference committee substitute for senate committee substitute for house committee substitute for house bills nos. 603, 722 and 783, ninetieth general assembly, first regular session, 307.366 as enacted by conference committee substitute for house substitute for senate substitute for senate committee substitute for senate bill no. 19, ninetieth general assembly, first regular session, 643.310 and 643.315, RSMo, and to enact in lieu thereof four new sections relating to motor vehicles.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 321**, entitled:

An act to repeal section 217.730, RSMo, and to enact in lieu thereof one new section relating to voter registration information given upon discharge of an offender.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 355**, entitled:

An act to repeal section 301.020, RSMo, and to enact in lieu thereof one new section relating to the organ donor program, with penalty provisions.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 356**, entitled:

An act to repeal section 302.171, RSMo, and to enact in lieu thereof one new section relating to organ donations.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 423**, entitled:

An act to amend chapter 227, RSMo, by adding thereto one new section relating to the Trooper Jimmie Linegar Memorial Highway.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 426**, entitled:

An act to repeal section 105.267, RSMo, and to enact in lieu thereof one new section relating to public officers and employees.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 456**, entitled:

An act to repeal section 87.182, RSMo, and to enact in lieu thereof one new section relating to firemen's retirement systems, with an emergency clause.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the

Senate has taken up and passed **SCS SB 478**, entitled:

An act to repeal sections 327.401, 327.411, and 337.030, RSMo, and to enact in lieu thereof four new sections relating to professional licensing.

In which the concurrence of the House is respectfully requested.

LETTER OF OBJECTION

March 11, 2003

We, the undersigned object to **HCS HBs 109 & 34** being placed on the Consent Calendar. We believe this bill to be controversial.

/s/ Rep. Dennis F. Wood Dist. 62
/s/ Rep. Larry Taylor Dist. 68
/s/ Rep. B. J. Marsh Dist. 136
/s/ Rep. Curt Dougherty Dist. 53
/s/ Rep. Fred Kratky Dist. 65

CONFERENCE COMMITTEE REPORT ON SENATE COMMITTEE SUBSTITUTE FOR HOUSE COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 15

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 15 begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 15.
2. That the House recede from its position on House Committee Substitute for House Bill No. 15.
3. That the attached Conference Committee Substitute for House Bill No. 15, be truly agreed to and finally passed.

FOR THE SENATE:

/s/ Sen. John T. Russell
/s/ Sen. Chuck Gross
/s/ Sen. Doyle Childers
/s/ Sen. Wayne Goode
/s/ Sen. Maida Coleman

FOR THE HOUSE:

/s/ Rep. Carl Bearden
/s/ Rep. Brad Lager
/s/ Rep. Brad Roark
/s/ Rep. Vicky Riback Wilson
/s/ Rep. Marsha Campbell

ADJOURNMENT

On motion of Representative Crowell, the House adjourned until 10:00 a.m., Wednesday, March 12, 2003.

CORRECTION TO THE HOUSE JOURNAL

AFFIDAVIT

I, State Representative Rod Jetton, District 156, hereby state and affirm that my vote as recorded on Page 604 of the House Journal for Monday, March 10, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 11th day of March 2003.

/s/ Rod Jetton
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 11th day of March in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

BUDGET

Wednesday, March 12, 2003, 8:00 a.m. Hearing Room 3.

Mark-up. Executive Session may follow.

Public Hearing to be held on: HB 1, HB 2, HB 3, HB 4, HB 5, HB 6, HB 7,
HB 8, HB 9, HB 10, HB 11, HB 12, HB 13, SB 299

Executive Session to be held on: HB 341

BUDGET

Wednesday, March 12, 2003, 7:30 p.m. Hearing Room 3.

Mark-up. Executive Session may follow.

Public Hearing to be held on: HB 1, HB 2, HB 3, HB 4, HB 5, HB 6, HB 7,
HB 8, HB 9, HB 10, HB 11, HB 12, HB 13

BUDGET

Thursday, March 13, 2003. Hearing Room 3 upon afternoon adjournment.

Mark-up. Executive Session may follow.

Public Hearing to be held on: HB 1, HB 2, HB 3, HB 4, HB 5, HB 6, HB 7,
HB 8, HB 9, HB 10, HB 11, HB 12, HB 13

BUDGET

Friday, March 14, 2003, 8:30 a.m. Hearing Room 3.

Mark-up. Executive Session may follow.

Public Hearing to be held on: HB 1, HB 2, HB 3, HB 4, HB 5, HB 6, HB 7, HB 8, HB 9, HB 10, HB 11, HB 12, HB 13

CONSERVATION AND NATURAL RESOURCES

Wednesday, March 12, 2003, 12:00 p.m. Hearing Room 5.

Public Hearing to be held on: HB 386, HB 442, HB 447

Executive Session to be held on: HB 182, HJR 7

CORRECTIONS AND STATE INSTITUTIONS

Wednesday, March 12, 2003. Hearing Room 7.

Hearing will begin at 5:00 p.m. or upon evening adjournment. AMENDED NOTICE

Public Hearing to be held on: HB 572, HCR 18

Executive Session to be held on: HB 356, HB 407

EDUCATION

Wednesday, March 12, 2003, 5:00 p.m. Hearing Room 5.

Possible Executive Session.

Public Hearing to be held on: HB 76, HB 385, HB 489, HB 602

HEALTH CARE POLICY

Wednesday, March 12, 2003, 5:00 p.m. Hearing Room 6.

Public Hearing to be held on: HB 432, HB 455, HB 534, HB 536, SB 266

Executive Session to be held on: HB 282

JOB CREATION AND ECONOMIC DEVELOPMENT

Wednesday, March 12, 2003, 12:00 p.m. Hearing Room 6.

Public Hearing to be held on: HB 409, HCR 9

JUDICIARY

Wednesday, March 12, 2003, 12:00 pm. Hearing Room 1. AMENDED NOTICE

Public Hearing to be held on: HB 318, HB 430, HB 482, HB 552, HB 599, HB 603, HB 613

Executive Session to be held on: HB 318, HB 427, HB 430, HB 482, HB 552, HB 599, HB 603, HB 613

JUDICIARY

Wednesday, March 12, 2003, 7:30 p.m. Hearing Room 1.

Executive Session may follow on HB 468.

Committee may take up business not completed at noon meeting.

Public Hearing to be held on: HB 468

LOCAL GOVERNMENT

Thursday, March 13, 2003, 8:30 a.m. Hearing Room 6.

Executive Session may follow. AMENDED NOTICE #2

Public Hearing to be held on: HB 293, HB 591, HJR 19, SB 232, SB 234

RETIREMENT

Thursday, March 13, 2003, 8:30 a.m. Hearing Room 7.

Executive Session may follow.

Public Hearing to be held on: HB 583

RULES

Thursday, March 13, 2003, 8:30 a.m. Hearing Room 5. AMENDED NOTICE

Executive Session may follow.

Public Hearing to be held on: HR 314, HR 388, HR 576, HR 580

SMALL BUSINESS

Wednesday, March 12, 2003, 12:00 p.m. Hearing Room 4.

Executive Session may follow.

Public Hearing to be held on: HB 561

TRANSPORTATION AND MOTOR VEHICLES

Wednesday, March 12, 2003, 12:00 p.m. Hearing Room 7.

Possible Executive Session.

Public Hearing to be held on: HB 334, HB 491, HB 551, HB 594, HB 597, HB 598

WORKFORCE DEVELOPMENT AND WORKPLACE SAFETY

Wednesday, March 12, 2003, 12:00 p.m. House Lounge. Executive session.

HOUSE CALENDAR

THIRTY-SIXTH DAY, WEDNESDAY, MARCH 12, 2003

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 22 and HJR 23

HOUSE BILLS FOR SECOND READING

HB 640 through HB 652

HOUSE BILLS FOR PERFECTION

HCS HB 156, HS, as amended, pending - Phillips

HCS HB 132, 173, 117 & 48 - Wright

HCS HB 257 - Munzlinger

HCS HB 322 - Baker
HCS HB 410 - Schaaf
HCS HB 144 - Luetkemeyer
HCS HB 346 & 174 - Dempsey
HB 511 - Deeken
HB 267 - Smith (118)
HCS HB 215, 218, 115 & 83 - Myers
HCS HB 190 & 214 - Fares
HCS HB 51 - Mayer
HCS HB 387 - Pearce
HCS HB 554 - Engler
HCS HB 109 & 34 - Fares

HOUSE BILL FOR PERFECTION - INFORMAL

HB 157 - Johnson (90)

HOUSE BILLS FOR PERFECTION - CONSENT

(3-10-03)

HCS HB 93 - Moore
HB 99 - Seigfreid
HCS HB 133 - Willoughby
HB 162 - Shoemaker (8)
HB 199 - Jolly
HB 246 - Bishop
HB 284 - Crawford
HB 307 - Merideth
HCS HB 332 - Portwood
HCS HB 348 & 347 - Dempsey
HB 358 - Boykins
HCS HB 431 - Stevenson
HB 440 - Portwood

(3-11-03)

HB 141 - Mayer
HB 249, HCA 1 - Seigfreid
HB 251, HCA 1 - Smith (118)
HB 261, HCA 1 - Whorton
HB 327, HCA 1 - Lipke
HCS HB 371 - Dusenberg
HB 376 - Cooper (120)
HCS HB 392 - Avery

HCS HB 394 - Byrd
HCS HB 493 - Bruns
HB 553 - Smith (14)
HB 574 - Jackson
HB 521 - Dethrow
HCS HB 97 - Johnson (90)

(3-12-03)

HB 189 - Parker
HB 244 - Baker
HB 326 - Wagner
HB 351 - Quinn
HB 375 - Cooper (120)
HB 388 - Riback Wilson (25)
HB 463 - King
HB 465 - Hanaway
HCS HB 472 - Johnson (47)
HB 477 - Moore
HB 478, HCA 1 - Moore
HB 505 - Byrd
HB 512 - Cooper (120)
HB 464 - King
HB 60 - Sutherland
HB 57 - Riback Wilson (25)

HOUSE BILLS FOR THIRD READING

HCS HB 222, (Budget 3-04-03) - Luetkemeyer
HCS HB 289 - Dempsey
HS HCS HB 517, 94, 149, 150 & 342, E.C. (Budget 3-10-03) - Portwood

HOUSE BILLS FOR THIRD READING - CONSENT

HCS HB 181 - Seigfreid
HB 187 - Cooper (120)
HB 208 - Engler
HB 286 - Bearden
HCS HB 245 - Marsh
HCS HB 59 & 269 - Johnson (61)
HCS HB 202, E.C. - Portwood
HB 247 - Ward
HCS HB 253 - Shoemaker (8)
HCS HB 277 - Wright
HB 278 - Davis (19)

HB 292 - Wagner

HB 314 - Engler

SENATE BILLS FOR SECOND READING

SS SB 34

SB 54

SB 321

SB 355

SB 356

SB 423

SB 426

SB 456

SCS SB 478

BILL IN CONFERENCE

CCR SCS HCS HB 15 - Bearden

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

THIRTY-SIXTH DAY, WEDNESDAY, MARCH 12, 2003

Speaker Hanaway in the Chair.

Prayer by Reverend James Earl Jackson.

Heavenly Father, Loving and Kind, it is written, "the steps of a good man are ordered by the Lord and He delights in his way." Even so establish our steps today; take pleasure in us as we yield to You.

May each one of us be more committed to and assured of Your will for this state. Turn up the volume in us that we might hear You with greater clarity.

May Your grace hover over the process and all the decisions being made throughout this session. Remove all that would obscure wisdom. Thank You for hearing us as we pray!

Now, may the grace of our Lord, and the love of God be with us all.

In the name of Your Son we pray. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Karson Holbrook, Kaidyn Holbrook, Kooper Holbrook, Kolton Holbrook, Caleb Messer, Joanna Clark, Greg Hughes, Chris Matthews, Gavin Taylor, Lauren Bird, Vernon Burns, Corby Cunningham, Courtney Vaughn, Serena Overly, Lisa Raffensperger, Harrison Smith, Lauren Tobin, Justin Funck, Katie Keim, Jack Reichenbach, Megan Kennedy and Kaitlyn Smyth.

The Journal of the thirty-fifth day was approved as corrected.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 805	-	Representatives Harris (110) and Kuessner
House Resolution No. 806	-	Representative Moore
House Resolution No. 807	-	Representatives Cooper (120) and Crawford
House Resolution No. 808	-	Representative Lipke
House Resolution No. 809	-	Representative Abel
House Resolution No. 810		
		through
House Resolution No. 812	-	Representative Pratt
House Resolution No. 813	-	Representative Bishop

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 653, introduced by Representatives Emery, Selby, Dusenberg, Shoemaker (8) and Wilson (119), et al, relating to alcohol- or drug-related offense records.

HB 654, introduced by Representatives Yates and Lager, relating to the reporting of certain types of wounds.

HB 655, introduced by Representatives Wilson (130), Schlottach, Wallace, Bough and Wilson (119), et al, relating to special education services.

HB 656, introduced by Representative May, relating to a summary of ethics, lobbying, and campaign finance laws.

HB 657, introduced by Representative May, relating to ethics.

HB 658, introduced by Representatives Brown, Schneider, Ervin, Reinhart, Morris, Baker, Pearce, Portwood, Schaaf, Munzlinger and Goodman, et al, relating to identity theft.

SECOND READING OF HOUSE JOINT RESOLUTIONS

HJR 22 and **HJR 23** were read the second time.

SECOND READING OF HOUSE BILLS

HB 640 through **HB 652** were read the second time.

SECOND READING OF SENATE BILLS

SS SB 34, SB 54, SB 321, SB 355, SB 356, SB 423, SB 426, SB 456 and **SCS SB 478** were read the second time.

PERFECTION OF HOUSE BILLS

HCS HB 554, relating to school attendance, was taken up by Representative Engler.

On motion of Representative Engler, **HCS HB 554** was adopted.

On motion of Representative Engler, **HCS HB 554** was ordered perfected and printed.

HCS HB 156, with HS, as amended, pending, relating to informed consent for abortion, was taken up by Representative Phillips.

On motion of Representative Phillips, **HS HCS HB 156, as amended**, was adopted.

Speaker Pro Tem Jetton assumed the Chair.

On motion of Representative Phillips, **HS HCS HB 156, as amended**, was ordered perfected and printed.

HCS HB 257, relating to tax credits, was taken up by Representative Munzlinger.

Representative Munzlinger offered **HS HCS HB 257**.

Speaker Hanaway resumed the Chair.

Representative Myers offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Substitute for House Committee Substitute for House Bill No. 257, Page 11, Section 348.430, Lines 14 and 15 of said page, by deleting the words "shall initially" and inserting in lieu thereof the following: "[shall initially] **may**"; and

Further amend said bill, Page 11, Section 348.430, Lines 16 and 17 of said page, by deleting all of said lines and inserting in lieu thereof the following:

"contributes funds to the authority. [Any amount of credit that exceeds the tax due for a contributor's taxable year] **Tax credits allowed pursuant to this section may immediately be carried back to any of the contributor's three prior tax years and** may be"; and

Further amend said bill, Page 15, Section 348.342, Line 24 of said page, by deleting the words "shall initially" and inserting in lieu thereof the following: "[shall initially] **may**"; and

Further amend said bill, Page 16, Section 348.342, Lines 3 and 4 of said page, by deleting all of said lines and inserting in lieu thereof the following:

"entity. [Any amount of credit that exceeds the tax due for a producer member's taxable year] **Tax credits allowed pursuant to this section** may be carried back to any of the"; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Myers, **House Amendment No. 1** was adopted.

Representative Henke offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Substitute for House Committee Substitute for House Bill No. 257, Page 15, Section 3, Line 14, by inserting after the word "dollars" the following:

"In any fiscal year in which the payments or grants authorized by Section 142.028 are not made or fully funded, any New Generation Cooperative Incentive Tax Credits issued after the end of such fiscal year to any producer member investing in a renewable fuel production facility shall be increased in a percentage equal to the

Consumer Price Index as reported by the United States Department of Labor or three percent, whichever is greater.”.

On motion of Representative Henke, **House Amendment No. 2** was adopted by the following vote:

AYES: 156

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Boykins	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Davis 19	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Green	Guest	Hampton
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lipke
Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Merideth	Miller	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Selby	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Viebrock	Villa
Vogt	Wagner	Walker	Wallace	Walsh
Walton	Ward	Wasson	Whorton	Wildberger
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 002

Bough Townley

PRESENT: 001

Witte

ABSENT WITH LEAVE: 004

Adams Deeken Graham Willoughby

HCS HB 257, with HS, as amended, pending, was laid over.

On motion of Representative Crowell, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Pro Tem Jetton.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 814 - Representative Wilson (130), et al
House Resolution No. 815 - Representative Emery
House Resolution No. 816 - Representative Phillips
House Resolution No. 817 - Representative Parker
House Resolution No. 818
through
House Resolution No. 821 - Representative Schaaf
House Resolution No. 822 - Representative Stevenson, et al
House Resolution No. 823 - Representative Luetkemeyer
House Resolution No. 824 - Representative Schaaf
House Resolution No. 825
and
House Resolution No. 826 - Representative Kratky
House Resolution No. 827 - Representative Behnen

INTRODUCTION OF HOUSE JOINT RESOLUTION

The following House Joint Resolution was read the first time and copies ordered printed:

HJR 24, introduced by Representatives Crawford, Black, Brown, Hobbs, Schlottach, Sander, Ervin and Munzlinger, et al, relating to transportation revenues.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 659, introduced by Representative Luetkemeyer, relating to certification of individuals performing medical transport of persons for compensation.

HB 660, introduced by Representative Bringer, relating to nursing home districts.

HB 661, introduced by Representative Schaaf, relating to a sales tax for museums in certain counties.

HB 662, introduced by Representative Sutherland, relating to unlawful release of anhydrous ammonia.

HB 663, introduced by Representatives Lipke and Goodman, relating to intoxication-related traffic offenses.

HB 664, introduced by Representatives Rupp, Bruns, Davis (19), Schneider, Dempsey and Avery, et al, relating to a tax credit for time and services volunteered by doctors and dentists.

HB 665, introduced by Representatives Rupp, Cunningham (86), Bruns, Schneider and Bearden, et al, relating to applicants for higher education financial assistance.

HB 667, introduced by Representatives El-Amin, Hoskins, Wilson (42), Jones, Haywood, Thompson and Hubbard, et al, relating to civilian review boards.

HB 668, introduced by Representatives Crawford, Dusenberg, Black, Brown, Hobbs, Schlottach, Sander, Ervin and Quinn, et al, relating to the transportation accountability act.

HB 669, introduced by Representative Black, relating to endangering personnel.

PERFECTION OF HOUSE BILLS

HCS HB 257, with HS, as amended, pending, relating to tax credits, was again taken up by Representative Munzlinger.

On motion of Representative Munzlinger, **HS HCS HB 257, as amended**, was adopted.

On motion of Representative Munzlinger, **HS HCS HB 257, as amended**, was ordered perfected and printed.

HCS HB 322, relating to small businesses, was taken up by Representative Baker.

Representative Baker offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 322, Page 4, Section 4, Line 32, by inserting the words:

“A term shall be three years.” after the words “small business” and before “No member shall serve more than three consecutive terms.”.

On motion of Representative Baker, **House Amendment No. 1** was adopted.

Representative Johnson (90) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 322, Page 6 and 7, Section 620.062, Lines 1-18, by deleting all of said lines; and

Further amend said title, enacting clause, and intersectional references accordingly.

Representative Johnson (90) moved that **House Amendment No. 2** be adopted.

Which motion was defeated by the following vote:

AYES: 052

Abel	Bishop	Bland	Brooks	Campbell
Carnahan	Corcoran	Curls	Darrough	Daus
Davis 122	Donnelly	Dougherty	El-Amin	Fraser
George	Green	Harris 110	Haywood	Henke
Hilgemann	Hubbard	Johnson 61	Johnson 90	Jones
Kelly 36	Kuessner	Liese	Lowe	Mayer
Meiners	Muckler	Page	Sager	Salva
Schoemehl	Selby	Skaggs	Spreng	Thompson
Villa	Vogt	Walker	Walsh	Walton
Ward	Wildberger	Wilson 25	Wilson 42	Witte
Yaeger	Zweifel			

NOES: 105

Angst	Avery	Baker	Barnitz	Bean
Bearden	Behnen	Bivins	Black	Bough
Bringer	Brown	Bruns	Burnett	Byrd
Cooper 120	Cooper 155	Crawford	Crowell	Cunningham 145
Cunningham 86	Davis 19	Dempsey	Dethrow	Dixon
Dusenberg	Emery	Engler	Ervin	Goodman
Graham	Guest	Hampton	Harris 23	Hobbs
Holand	Hoskins	Hunter	Icet	Jackson
Jetton	Johnson 47	Jolly	Kelly 144	King
Kingery	Lager	Lembke	LeVota	Lipke
Luetkemeyer	Marsh	May	McKenna	Merideth
Miller	Moore	Morris	Munzlinger	Myers
Nieves	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sander	Schaaf	Schlottach	Schneider	Seigfreid
Self	Shoemaker	Shoemyer	Smith 118	Smith 14
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Threlkeld	Townley	Viebrock	Wagner	Wallace
Wasson	Whorton	Willoughby	Wilson 119	Wilson 130
Wood	Wright	Yates	Young	Madam Speaker

PRESENT: 001

Boykins

ABSENT WITH LEAVE: 005

Adams	Deeken	Fares	Kratky	Lawson
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Representative Purgason assumed the Chair.

Representative Skaggs offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 322, Page 3, Section 4, Line 16, by deleting “confidentiality”.

Speaker Pro Tem Jetton resumed the Chair.

Representative Baker offered **House Amendment No. 1 to House Amendment No. 3.**

*House Amendment No. 1
to
House Amendment No. 3*

AMEND House Amendment No. 3 to House Committee Substitute for House Bill No. 322, Page 3, Section 620.056, Lines 15-16, by deleting same entirely and replacing the deleted text with the following:

“enforcement of regulations by state regulatory agencies. The identity of small businesses providing any such input shall be kept confidential at such small business’ request.”.

On motion of Representative Baker, **House Amendment No. 1 to House Amendment No. 3** was adopted.

On motion of Representative Skaggs, **House Amendment No. 3, as amended**, was adopted.

Representative Willoughby offered **House Amendment No. 4.**

House Amendment No. 4 was withdrawn.

Representative Willoughby offered **House Amendment No. 5.**

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 322, Page 3, Section 620.054, Line 9, by deleting the words “testified at the hearing” and inserting in its place the following:

“the names of individuals who testified at the public hearing, the business or organization of which they testified, and whether said individual testified in support, opposition, or neutral position, to the proposed rule,”;
and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Willoughby, **House Amendment No. 5** was adopted.

On motion of Representative Baker, **HCS HB 322, as amended**, was adopted.

On motion of Representative Baker, **HCS HB 322, as amended**, was ordered perfected and printed.

HCS HB 410, relating to a substance abuse traffic offender program, was taken up by Representative Schaaf.

On motion of Representative Schaaf, **HCS HB 410** was adopted.

On motion of Representative Schaaf, **HCS HB 410** was ordered perfected and printed.

HCS HB 144, relating to recreational facilities, was taken up by Representative Cooper (155).

Representative Schaaf offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 144, Page 1, Section 67.2000, Line 9, by inserting immediately after the word "**inhabitants**" the following:

", or any county of the first classification with more than eighty-five thousand nine hundred but less than eighty-six thousand inhabitants"; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Schaaf, **House Amendment No. 1** was adopted.

Representative Cooper (155) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 144, Page 3, Section 67.2000, Line 78, by deleting the words "by eminent domain"; and

Further amend the said bill, Page 4, Section 67.2000, Lines 106-108, by deleting all of said lines; and

Further amend said title and enacting clause and intersectional references accordingly.

On motion of Representative Cooper (155), **House Amendment No. 2** was adopted.

Speaker Hanaway resumed the Chair.

Representative Richard offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 144, Page 1, Section 67.2000, Line 9, by inserting after the word "inhabitants" the following:

", or any county of the first classification without a charter form of government and with more than one hundred four thousand six hundred but less than one hundred four thousand seven inhabitants or any county of the second classification with more than fifty-two thousand six hundred but less than fifty-two thousand seven hundred inhabitants"; and

Further amend said bill in the title, enacting clause and intersectional references accordingly.

Representative Johnson (90) offered **House Amendment No. 1 to House Amendment No. 3**.

*House Amendment No. 1
to
House Amendment No. 3*

AMEND House Amendment No. 3 to House Committee Substitute for House Bill No. 144, Page 1, Section 67.2000, Line 10, by adding after the comma the following:

“or any county of the first classification without a charter form of government and with more than one hundred ninety-eight thousand but less than one hundred ninety-nine thousand two hundred inhabitants,”; and

Further amend Page 1, Section 67.2000, Line 6, by inserting after the word “seven” the word “**hundred**”; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Johnson (90), **House Amendment No. 1 to House Amendment No. 3** was adopted.

On motion of Representative Richard, **House Amendment No. 3, as amended**, was adopted.

Representative Johnson (47) assumed the Chair.

On motion of Representative Cooper (155), **HCS HB 144, as amended**, was adopted.

On motion of Representative Cooper (155), **HCS HB 144, as amended**, was ordered perfected and printed.

THIRD READING OF HOUSE BILLS - CONSENT

HCS HB 181, relating to tourism tax, was taken up by Representative Seigfreid.

On motion of Representative Seigfreid, **HCS HB 181** was read the third time and passed by the following vote:

AYES: 155

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis 122	Davis 19	Dempsey	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Engler	Ervin	Fares	Fraser	George
Goodman	Graham	Guest	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hobbs
Holand	Hoskins	Hubbard	Hunter	Ice
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 36	King	Kingery
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Merideth

Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 001

Kelly 144

PRESENT: 000

ABSENT WITH LEAVE: 007

Adams	Carnahan	Corcoran	Deeken	Green
Kratky	Miller			

Representative Johnson (47) declared the bill passed.

HB 187, relating to a special motorcycle license plate, was taken up by Representative Cooper (120).

On motion of Representative Cooper (120), **HB 187** was read the third time and passed by the following vote:

AYES: 155

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis 122	Davis 19	Dempsey	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Engler	Ervin	Fares	Fraser	George
Goodman	Graham	Guest	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hobbs
Holand	Hoskins	Hubbard	Hunter	Ice
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kuessner	Lager	Lawson	Lembke
Le Vota	Liese	Lipke	Lowe	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Merideth	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn

Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Wagner
Walker	Wallace	Walsh	Walton	Ward
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 008

Adams	Carnahan	Corcoran	Deeken	Green
Kratky	Miller	Wasson		

Representative Johnson (47) declared the bill passed.

HB 208, relating to consumer-owned electric corporations, was taken up by Representative Engler.

On motion of Representative Engler, **HB 208** was read the third time and passed by the following vote:

AYES: 154

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis 122	Davis 19	Dempsey	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Engler	Ervin	Fares	Fraser	George
Graham	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	Icet	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly 144	Kelly 36	King	Kingery
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Merideth
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson

Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Young	Zweifel	Madam Speaker	

NOES: 001

Walker

PRESENT: 000

ABSENT WITH LEAVE: 008

Adams	Carnahan	Corcoran	Deeken	Goodman
Green	Kratky	Miller		

Representative Johnson (47) declared the bill passed.

HB 286, relating to federal hospital reimbursement, was taken up by Representative Bearden.

On motion of Representative Bearden, **HB 286** was read the third time and passed by the following vote:

AYES: 156

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis 122	Davis 19	Dempsey	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Engler	Ervin	Fares	Fraser	George
Goodman	Graham	Guest	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hobbs
Holand	Hoskins	Hubbard	Hunter	Icet
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kuessner	Lager	Lawson	Lembke
LeVota	Liese	Lipke	Lowe	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Merideth	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Wagner
Walker	Wallace	Walsh	Walton	Ward
Wasson	Whorton	Wildberger	Willoughby	Wilson 119

Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 007

Adams	Carnahan	Corcoran	Deeken	Green
Kratky	Miller			

Representative Johnson (47) declared the bill passed.

HCS HB 245, relating to a memorial highway, was taken up by Representative Marsh.

On motion of Representative Marsh, **HCS HB 245** was read the third time and passed by the following vote:

AYES: 156

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis 122	Davis 19	Dempsey	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Engler	Ervin	Fares	Fraser	George
Goodman	Graham	Guest	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hobbs
Holand	Hoskins	Hubbard	Hunter	Ice
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kuessner	Lager	Lawson	Lembke
Le Vota	Liese	Lipke	Lowe	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Merideth	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Wagner
Walker	Wallace	Walsh	Walton	Ward
Wasson	Whorton	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 007

Adams	Carnahan	Corcoran	Deeken	Green
Kratky	Miller			

Representative Johnson (47) declared the bill passed.

Speaker Hanaway resumed the Chair.

HCS HBs 59 & 269, relating to suicide prevention, was taken up by Representative Johnson (61).

On motion of Representative Johnson (61), **HCS HBs 59 & 269** was read the third time and passed by the following vote:

AYES: 146

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis 122	Davis 19	Dempsey	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Engler
Ervin	Fares	Fraser	George	Graham
Guest	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Ice	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kuessner	Lager
Lawson	LeVota	Liese	Lowe	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Merideth	Moore	Morris	Muckler	Munzlinger
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Selby	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Sutherland	Taylor
Thompson	Threlkeld	Viebrock	Villa	Vogt
Wagner	Walker	Wallace	Walsh	Walton
Ward	Whorton	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 008

Emery	Goodman	Hunter	Lipke	Myers
Roark	Stevenson	Townley		

PRESENT: 001

Lembke

ABSENT WITH LEAVE: 008

Adams	Carnahan	Corcoran	Deeken	Green
Kratky	Miller	Wasson		

Speaker Hanaway declared the bill passed.

HCS HB 202, relating to the Missouri Calcium Initiative, was taken up by Representative Portwood.

On motion of Representative Portwood, **HCS HB 202** was read the third time and passed by the following vote:

AYES: 149

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis 122	Davis 19	Dempsey	Dethrow	Dixon
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Icet	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lipke
Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Merideth	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Self	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Vogt	Wagner
Walker	Wallace	Walsh	Walton	Ward
Wasson	Whorton	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Madam Speaker	

NOES: 006

Donnelly	Dougherty	Graham	Villa	Wilson 25
Zweifel				

PRESENT: 000

ABSENT WITH LEAVE: 008

Adams	Carnahan	Corcoran	Deeken	Green
Kratky	Miller	Shoemaker		

Speaker Hanaway declared the bill passed.

The emergency clause was defeated by the following vote:

AYES: 084

Avery	Baker	Bean	Bearden	Behnen
Bivins	Black	Bough	Brown	Bruns
Campbell	Cooper 120	Crawford	Crowell	Cunningham 145
Cunningham 86	Davis 19	Dempsey	Dixon	Dusenberg
Emery	Ervin	Fares	Guest	Hobbs
Holand	Hunter	Ice	Jackson	Jetton
Johnson 47	Johnson 61	Jolly	Jones	Kelly 144
King	Kingery	Lager	Lawson	Lembke
Luetkemeyer	Marsh	May	Mayer	McKenna
Moore	Morris	Munzlinger	Myers	Nieves
Parker	Pearce	Phillips	Portwood	Pratt
Quinn	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sander	Schaaf	Schlottach
Schneider	Self	Smith 118	Smith 14	St. Onge
Stefanick	Stevenson	Thompson	Threlkeld	Viebrock
Wagner	Wallace	Wasson	Wilson 119	Wilson 130
Wood	Wright	Yates	Madam Speaker	

NOES: 066

Abel	Angst	Barnitz	Bishop	Bland
Boykins	Bringer	Brooks	Burnett	Curls
Darrough	Daus	Davis 122	Dethrow	Donnelly
Dougherty	El-Amin	Engler	Fraser	Goodman
Graham	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hoskins	Hubbard	Johnson 90
Kelly 36	Kuessner	LeVota	Liese	Lipke
Lowe	Meiners	Merideth	Muckler	Page
Purgason	Ransdall	Sager	Salva	Schoemehl
Selby	Shoemyer	Skaggs	Spreng	Sutherland
Taylor	Townley	Villa	Vogt	Walker
Walsh	Ward	Whorton	Wildberger	Willoughby
Wilson 25	Wilson 42	Witte	Yaeger	Young
Zweifel				

PRESENT: 001

Walton

ABSENT WITH LEAVE: 012

Adams	Byrd	Carnahan	Cooper 155	Corcoran
Deeken	George	Green	Kratky	Miller
Seigfreid	Shoemaker			

HB 247, relating to special mobile equipment, was taken up by Representative Ward.

On motion of Representative Ward, **HB 247** was read the third time and passed by the following vote:

AYES: 154

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Cooper 120	Cooper 155	Crawford	Crowell	Cunningham 145
Cunningham 86	Curls	Darrough	Daus	Davis 122
Davis 19	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Engler
Ervin	Fares	Fraser	George	Goodman
Graham	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	Ice	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly 144	Kelly 36	King	Kingery
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Merideth
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Wagner	Walker	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Young	Zweifel	Madam Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 009

Adams	Boykins	Carnahan	Corcoran	Deeken
Green	Kratky	Miller	Shoemaker	

Speaker Hanaway declared the bill passed.

The emergency clause was defeated by the following vote:

AYES: 095

Abel	Barnitz	Behnen	Bishop	Black
Bland	Boykins	Bringer	Brooks	Burnett
Byrd	Campbell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Donnelly	Dougherty
El-Amin	Engler	Fares	Fraser	George
Graham	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Holand	Hoskins
Hubbard	Iceet	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 36	King
Kingery	Kuessner	Lawson	LeVota	Liese
Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Merideth	Moore	Muckler
Page	Parker	Pearce	Ransdall	Richard
Rupp	Sager	Salva	Schaaf	Schneider
Schoemehl	Seigfreid	Selby	Shoemyer	Skaggs
Spreng	Taylor	Thompson	Villa	Vogt
Wagner	Walker	Wallace	Walsh	Walton
Ward	Whorton	Wildberger	Willoughby	Wilson 25
Wilson 42	Witte	Yaeger	Young	Zweifel

NOES: 059

Angst	Avery	Baker	Bean	Bearden
Bivins	Bough	Brown	Cooper 120	Cooper 155
Crawford	Crowell	Davis 19	Dempsey	Dethrow
Dixon	Dusenberg	Emery	Ervin	Goodman
Hobbs	Hunter	Jackson	Kelly 144	Lager
Lembke	Lipke	Morris	Munzlinger	Myers
Nieves	Phillips	Portwood	Pratt	Purgason
Quinn	Rector	Reinhart	Roark	Ruestman
Sander	Schlottach	Self	Smith 118	Smith 14
St. Onge	Stefanick	Stevenson	Sutherland	Threlkeld
Townley	Viebrock	Wasson	Wilson 119	Wilson 130
Wood	Wright	Yates	Madam Speaker	

PRESENT: 001

Bruns

ABSENT WITH LEAVE: 008

Adams	Carnahan	Corcoran	Deeken	Green
Kratky	Miller	Shoemaker		

HCS HB 253, relating to protection orders, was taken up by Representative Shoemaker (8).

On motion of Representative Shoemaker (8), **HCS HB 253** was read the third time and passed by the following vote:

AYES: 154

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd

Campbell	Cooper 120	Cooper 155	Crawford	Cunningham 145
Cunningham 86	Curls	Darrough	Daus	Davis 122
Davis 19	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Engler
Ervin	Fares	Fraser	George	Goodman
Graham	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	Icet	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly 144	Kelly 36	King	Kingery
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Merideth
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Wagner	Walker	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Young	Zweifel	Madam Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 009

Adams	Carnahan	Corcoran	Crowell	Deeken
Green	Kratky	Miller	Shoemaker	

Speaker Hanaway declared the bill passed.

HCS HB 277, relating to community improvement districts, was taken up by Representative Wright.

On motion of Representative Wright, **HCS HB 277** was read the third time and passed by the following vote:

AYES: 155

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis 122	Davis 19	Dempsey	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Engler	Ervin	Fares	Fraser	George

Goodman	Graham	Guest	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hobbs
Holand	Hoskins	Hubbard	Hunter	Ice
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kuessner	Lager	Lawson	Lembke
LeVota	Liese	Lipke	Lowe	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Merideth	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 008

Adams	Carnahan	Corcoran	Deeken	Green
Kratky	Miller	Shoemaker		

Speaker Hanaway declared the bill passed.

HB 278, relating to conveyance in St. Charles County, was taken up by Representative Davis (19).

On motion of Representative Davis (19), **HB 278** was read the third time and passed by the following vote:

AYES: 155

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis 122	Davis 19	Dempsey	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Engler	Ervin	Fares	Fraser	George
Goodman	Graham	Guest	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hobbs
Holand	Hoskins	Hubbard	Hunter	Ice
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90

Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kuessner	Lager	Lawson	Lembke
LeVota	Liese	Lipke	Lowe	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Merideth	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 008

Adams	Carnahan	Corcoran	Deeken	Green
Kratky	Miller	Shoemaker		

Speaker Hanaway declared the bill passed.

HB 292, relating to the DeSoto Armory, was taken up by Representative Wagner.

On motion of Representative Wagner, **HB 292** was read the third time and passed by the following vote:

AYES: 154

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrrough	Daus
Davis 122	Davis 19	Dempsey	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Engler	Ervin	Fares	Fraser	George
Goodman	Graham	Guest	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hobbs
Holand	Hoskins	Hubbard	Hunter	Ice
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kuessner	Lager	Lawson	Lembke
LeVota	Liese	Lipke	Lowe	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Merideth	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce

Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Wagner	Walker	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Young	Zweifel	Madam Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 009

Adams	Carnahan	Corcoran	Deeken	Green
Kratky	Miller	Sander	Shoemaker	

Speaker Hanaway declared the bill passed.

HB 314, relating to the public works bonds, was taken up by Representative Engler.

On motion of Representative Engler, **HB 314** was read the third time and passed by the following vote:

AYES: 152

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Campbell
Cooper 120	Cooper 155	Crawford	Crowell	Cunningham 145
Cunningham 86	Curls	Darrough	Daus	Davis 122
Davis 19	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Guest	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Hunter	Icet	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kuessner
Lager	Lawson	Lembke	LeVota	Liese
Lipke	Lowe	Luetkemeyer	Marsh	May
Mayer	McKenna	Merideth	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Self	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson

Threlkeld	Townley	Viebrock	Villa	Vogt
Wagner	Walker	Wallace	Walsh	Walton
Ward	Wasson	Whorton	Wildberger	Willoughby
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 000

PRESENT: 001

El-Amin

ABSENT WITH LEAVE: 010

Adams	Byrd	Carnahan	Corcoran	Deeken
Green	Kratky	Meiners	Miller	Shoemaker

Speaker Hanaway declared the bill passed.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HS HB 197 - Budget (Fiscal Note)

HS HCS HB 228 - Budget (Fiscal Note)

HCS HB 322 - Budget (Fiscal Note)

RE-REFERRAL OF SENATE BILL

The following Senate Bill was re-referred to the Committee indicated:

SCS SB 296 - Special Committee on General Laws

COMMITTEE REPORTS

Committee on Children and Families, Chairman Phillips reporting:

Madam Speaker: Your Committee on Children and Families, to which was referred **HB 445**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Children and Families, to which was referred **HB 575**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Committee on Judiciary, Chairman Byrd reporting:

Madam Speaker: Your Committee on Judiciary, to which was referred **HB 318**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Madam Speaker: Your Committee on Judiciary, to which was referred **HB 427**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Madam Speaker: Your Committee on Judiciary, to which was referred **HB 430**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Committee on Transportation and Motor Vehicles, Chairman Crawford reporting:

Madam Speaker: Your Committee on Transportation and Motor Vehicles, to which was referred **HB 491**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent with House Committee Amendment No. 1**.

House Committee Amendment No. 1

AMEND House Bill No. 491, Page 1, In the Title, by inserting immediately after the word "provisions" the following:

"**and an effective date**"; and

Further amend said bill, Page 5, Section 301.142, Line 139, by inserting after all of said line the following:

"Section B. Section A of this act shall become effective on January 1, 2004."; and

Further amend said title, enacting clause and intersectional references accordingly.

Madam Speaker: Your Committee on Transportation and Motor Vehicles, to which was referred **HB 594**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Transportation and Motor Vehicles, to which was referred **HB 597**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Transportation and Motor Vehicles, to which was referred **HB 598**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

COMMUNICATION

March 12, 2003

TO: Steve Davis
FROM: Therese Sander

[illegible]

Subscribed and sworn to before me this 12 day of March in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

BUDGET

Thursday, March 13, 2003. Hearing Room 3 upon afternoon adjournment.

Mark-up. Executive Session may follow.

Public Hearing to be held on: HB 1, HB 2, HB 3, HB 4, HB 5, HB 6, HB 7, HB 8, HB 9, HB 10, HB 11, HB 12, HB 13

BUDGET

Friday, March 14, 2003, 8:30 a.m. Hearing Room 3.

Mark-up. Executive Session may follow.

Public Hearing to be held on: HB 1, HB 2, HB 3, HB 4, HB 5, HB 6, HB 7, HB 8, HB 9, HB 10, HB 11, HB 12, HB 13

ETHICS

Thursday, March 13, 2003, 5:00 p.m. Room 309.

Approval of Caucus.

JOB CREATION AND ECONOMIC DEVELOPMENT

Thursday, March 13, 2003. Side gallery upon morning adjournment.

Executive Session to be held on: HCR 9

LOCAL GOVERNMENT

Thursday, March 13, 2003, 8:30 a.m. Hearing Room 6.

Executive Session may follow. AMENDED NOTICE #2

Public Hearing to be held on: HB 293, HB 591, HJR 19, SB 232, SB 234

PROFESSIONAL REGISTRATION AND LICENSING

Thursday, March 13, 2003. Hearing Room 4 upon adjournment.

Executive Session to be held on: HB 425, HB 450, HB 452, HB 564, HB 565, HB 566

RETIREMENT

Thursday, March 13, 2003, 8:30 a.m. Hearing Room 7.

Executive Session may follow.

Public Hearing to be held on: HB 583

RULES

Thursday, March 13, 2003, 8:30 a.m. Hearing Room 5.

Executive Session may follow. AMENDED NOTICE

Public Hearing to be held on: HR 314, HR 388, HR 576, HR 580

TAX POLICY

Tuesday, March 18, 2003, 12:00 p.m. Hearing Room 7.

Executive Session may follow.

Public Hearing to be held on: HB 110, HB 306, HB 449, HB 595, HJR 16

HOUSE CALENDAR

THIRTY-SEVENTH DAY, THURSDAY, MARCH 13, 2003

HOUSE JOINT RESOLUTION FOR SECOND READING

HJR 24

HOUSE BILLS FOR SECOND READING

HB 653 through HB 665

HB 667 through HB 669

HOUSE BILLS FOR PERFECTION

HCS HB 132, 173, 117 & 48 - Wright

HCS HB 346 & 174 - Dempsey

HB 511 - Deeken

HB 267 - Smith (118)

HCS HB 215, 218, 115 & 83 - Myers

HCS HB 190 & 214 - Fares

HCS HB 51 - Mayer

HCS HB 387 - Pearce

HCS HB 109 & 34 - Fares

HOUSE BILL FOR PERFECTION - INFORMAL

HB 157 - Johnson (90)

HOUSE BILLS FOR PERFECTION - CONSENT

(3-10-03)

HCS HB 93 - Moore

HB 99 - Seigfreid

HCS HB 133 - Willoughby

HB 162 - Shoemaker (8)

HB 199 - Jolly

HB 246 - Bishop

HB 284 - Crawford

HB 307 - Merideth
HCS HB 332 - Portwood
HCS HB 348 & 347 - Dempsey
HB 358 - Boykins
HCS HB 431 - Stevenson
HB 440 - Portwood

(3-11-03)

HB 141 - Mayer
HB 249, HCA 1 - Seigfreid
HB 251, HCA 1 - Smith (118)
HB 261, HCA 1 - Whorton
HB 327, HCA 1 - Lipke
HCS HB 371 - Dusenberg
HB 376 - Cooper (120)
HCS HB 392 - Avery
HCS HB 394 - Byrd
HCS HB 493 - Bruns
HB 553 - Smith (14)
HB 574 - Jackson
HB 521 - Dethrow
HCS HB 97 - Johnson (90)

(3-12-03)

HB 189 - Parker
HB 244 - Baker
HB 326 - Wagner
HB 351 - Quinn
HB 375 - Cooper (120)
HB 388 - Riback Wilson (25)
HB 463 - King
HB 465 - Hanaway
HCS HB 472 - Johnson (47)
HB 477 - Moore
HB 478, HCA 1 - Moore
HB 505 - Byrd
HB 512 - Cooper (120)
HB 464 - King
HB 60 - Sutherland
HB 57 - Riback Wilson (25)

(3-13-03)

HCS HB 318 - Baker
HCS HB 427 - Byrd
HB 430 - Stevenson
HB 445 - Portwood
HB 491, HCA 1 - Rupp
HCS HB 575 - Dethrow
HB 594 - Emery
HB 597 - Schlottach
HB 598 - Schlottach

HOUSE BILLS FOR THIRD READING

HCS HB 222, (Budget 3-04-03) - Luetkemeyer
HCS HB 289 - Dempsey
HS HCS HB 517, 94, 149, 150 & 342, E.C. (Budget 3-10-03)
 - Portwood
HS HCS HB 228, (Budget 3-12-03) - Pearce
HS HB 197, (Budget 3-12-03) - Johnson (47)
HCS HB 554, E.C. - Engler
HS HCS HB 156 - Phillips
HS HCS HB 257 - Munzlinger
HCS HB 322, (Budget 3-12-03) - Baker
HCS HB 410 - Schaaf
HCS HB 144, E.C. - Cooper (155)

BILL IN CONFERENCE

CCR SCS HCS HB 15 - Bearden

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

THIRTY-SEVENTH DAY, THURSDAY, MARCH 13, 2003

Speaker Hanaway in the Chair.

Prayer by Representative Wayne Cooper.

O Lord, we have heard of Your fame and stand in awe of Your power. Renew Your works in our day, make them known to our generation.

As it is written, "Righteousness exalts a nation but sin is a reproach to any people."

We request that You lead us in the paths of righteousness for Your name's sake.

For You have promised that if Your people would humble themselves and pray and seek Your face and turn from their wicked ways, then You would hear their requests, forgive their sin and heal their land.

So help us to humble ourselves, so that You O God may have mercy on us and heal our land.

We ask this in Jesus' name. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Drew Vines, Meagan Pryor, Melissa Pryor, Justin Buschjost, Austin Stumpe, Victoria Karvetska, Tatyana Dzhuleba, Olesya Bukharevskaya, Mary Alexandra Wilson, Kelsey Harman, Becca Avena, Gina Schwarz, Allie Antle, Nicolas Ray Self and Caleb Garrison Self.

Representative Behnen assumed the Chair.

The Journal of the thirty-sixth day was approved as corrected by the following vote:

AYES: 160

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23

Haywood	Henke	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	Icet	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly 144	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lawson	Lembke
LeVota	Liese	Lipke	Lowe	Luetkemeyer
Marsh	May	Mayer	Meiners	Merideth
Miller	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 003

Adams McKenna Pratt

HOUSE CONCURRENT RESOLUTION

Representative Parker offered House Concurrent Resolution No. 27.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

- House Resolution No. 828 - Representative Moore
- House Resolution No. 829 - Representatives Taylor and Goodman
- House Resolution No. 830 - Representative Kuessner
- House Resolution No. 831 - Representatives Wilson (130) and Ruestman
- House Resolution No. 832 - Representative Quinn
- House Resolution No. 833 - Representative Mayer
- House Resolution No. 834
- and
- House Resolution No. 835 - Representative Lager
- House Resolution No. 836 - Representatives Johnson (61) and El-Amin
- House Resolution No. 837 - Representative Wilson (119)
- House Resolution No. 838 - Representative Bruns
- House Resolution No. 839 - Representative Kelly (36)
- House Resolution No. 840 - Representative Ransdall
- House Resolution No. 841 - Representative Davis (19)

House Resolution No. 842

through

House Resolution No. 846 - Representative Brown

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 670, introduced by Representative Selby, relating to driving while intoxicated.

HB 671, introduced by Representatives Zweifel and Spreng, relating to removal of nuisances.

HB 672, introduced by Representatives Townley, Myers, Schlottach, Engler, Deeken, Barnitz, Black and Crowell, et al, relating to air operating permits.

HB 673, introduced by Representatives Sager, Liese, Curls, Carnahan, Meiners, Harris (23), Daus, Lowe, Walker, Bland, Jolly, LeVota, Wildberger and Young, relating to the establishment of a recruitment campaign for adoptive and foster care families.

HB 674, introduced by Representatives Merideth, Hunter, Mayer, Stevenson, Wagner, Davis (122) and Kuessner, et al, relating to the state historical monuments, memorials, and markers board.

HB 675, introduced by Representatives Salva, Johnson (47), LeVota and Young, relating to historic structures rehabilitation tax credits.

HB 676, introduced by Representatives Sutherland, Bruns, Henke, Deeken and Luetkemeyer, to authorize the conveyance of property owned by the state in the County of Cole known as the Church Farm.

HB 677, introduced by Representatives Mayer, Bean and Kingery, et al, relating to classification of counties.

HB 678, introduced by Representative Lipke, relating to penalties for intoxication-related traffic offenses.

HB 679, introduced by Representatives Hanaway, Parker, Portwood, Stevenson, Dixon and Schneider, et al, relating to the state foster care system.

HB 680, introduced by Representatives Hanaway, Spreng, Zweifel, Darrough, Corcoran, Dempsey, Schneider and Bivins, et al, relating to job retention programs in the department of economic development.

SECOND READING OF HOUSE JOINT RESOLUTION

HJR 24 was read the second time.

SECOND READING OF HOUSE BILLS

HB 653 through **HB 665** and **HB 667** through **HB 669** were read the second time.

THIRD READING OF HOUSE BILLS

HCS HB 289, relating to the Missouri Downtown Economic Stimulus Act, was taken up by Representative Dempsey.

On motion of Representative Dempsey, **HCS HB 289** was read the third time and passed by the following vote:

AYES: 143

Abel	Angst	Avery	Baker	Bean
Behnen	Bishop	Bivins	Black	Bland
Bough	Boykins	Bringer	Brooks	Brown
Bruns	Burnett	Byrd	Campbell	Carnahan
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Davis 122
Davis 19	Deeken	Dempsey	Dethrow	Dixon
Dougherty	Dusenberg	Emery	Engler	Ervin
Fares	George	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Haywood
Hilgemann	Hobbs	Hoskins	Hubbard	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 61
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lipke	Lowe
Luetkemeyer	Marsh	May	Mayer	Meiners
Merideth	Miller	Moore	Morris	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Selby	Self
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Townley	Villa	Vogt	Wagner	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Young	Madam Speaker		

NOES: 014

Barnitz	Daus	Donnelly	Fraser	Henke
Holand	Johnson 90	Muckler	Seigfreid	Shoemaker
Shoemyer	Viebrock	Wilson 25	Zweifel	

PRESENT: 001

El-Amin

ABSENT WITH LEAVE: 005

Adams

Bearden

McKenna

Pratt

Threlkeld

Representative Behnen declared the bill passed.

HCS HB 554, relating to school attendance, was taken up by Representative Engler.

On motion of Representative Engler, **HCS HB 554** was read the third time and passed by the following vote:

AYES: 151

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Icet	Jackson	Jetton	Johnson 90
Jolly	Jones	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lawson	Lembke
LeVota	Liese	Lipke	Lowe	Luetkemeyer
Marsh	May	Mayer	Meiners	Merideth
Miller	Moore	Morris	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schoemehl	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Townley	Viebrock	Villa
Vogt	Walker	Wallace	Walsh	Walton
Ward	Wasson	Whorton	Wildberger	Willoughby
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Young

Madam Speaker

NOES: 007

Donnelly
Schneider

Graham
Zweifel

Johnson 47

Johnson 61

Muckler

PRESENT: 000

ABSENT WITH LEAVE: 005

Adams	Kelly 144	McKenna	Pratt	Wagner
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Representative Behnen declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 149

Abel	Angst	Avery	Barnitz	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Boykins	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Davis 19	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	George
Goodman	Green	Guest	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hobbs
Holand	Hoskins	Hubbard	Hunter	Ice
Jackson	Jetton	Johnson 61	Johnson 90	Jolly
Jones	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	Meiners	Merideth	Miller
Moore	Morris	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schoemehl
Seigfreid	Selby	Self	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Madam Speaker	

NOES: 006

Fraser	Graham	Johnson 47	Muckler	Schneider
Zweifel				

PRESENT: 000

ABSENT WITH LEAVE: 008

Adams	Baker	Deeken	Kelly 144	McKenna
Pratt	Shoemaker	Wagner		

HS HCS HB 156, relating to informed consent for abortion, was taken up by Representative Phillips.

On motion of Representative Phillips, **HS HCS HB 156** was read the third time and passed by the following vote:

AYES: 119

Angst	Avery	Baker	Barnitz	Bean
Bearden	Behnen	Bivins	Black	Bough
Bringer	Brown	Bruns	Burnett	Byrd
Cooper 120	Cooper 155	Crawford	Crowell	Cunningham 145
Cunningham 86	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dougherty	Dusenberg
Emery	Engler	Ervin	George	Goodman
Green	Guest	Hampton	Harris 110	Henke
Hobbs	Holand	Hunter	Ice	Jackson
Jetton	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lembke	LeVota	Liese
Lipke	Luetkemeyer	Marsh	May	Mayer
Meiners	Merideth	Miller	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Parker
Pearce	Phillips	Portwood	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Threlkeld	Townley	Viebrock	Villa
Vogt	Wallace	Walsh	Ward	Wasson
Whorton	Wildberger	Wilson 119	Wilson 130	Wood
Wright	Yaeger	Yates	Madam Speaker	

NOES: 037

Bishop	Bland	Boykins	Brooks	Campbell
Carnahan	Corcoran	Curls	Darrough	Donnelly
El-Amin	Fares	Fraser	Graham	Harris 23
Haywood	Hilgemann	Hoskins	Hubbard	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Lowe
Page	Sager	Skaggs	Thompson	Walker
Walton	Willoughby	Wilson 25	Wilson 42	Witte
Young	Zweifel			

PRESENT: 000

ABSENT WITH LEAVE: 007

Abel	Adams	Kelly 144	Lawson	McKenna
Pratt	Wagner			

Representative Behnen declared the bill passed.

HS HCS HB 257, relating to tax credits, was taken up by Representative Munzlinger.

On motion of Representative Munzlinger, **HS HCS HB 257** was read the third time and passed by the following vote:

AYES: 155

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Ice	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lipke
Lowe	Luetkemeyer	Marsh	May	Mayer
Meiners	Merideth	Miller	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Selby	Self	Shoemaker	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Walker	Wallace	Walsh	Walton	Ward
Wasson	Whorton	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 000

PRESENT: 001

Witte

ABSENT WITH LEAVE: 007

Adams	Campbell	Hunter	Kelly 144	McKenna
Pratt	Wagner			

Representative Behnen declared the bill passed.

HCS HB 410, relating to the substance abuse traffic offender program, was taken up by Representative Schaaf.

On motion of Representative Schaaf, **HCS HB 410** was read the third time and passed by the following vote:

AYES: 141

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bough	Bringer	Brown	Bruns
Burnett	Byrd	Campbell	Carnahan	Cooper 120
Cooper 155	Corcoran	Crawford	Crowell	Cunningham 145
Cunningham 86	Darrough	Daus	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Dougherty
Dusenberg	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Green	Guest
Hampton	Harris 110	Harris 23	Henke	Hilgemann
Hobbs	Holand	Ice	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lipke
Lowe	Luetkemeyer	Marsh	May	Mayer
Meiners	Merideth	Miller	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Threlkeld	Townley
Viebrock	Villa	Wallace	Walsh	Walton
Ward	Wasson	Whorton	Wildberger	Willoughby
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yates	Young	Zweifel
Madam Speaker				

NOES: 015

Bland	Boykins	Brooks	Curls	El-Amin
Graham	Haywood	Hoskins	Hubbard	Hunter
Jones	Thompson	Vogt	Walker	Yaeger

PRESENT: 000

ABSENT WITH LEAVE: 007

Adams	Donnelly	Kelly 144	McKenna	Pratt
Sager	Wagner			

Representative Behnen declared the bill passed.

HCS HB 144, relating to recreational facilities, was taken up by Representative Cooper (155).

On motion of Representative Cooper (155), **HCS HB 144** was read the third time and passed by the following vote:

AYES: 133

Angst	Avery	Baker	Bean	Behnen
Bishop	Bivins	Black	Bland	Bough

Boykins	Bringer	Brooks	Brown	Bruns
Burnett	Byrd	Campbell	Carnahan	Cooper 120
Cooper 155	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Darrough	Daus	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fraser
George	Goodman	Guest	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hobbs
Holand	Hoskins	Hubbard	Hunter	Ice
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 36	King	Kingery
Kuessner	Lager	LeVota	Liese	Lipke
Luetkemeyer	Marsh	May	Mayer	Meiners
Merideth	Miller	Moore	Morris	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Purgason	Quinn	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sager
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Selby	Self	Smith 118	Smith 14	Spreng
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Wallace	Walsh	Walton	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Young	Madam Speaker		

NOES: 017

Abel	Barnitz	Corcoran	Davis 122	Fares
Graham	Lowe	Muckler	Ransdall	Salva
Seigfreid	Shoemaker	Shoemyer	Skaggs	Walker
Ward	Zweifel			

PRESENT: 003

Lembke	Portwood	St. Onge
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ABSENT WITH LEAVE: 010

Adams	Bearden	Donnelly	Green	Kelly 144
Kratky	Lawson	McKenna	Pratt	Wagner

Representative Behnen declared the bill passed.

The emergency clause was defeated by the following vote:

AYES: 097

Angst	Avery	Baker	Bean	Bearden
Behnen	Bishop	Bivins	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Daus	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Dusenberg
Emery	Engler	Ervin	Goodman	Guest
Hampton	Harris 23	Hobbs	Holand	Hubbard
Hunter	Ice	Jackson	Jetton	Johnson 47
Jolly	King	Kingery	Kuessner	Lager

Liese	Lipke	Luetkemeyer	Marsh	May
Mayer	Miller	Moore	Morris	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Purgason	Quinn	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sander	Schaaf	Schlottach	Schneider	Selby
Self	Smith 118	Smith 14	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Wallace	Walton	Wasson
Wilson 119	Wilson 130	Wilson 25	Wood	Wright
Yates	Madam Speaker			

NOES: 055

Abel	Barnitz	Black	Bland	Boykins
Bringer	Brooks	Burnett	Campbell	Carnahan
Corcoran	Curls	Darrough	Davis 122	Dougherty
El-Amin	Fares	Fraser	George	Graham
Green	Harris 110	Haywood	Henke	Hilgemann
Hoskins	Johnson 61	Johnson 90	Jones	Kelly 36
Le Vota	Lowe	Meiners	Merideth	Muckler
Ransdall	Sager	Salva	Schoemehl	Seigfreid
Shoemyer	Skaggs	Spreng	Vogt	Walker
Walsh	Ward	Whorton	Wildberger	Willoughby
Wilson 42	Witte	Yaeger	Young	Zweifel

PRESENT: 003

Lembke	Shoemaker	St. Onge
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ABSENT WITH LEAVE: 008

Adams	Donnelly	Kelly 144	Kratky	Lawson
McKenna	Pratt	Wagner		

Speaker Hanaway resumed the Chair.

SUPPLEMENTAL CALENDAR

(March 13, 2003)

HOUSE BILLS FOR PERFECTION - CONSENT

(3-13-03)

HCS HB 356 - Smith (118)
 HB 407 - Smith (118)
 HB 523 - Dusenberg
 HB 552 - Kingery
 HB 599 - Burnett
 HCS HB 613 - Byrd

REFERRAL OF HOUSE RESOLUTION

The following House Resolution was referred to the Committee indicated:

HR 495 - Rules

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were referred to the Committee indicated:

HCR 19 - Homeland Security and Veterans Affairs

HCR 23 - Rules

REFERRAL OF HOUSE JOINT RESOLUTION

The following House Joint Resolution was referred to the Committee indicated:

HJR 24 - Transportation and Motor Vehicles

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 33 - Children and Families

HB 391 - Tax Policy

HB 406 - Judiciary

HB 418 - Education

HB 469 - Communications, Energy and Technology

HB 496 - Tax Policy

HB 510 - Children and Families

HB 520 - Professional Registration and Licensing

HB 540 - Senior Security

HB 545 - Crime Prevention and Public Safety

HB 548 - Financial Services

HB 549 - Small Business

HB 550 - Tax Policy

HB 589 - Local Government

HB 606 - Local Government

HB 608 - Crime Prevention and Public Safety

HB 609 - Crime Prevention and Public Safety

HB 610 - Crime Prevention and Public Safety

HB 611 - Transportation and Motor Vehicles

HB 612 - Financial Services

HB 614 - Transportation and Motor Vehicles

HB 615 - Professional Registration and Licensing

HB 616 - Financial Services
HB 617 - Job Creation and Economic Development
HB 618 - Judiciary
HB 619 - Judiciary
HB 620 - Conservation and Natural Resources
HB 621 - Local Government
HB 622 - Tax Policy
HB 623 - Workforce Development and Workplace Safety
HB 624 - Tax Policy
HB 625 - Transportation and Motor Vehicles
HB 626 - Transportation and Motor Vehicles
HB 627 - Local Government
HB 628 - Special Committee on General Laws
HB 629 - Children and Families
HB 630 - Judiciary
HB 631 - Tourism and Cultural Affairs
HB 632 - Homeland Security and Veterans Affairs
HB 633 - Local Government
HB 634 - Transportation and Motor Vehicles
HB 635 - Communications, Energy and Technology
HB 636 - Crime Prevention and Public Safety
HB 637 - Corrections and State Institutions
HB 638 - Agriculture
HB 639 - Local Government
HB 640 - Special Committee on Urban Issues
HB 641 - Budget
HB 642 - Judiciary
HB 643 - Workforce Development and Workplace Safety
HB 644 - Health Care Policy
HB 645 - Professional Registration and Licensing
HB 646 - Professional Registration and Licensing
HB 647 - Transportation and Motor Vehicles
HB 648 - Education
HB 649 - Retirement
HB 650 - Retirement
HB 651 - Local Government
HB 652 - Budget
HB 653 - Crime Prevention and Public Safety
HB 654 - Crime Prevention and Public Safety
HB 655 - Education
HB 656 - Crime Prevention and Public Safety
HB 657 - Elections
HB 658 - Crime Prevention and Public Safety
HB 659 - Transportation and Motor Vehicles
HB 660 - Senior Security

HB 661 - Local Government
HB 662 - Crime Prevention and Public Safety
HB 663 - Crime Prevention and Public Safety
HB 664 - Tax Policy
HB 665 - Education
HB 668 - Transportation and Motor Vehicles

RE-REFERRAL OF HOUSE BILL

The following House Bill was re-referred to the Committee indicated:

HB 560 - Financial Services

REFERRAL OF SENATE CONCURRENT RESOLUTION

The following Senate Concurrent Resolution was referred to the Committee indicated:

SCR 10 - Rules

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SCS SB 4 - Transportation and Motor Vehicles
SCS SB 7 - Local Government
SB 14 - Local Government
SS SCS SB 30 - Children and Families
SS SCS SB 36 - Agriculture
SB 57 - Elections
SB 63 - Children and Families
SB 68 - Local Government
SCS SB 84 - Agriculture
SCS SB 130 - Local Government
SB 186 - Local Government
SCS SBs 194 & 189 - Small Business
SCS SBs 212 & 220 - Local Government
SB 214 - Judiciary
SCS SB 215 - Education
SB 216 - Transportation and Motor Vehicles
SCS SB 218 - Local Government
SB 250 - Local Government
SS SCS SB 265 - Education
SCS SB 288 - Local Government
SB 289 - Transportation and Motor Vehicles
SB 292 - Financial Services

SCS SB 294 - Crime Prevention and Public Safety
SB 297 - Communications, Energy and Technology
SB 301 - Local Government
SB 310 - Job Creation and Economic Development
SB 314 - Transportation and Motor Vehicles
SB 317 - Health Care Policy
SB 325 - Homeland Security and Veterans Affairs
SB 330 - Children and Families
SB 370 - Local Government
SB 371 - Education
SCS SB 379 - Local Government
SB 383 - Local Government
SCS SB 391 - Senior Security
SB 401 - Judiciary
SB 474 - Judiciary

COMMITTEE REPORTS

Committee on Budget, Chairman Bearden reporting:

Madam Speaker: Your Committee on Budget, to which was referred **SCS SBs 299 & 40**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Committee on Communications, Energy and Technology, Chairman Rector reporting:

Madam Speaker: Your Committee on Communications, Energy and Technology, to which was referred **HB 404, HB 324, HB 403, HB 344, HB 426** and **HB 541**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Committee on Corrections and State Institutions, Chairman Kelly (144) reporting:

Madam Speaker: Your Committee on Corrections and State Institutions, to which was referred **HB 356**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Madam Speaker: Your Committee on Corrections and State Institutions, to which was referred **HB 407**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Committee on Crime Prevention and Public Safety, Chairman Mayer reporting:

Madam Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 523**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Committee on Financial Services, Chairman Luetkemeyer reporting:

Madam Speaker: Your Committee on Financial Services, to which was referred **HB 380**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Committee on Judiciary, Chairman Byrd reporting:

Madam Speaker: Your Committee on Judiciary, to which was referred **HB 552**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Judiciary, to which was referred **HB 599**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Judiciary, to which was referred **HB 613**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Committee on Rules, Chairman Crowell reporting:

Madam Speaker: Your Committee on Rules, to which was referred **HR 314**, begs leave to report it has examined the same and recommends that it **Do Pass**.

HOUSE RESOLUTION NO. 314

WHEREAS, the members of the Missouri House of Representatives have a long tradition of recognizing the citizens of this state for their outstanding accomplishments and achievements; and

WHEREAS, the "Glory of Missouri" Award was created to encourage the values held by the early leaders of Missouri and to recognize those standards as exemplified in our schools and communities by this state's youth who are the future of Missouri; and

WHEREAS, the "Glory of Missouri" virtues of Knowledge, Liberty, Equality, Law, Justice, Fraternity, Education, Progress, Honor, Truth, Virtue, Temperance, Enterprise, and Charity were engraved in the House Chamber in the early 1920s, recognizing their relevance and importance to the early Missouri Legislature:

NOW, THEREFORE, BE IT RESOLVED, be it resolved that we, the members of the Missouri House of Representatives, Ninety-second General Assembly, hereby reserve the House Chamber for presentation of the "Glory of Missouri" Awards on Friday, March 14, 2003, Friday, April 4, 2003, and Friday, April 11, 2003, from 11:00 a.m. to 3:00 p.m.

Madam Speaker: Your Committee on Rules, to which was referred **HR 388**, begs leave to report it has examined the same and recommends that it **Do Pass**.

HOUSE RESOLUTION NO. 388

WHEREAS, the Missouri House of Representatives has a long tradition of rendering assistance to programs that develop outstanding qualities of both citizenship and leadership; and

WHEREAS, the legislative interns of the Missouri General Assembly are interested in gaining an insight into the democratic process by conducting a mock legislative forum in the House Chamber; and

WHEREAS, one of the purposes of the Missouri General Assembly's intern program is to give college students participating in the program a working knowledge of the operation and function of Missouri's legislative bodies in order to better prepare them to pursue related career goals and to fulfill their roles as active and responsible citizens:

NOW, THEREFORE, BE IT RESOLVED that we, the members of the Missouri House of Representatives, Ninety-second General Assembly, hereby grant the participants of the Legislative and State Official Intern Program permission to use the House Chamber for the purpose of conducting their 2003 Mock Legislative Session from 10:00 a.m. until 1:00 p.m. on Monday, April 14 and Tuesday, April 22, 2003.

Madam Speaker: Your Committee on Rules, to which was referred **HR 576**, begs leave to report it has examined the same and recommends that it **Do Pass**.

HOUSE RESOLUTION NO. 576

WHEREAS, the members of the Missouri House of Representatives have a long tradition of recognizing the citizens of this state for their outstanding accomplishments and achievements; and

WHEREAS, the "Glory of Missouri" Award was created to encourage the values held by the early leaders of Missouri and to recognize those standards as exemplified in our schools and communities by this state's youth who are the future of Missouri; and

WHEREAS, the "Glory of Missouri" virtues of Knowledge, Liberty, Equality, Law, Justice, Fraternity, Education, Progress, Honor, Truth, Virtue, Temperance, Enterprise, and Charity were engraved in the House Chamber in the early 1920s, recognizing their relevance and importance to the early Missouri Legislature:

NOW, THEREFORE, BE IT RESOLVED that we, the members of the Missouri House of Representatives, Ninety-second General Assembly, hereby reserve the House Chamber for presentation of the "Glory of Missouri" Awards on Friday, April 25, 2003, from 12:15 p.m. to 1:45 p.m.

Madam Speaker: Your Committee on Rules, to which was referred **HR 580**, begs leave to report it has examined the same and recommends that it **Do Pass**.

HOUSE RESOLUTION NO. 580

WHEREAS, the Missouri House of Representatives recognizes the importance of empowering citizens to actively participate in the democratic process; and

WHEREAS, the House of Representatives has a long tradition of rendering assistance to those organizations which sponsor projects in the interest of good citizenship; and

WHEREAS, the Missouri League of Nursing is a nonprofit organization dedicated to supporting the delivery of quality health care by nurses and other health care providers through education, collaboration, and information:

NOW, THEREFORE, BE IT RESOLVED by the members of the Missouri House of Representatives, Ninety-second General Assembly, that the Missouri League of Nursing be hereby granted permission to use the House Chamber on Wednesday, June 18, 2003, from 3:00 p.m. to 5:00 p.m.

Committee on Tax Policy, Chairman Cooper (120) reporting:

Madam Speaker: Your Committee on Tax Policy, to which was referred **HB 600**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

MESSAGE FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 11**, entitled:

An act to repeal section 143.181, RSMo, and to enact in lieu thereof two new sections relating to taxation, with an emergency clause and a termination date.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

WITHDRAWAL OF HOUSE BILL

March 13, 2003

Chief Clerk:

I wish to withdraw **HB 369** immediately.

Thank You,

/s/ Jane Cunningham
State Representative

ADJOURNMENT

Representative Crowell moved that the House adjourn until 10:00 a.m., Friday, March 14, 2003.

Which motion was adopted by the following vote:

AYES: 086

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Goodman	Guest	Hobbs
Holand	Hunter	Ice	Jackson	Jetton
Johnson 47	King	Kingery	Lager	Lembke
Lipke	Marsh	May	Mayer	Miller
Moore	Morris	Munzlinger	Myers	Nieves
Parker	Pearce	Phillips	Portwood	Purgason
Quinn	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sander	Schaaf	Schlottach
Schneider	Self	Shoemaker	Smith 118	Smith 14
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Threlkeld	Townley	Viebrock	Wallace	Wasson
Wilson 119	Wilson 130	Wood	Wright	Yates
Madam Speaker				

NOES: 067

Abel	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Campbell	Carnahan
Corcoran	Curls	Darrough	Daus	Davis 122
Dougherty	El-Amin	Fraser	George	Graham
Green	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hoskins	Hubbard	Johnson 61
Johnson 90	Jolly	Jones	Kelly 36	Kuessner
LeVota	Liese	Lowe	Meiners	Merideth
Muckler	Page	Ransdall	Sager	Salva
Schoemehl	Seigfreid	Selby	Shoemyer	Skaggs
Spreng	Thompson	Villa	Vogt	Walker
Walsh	Walton	Ward	Whorton	Wildberger
Willoughby	Wilson 25	Wilson 42	Witte	Yaeger
Young	Zweifel			

PRESENT: 000

ABSENT WITH LEAVE: 010

Adams	Donnelly	Fares	Kelly 144	Kratky
Lawson	Luetkemeyer	McKenna	Pratt	Wagner

CORRECTIONS TO THE HOUSE JOURNAL

AFFIDAVITS

I, State Representative Jerry Bough, District 142, hereby state and affirm that my vote as recorded on Page 643 of the House Journal for Wednesday, March 12, 2003 showing that I voted no was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 13th day of March 2003.

/s/ Jerry Bough
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 13th day of March in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Philip Willoughby, District 33, hereby state and affirm that my vote as recorded on Page 643 of the House Journal for Wednesday, March 12, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 13th day of March 2003.

/s/ Philip Willoughby
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 13th day of March in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Kathlyn Fares, District 91, hereby state and affirm that my vote as recorded on Page 646 of the House Journal for Wednesday, March 12, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted no. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 13th day of March 2003.

/s/ Kathlyn Fares
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 13th day of March in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Jason Crowell, District 158, hereby state and affirm that my vote as recorded on Page 659 of the House Journal for Wednesday, March 12, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 13th day of March 2003.

/s/ Jason Crowell
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 13th day of March in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

AGRICULTURE

Tuesday, March 18, 2003, 12:00 p.m. Hearing Room 1.

Possible Executive Session.

Public Hearing to be held on: HB 457, HB 494, HB 555

BUDGET

Friday, March 14, 2003, 8:30 a.m. Hearing Room 3.

Mark-up. Executive Session may follow.

Public Hearing to be held on: HB 1, HB 2, HB 3, HB 4, HB 5, HB 6, HB 7, HB 8, HB 9, HB 10, HB 11, HB 12, HB 13

CONSERVATION AND NATURAL RESOURCES

Wednesday, March 19, 2003, 12:00 p.m. Hearing Room 5.

Executive Session may follow.

Public Hearing to be held on: HB 447, HJR 20

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, March 18, 2003, 5:00 p.m. Hearing Room 3.

Executive Session may follow.

Public Hearing to be held on: HB 227, HB 411, HB 538, HB 539, HB 567, HB 656

Executive Session to be held on: HB 471

ELECTIONS

Tuesday, March 18, 2003, 5:00 p.m. Hearing Room 7.

Executive Session will precede the hearing.

Public Hearing to be held on: HB 544, HB 577, HB 657

Executive Session to be held on: HB 537, SB 29, SB 50

FINANCIAL SERVICES

Tuesday, March 18, 2003, 12:00 p.m. Hearing Room 6.

Possible Executive Session on HB 559.

Public Hearing to be held on: HB 259, HB 460, HB 532, HB 560, HB 616

LOCAL GOVERNMENT

Monday, March 17, 2003, 3:00 p.m. Hearing Room 6.

Executive Session.

Public Hearing to be held on: SB 234

LOCAL GOVERNMENT

Thursday, March 20, 2003, 8:30 a.m. Hearing Room 6.

Executive Session may follow.

Public Hearing to be held on: HB 578, HB 627, SB 235, SB 239

TAX POLICY

Tuesday, March 18, 2003, 12:00 p.m. Hearing Room 7.

Executive Session may follow. AMENDED NOTICE

Public Hearing to be held on: HB 110, HB 306, HB 449, HB 595, HJR 15, HJR 16

TRANSPORTATION AND MOTOR VEHICLES

Tuesday, March 18, 2003, 8:00 a.m. Hearing Room 6.

Public Hearing to be held on: HB 668, HJR 24, SB 117

TRANSPORTATION AND MOTOR VEHICLES

Wednesday, March 19, 2003, 8:00 a.m. Hearing Room 6.

Possible Executive Session.

Public Hearing to be held on: HB 668, HJR 24, SB 117

HOUSE CALENDAR

THIRTY-EIGHTH DAY, FRIDAY, MARCH 14, 2003

HOUSE BILLS FOR SECOND READING

HB 670 through HB 680

HOUSE BILLS FOR PERFECTION

HCS HB 132, 173, 117 & 48 - Wright

HCS HB 346 & 174 - Dempsey

HB 511 - Deeken

HB 267 - Smith (118)

HCS HB 215, 218, 115 & 83 - Myers

HCS HB 190 & 214 - Fares

HCS HB 51 - Mayer

HCS HB 387 - Pearce

HCS HB 109 & 34 - Fares

HCS HB 600 - Cooper (120)

HCS HB 380 - Luetkemeyer

HCS HB 404, 324, 403, 344, 426 & 541 - Rector

HB 263 - Cooper (120)

HOUSE BILLS FOR PERFECTION - CONSENT

(3-10-03)

HCS HB 93 - Moore
HB 99 - Seigfreid
HCS HB 133 - Willoughby
HB 162 - Shoemaker (8)
HB 199 - Jolly
HB 246 - Bishop
HB 284 - Crawford
HB 307 - Merideth
HCS HB 332 - Portwood
HCS HB 348 & 347 - Dempsey
HB 358 - Boykins
HCS HB 431 - Stevenson
HB 440 - Portwood

(3-11-03)

HB 141 - Mayer
HB 249, HCA 1 - Seigfreid
HB 251, HCA 1 - Smith (118)
HB 261, HCA 1 - Whorton
HB 327, HCA 1 - Lipke
HCS HB 371 - Dusenberg
HB 376 - Cooper (120)
HCS HB 392 - Avery
HCS HB 394 - Byrd
HCS HB 493 - Bruns
HB 553 - Smith (14)
HB 574 - Jackson
HB 521 - Dethrow
HCS HB 97 - Johnson (90)

(3-12-03)

HB 189 - Parker
HB 244 - Baker
HB 326 - Wagner
HB 351 - Quinn
HB 375 - Cooper (120)
HB 388 - Riback Wilson (25)
HB 463 - King
HB 465 - Hanaway
HCS HB 472 - Johnson (47)

HB 477 - Moore
HB 478, HCA 1 - Moore
HB 505 - Byrd
HB 512 - Cooper (120)
HB 464 - King
HB 60 - Sutherland
HB 57 - Riback Wilson (25)

(3-13-03)

HCS HB 318 - Baker
HCS HB 427 - Byrd
HB 430 - Stevenson
HB 445 - Portwood
HB 491, HCA 1 - Rupp
HCS HB 575 - Dethrow
HB 594 - Emery
HB 597 - Schlottach
HB 598 - Schlottach
HCS HB 356 - Smith (118)
HB 407 - Smith (118)
HB 523 - Dusenberg
HB 552 - Kingery
HB 599 - Burnett
HCS HB 613 - Byrd

HOUSE BILLS FOR THIRD READING

HCS HB 222, (Budget 3-04-03) - Luetkemeyer
HS HCS HB 517, 94, 149, 150 & 342, E.C. (Budget 3-10-03) - Portwood
HS HCS HB 228, (Budget 3-12-03) - Pearce
HS HB 197, (Budget 3-12-03) - Johnson (47)
HCS HB 322, (Budget 3-12-03) - Baker

SENATE BILL FOR SECOND READING

SCS SB 11

SENATE BILL FOR THIRD READING

SCS SB 299 & 40 - Bearden

BILL IN CONFERENCE

CCR SCS HCS HB 15 - Bearden

HOUSE RESOLUTIONS

HR 314, (3-13-03) - Avery
HR 388, (3-13-03) - Lowe
HR 576, (3-13-03) - Bivins
HR 580, (3-13-03) - Deeken

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

THIRTY-EIGHTH DAY, FRIDAY, MARCH 14, 2003

Representative Bearden in the Chair.

Prayer by Chris Dunn, from the Office of Representative Carl Bearden

Heavenly Father,

Thank You for the gifts of grace and life for this new day.

Your Word says that You foil the plans of the nations and that You thwart the purposes of the peoples. It goes on to say that Your plans stand firm forever, the purposes of Your heart stand through all generations. This morning we ask that Your plan be accomplished here today.

Your Word asks, "Who is wise and understanding among you? Let him show it by his good life, by deeds done in the humility that comes from wisdom." It goes on to say that, "the wisdom that comes from Heaven is first of all pure; then peace-loving, considerate, submissive, full of mercy and good fruit, impartial and sincere." Heavenly Father, we ask for this kind of wisdom today.

Your Word says that You, "oppose the proud but give grace to the humble." We ask for humility and submit ourselves to You today. We put our hope in You, Almighty God.

In Your name and for Your glory we pray. Amen.

The Pledge of Allegiance to the flag was recited.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 847 - Representative Lowe
House Resolution No. 848 - Representative Wildberger
House Resolution No. 849 - Representative Walker
House Resolution No. 850

and

House Resolution No. 851 - Representative Riback Wilson (25)
House Resolution No. 852 - Representative Crowell
House Resolution No. 853 - Representative Avery

INTRODUCTION OF HOUSE BILL

The following House Bill was read the first time and copies ordered printed:

HB 681, introduced by Representatives Bearden, Sutherland, Stevenson, Goodman, Stefanick, Hobbs, Brown, Wood, Portwood and Lipke, et al, relating to the Missouri sunset act.

SECOND READING OF HOUSE BILLS

HB 670 through **HB 680** were read the second time.

SECOND READING OF SENATE BILL

SCS SB 11 was read the second time.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 436 - Agriculture
HB 679 - Children and Families
HB 680 - Job Creation and Economic Development

REFERRAL OF SENATE BILL

The following Senate Bill was referred to the Committee indicated:

SCS SB 11 - Tax Policy

COMMITTEE REPORT

Committee on Budget, Chairman Bearden reporting:

Madam Speaker: Your Committee on Budget, to which was referred **HB 1, HB 2, HB 3, HB 4, HB 5, HB 6, HB 7, HB 8, HB 9, HB 10, HB 11** and **HB 12**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

The following members' presence was noted: Avery, Bruns, Deeken, Jetton, Marsh and Shoemyer (9).

ADJOURNMENT

On motion of Representative Bearden, the House adjourned until 4:00 p.m., Monday, March 17, 2003.

COMMITTEE MEETINGS

AGRICULTURE

Tuesday, March 18, 2003, 12:00 p.m. Hearing Room 1.

Possible Executive Session.

Public Hearing to be held on: HB 457, HB 494, HB 555

CONSERVATION AND NATURAL RESOURCES

Wednesday, March 19, 2003, 12:00 p.m. Hearing Room 5.

Executive Session may follow.

Public Hearing to be held on: HB 447, HJR 20

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, March 18, 2003, 5:00 p.m. Hearing Room 3.

Executive Session may follow.

Public Hearing to be held on: HB 227, HB 411, HB 538, HB 539, HB 567, HB 656

Executive Session to be held on: HB 471

ELECTIONS

Tuesday, March 18, 2003, 5:00 p.m. Hearing Room 7.

Executive Session will precede the hearing.

Public Hearing to be held on: HB 544, HB 577, HB 657

Executive Session to be held on: HB 537, SB 29, SB 50

ETHICS

Tuesday, March 18, 2003, 5:00 p.m. Hearing Room 4.

Executive Session may follow. Approval of Caucuses.

FINANCIAL SERVICES

Tuesday, March 18, 2003, 12:00 p.m. Hearing Room 6.

Possible Executive Session on HB 559.

Public Hearing to be held on: HB 259, HB 460, HB 532, HB 560, HB 616

JOINT COMMITTEE ON LEGISLATIVE RESEARCH

Wednesday, March 19, 2003, 8:00 a.m. Hearing Room 5.

Testimony from witnesses regarding agency directives.

Witnesses will be posted Monday, March 17, 2003.

LOCAL GOVERNMENT

Monday, March 17, 2003, 3:00 p.m. Hearing Room 6.

Executive Session.

Public Hearing to be held on: SB 234

LOCAL GOVERNMENT

Thursday, March 20, 2003, 8:30 a.m. Hearing Room 6.

Executive Session may follow.

Public Hearing to be held on: HB 578, HB 627, SB 235, SB 239

TAX POLICY

Tuesday, March 18, 2003, 12:00 p.m. Hearing Room 7.

Executive Session may follow. AMENDED NOTICE

Public Hearing to be held on: HB 110, HB 306, HB 449, HB 595, HJR 15, HJR 16

TRANSPORTATION AND MOTOR VEHICLES

Tuesday, March 18, 2003, 8:00 a.m. Hearing Room 6.

Public Hearing to be held on: HB 668, HJR 24, SB 117

TRANSPORTATION AND MOTOR VEHICLES

Wednesday, March 19, 2003, 8:00 a.m. Hearing Room 6.

Possible Executive Session.

Public Hearing to be held on: HB 668, HJR 24, SB 117

HOUSE CALENDAR

THIRTY-NINTH DAY, MONDAY, MARCH 17, 2003

HOUSE BILL FOR SECOND READING

HB 681

HOUSE BILLS FOR PERFECTION - APPROPRIATIONS

HCS HB 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11 & 12 - Bearden

HOUSE BILLS FOR PERFECTION

HCS HB 132, 173, 117 & 48 - Wright

HCS HB 346 & 174 - Dempsey

HB 511 - Deeken

HB 267 - Smith (118)

HCS HB 215, 218, 115 & 83 - Myers

HCS HB 190 & 214 - Fares

HCS HB 51 - Mayer

HCS HB 387 - Pearce

HCS HB 109 & 34 - Fares

HCS HB 600 - Cooper (120)

HCS HB 380 - Luetkemeyer

HCS HB 404, 324, 403, 344, 426 & 541 - Rector
HB 263 - Cooper (120)

HOUSE BILLS FOR PERFECTION - CONSENT

(3-11-03)

HB 141 - Mayer
HB 249, HCA 1 - Seigfreid
HB 251, HCA 1 - Smith (118)
HB 261, HCA 1 - Whorton
HB 327, HCA 1 - Lipke
HCS HB 371 - Dusenberg
HB 376 - Cooper (120)
HCS HB 392 - Avery
HCS HB 394 - Byrd
HCS HB 493 - Bruns
HB 553 - Smith (14)
HB 574 - Jackson
HB 521 - Dethrow
HCS HB 97 - Johnson (90)

(3-12-03)

HB 189 - Parker
HB 244 - Baker
HB 326 - Wagner
HB 351 - Quinn
HB 375 - Cooper (120)
HB 388 - Riback Wilson (25)
HB 463 - King
HB 465 - Hanaway
HCS HB 472 - Johnson (47)
HB 477 - Moore
HB 478, HCA 1 - Moore
HB 505 - Byrd
HB 512 - Cooper (120)
HB 464 - King
HB 60 - Sutherland
HB 57 - Riback Wilson (25)

(3-13-03)

HCS HB 318 - Baker
HCS HB 427 - Byrd

HB 430 - Stevenson
HB 445 - Portwood
HB 491, HCA 1 - Rupp
HCS HB 575 - Dethrow
HB 594 - Emery
HB 597 - Schlottach
HB 598 - Schlottach
HCS HB 356 - Smith (118)
HB 407 - Smith (118)
HB 523 - Dusenberg
HB 552 - Kingery
HB 599 - Burnett
HCS HB 613 - Byrd

HOUSE BILLS FOR THIRD READING

HCS HB 222, (Budget 3-04-03) - Luetkemeyer
HS HCS HB 517, 94, 149, 150 & 342, E.C. (Budget 3-10-03) - Portwood
HS HCS HB 228, (Budget 3-12-03) - Pearce
HS HB 197, (Budget 3-12-03) - Johnson (47)
HCS HB 322, (Budget 3-12-03) - Baker

HOUSE BILLS FOR THIRD READING - CONSENT

HCS HB 93, E.C. - Moore
HB 99 - Seigfreid
HCS HB 133 - Willoughby
HB 162 - Shoemaker (8)
HB 199 - Jolly
HB 246 - Bishop
HB 284 - Crawford
HB 307 - Merideth
HCS HB 332 - Portwood
HCS HB 348 & 347 - Dempsey
HB 358 - Boykins
HCS HB 431 - Stevenson
HB 440 - Portwood

SENATE BILL FOR THIRD READING

SCS SB 299 & 40 - Bearden

BILL IN CONFERENCE

CCR SCS HCS HB 15 - Bearden

HOUSE RESOLUTIONS

HR 314, (3-13-03, Page 685) - Avery

HR 388, (3-13-03, Pages 685 & 686) - Lowe

HR 576, (3-13-03, Page 686) - Bivins

HR 580, (3-13-03, Page 686) - Deeken

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

THIRTY-NINTH DAY, MONDAY, MARCH 17, 2003

Speaker Hanaway in the Chair.

Prayer by Reverend Mark Kiekhaefer, Grace Evangelical Free Church.

Most High God.

Your dominion is eternal, Your kingdom endures from generation to generation. We, the people of the earth, are regarded as nothing before You. You do as You please with the powers of heaven and the peoples of the earth. (Daniel 4:34-35)

I come before You this day to pray for these elected representatives of Missouri...

- 1) May they be examples of righteousness for the people of our state.
- 2) Grant them divine wisdom for their deliberations this day.
- 3) May Your justice be advanced in our communities as a result of their work.
- 4) May we all be restrained from doing anything that would hinder Your purposes.
- 5) May there be humility, respect and peace in working toward solutions for the issues before this body.

We bring before Your throne the physical needs of those we care about, and especially remember Your servant David Buescher and ask You to extend Your healing hand to him.

We are mindful too of the clouds of war that are on the horizon for our nation. We ask You, the Prince of Peace, to bring about a lasting peace in our days. Even now we lift our voices and plead for a resolution that avoids armed conflict. If the fighting begins, we ask for Your protection over - all American and allied soldiers and the people in Iraq. May the unjust be removed, the wicked brought to judgment. (Psalm 10:15 paraphrase) and may peace and liberty be established in that land we pray.

And so, I commit these requests to You and ask for Your favor upon us this day.

In the name of my Lord, Jesus. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Caroline Krewson.

The Journal of the thirty-seventh day was approved as corrected.

The Journal of the thirty-eighth day was approved as printed.

HOUSE RESOLUTION

Representative St. Onge offered House Resolution No. 887.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 854	-	Representative Moore
House Resolution No. 855	-	Representative Salva
House Resolution No. 856	-	Representative Vogt
House Resolution No. 857	-	Representative Henke
House Resolution No. 858	-	Representative Haywood
House Resolution No. 859	-	Representative Angst
House Resolution No. 860	-	Representative Liese
House Resolution No. 861		
and		
House Resolution No. 862	-	Representative Cooper (120)
House Resolution No. 863	-	Representative Munzlinger
House Resolution No. 864		
through		
House Resolution No. 866	-	Representative Luetkemeyer
House Resolution No. 867	-	Representative Johnson (90)
House Resolution No. 868		
through		
House Resolution No. 870	-	Representative Moore
House Resolution No. 871		
through		
House Resolution No. 873	-	Representative Deeken
House Resolution No. 874		
through		
House Resolution No. 878	-	Representative Graham
House Resolution No. 879		
and		
House Resolution No. 880	-	Representative Bruns
House Resolution No. 881	-	Representative Harris (23)
House Resolution No. 882	-	Representative Lembke
House Resolution No. 883	-	Representative Wallace
House Resolution No. 884		
and		
House Resolution No. 885	-	Representative Dougherty
House Resolution No. 886	-	Representative Wildberger
House Resolution No. 888	-	Representative Hanaway
House Resolution No. 889		
through		
House Resolution No. 892	-	Representative Jones

House Resolution No. 893
through
House Resolution No. 896 - Representative Jackson

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 682, introduced by Representative Sager, et al, relating to public holidays.

HB 683, introduced by Representatives Sager and Walker, et al, relating to the designation of the month of March of each year for commemoration of Irish history.

HB 684, introduced by Representatives Jones and Crawford, relating to the operation of motor vehicles.

HB 685, introduced by Representatives Jones and Haywood, relating to cancellation or nonrenewal of insurance policies.

HB 686, introduced by Representatives Jones and Haywood, relating to election of school board members.

SECOND READING OF HOUSE BILL

HB 681 was read the second time.

PERFECTION OF HOUSE BILL

HCS HB 600, relating to the collection of taxes, was taken up by Representative Cooper (120).

Representative Cooper (120) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 600, Page 9, Section 144.025, Line 37, by deleting the word “**primarily**”; and

Further amend said bill, Page 9, Section 144.025, Line 41, by inserting after said line the following:

“144.081. 1. The director of revenue, by regulation, may require a seller to timely remit the unpaid state sales tax for each quarter-monthly period, only if the seller's aggregate state sales tax was ten thousand dollars or more in each of at least six months during the prior twelve months. The term "state sales tax" as used in this section means the tax imposed by sections 144.010 to 144.510 and the additional sales tax imposed by sections 43(a) to 43(c) and 47(a) to 47(c) of article IV of the Missouri Constitution and does not include any sales taxes imposed by political subdivisions of the state pursuant to other provisions of law.

2. The director may increase the monthly requirement to more than ten thousand dollars or otherwise narrow the application of the quarter-monthly remittance system authorized by this section. The director may not require the remittance of state sales taxes more often than monthly unless authorized by this section.

3. A remittance shall be timely if mailed as provided in section 143.851, RSMo, within three banking days after the end of the quarter-monthly period or if received by the director or deposited in a depository designated by the director within four banking days after the end of the quarter-monthly period.

4. The unpaid amount shall be after a reduction for the compensation provided by section 144.140. The unpaid amount at the end of a quarter-monthly period shall not include unpaid amounts for a prior quarter-monthly period only if the seller made a remittance with respect to the prior quarter-monthly period. The excess, if any, of a remittance over the actual amount for a period shall be applied in order of time to each of the seller's succeeding remittances with respect to the same return period.

5. For purposes of this section, "quarter-monthly period" means:

- (1) The first seven days of a calendar month;
- (2) The eighth to fifteenth day of a calendar month;
- (3) The sixteenth to twenty-second day of a calendar month; and
- (4) The portion following the twenty-second of a calendar month.

6. (1) In the case of an underpayment of any amount required to be paid pursuant to this section, a seller shall be liable for a penalty in lieu of all other penalties, interest or additions to tax imposed by this chapter for violating this section. The penalty shall be five percent of the amount of the underpayment determined under subdivision (2) of this subsection.

(2) The amount of the underpayment shall be the excess of:

- (a) Ninety percent of the unpaid amount at the end of a quarter-monthly period, over
- (b) The amount, if any, of the timely remittance for the quarter-monthly period.

7. (1) The penalty with respect to any quarter-monthly period shall not be imposed if the seller's timely remittance for the quarter-monthly period equals or exceeds one-fourth of the average monthly state sales tax liability of the seller for the preceding calendar year. The month of highest liability and the month of lowest liability shall be excluded in computing the average. This subdivision shall apply only to a seller who had a state sales tax liability for at least six months of the previous calendar year.

(2) The penalty shall not be imposed if the seller establishes that the failure to make a timely remittance of at least ninety percent was due to reasonable cause, and not due to willful neglect.

(3) The penalty shall not be imposed against any seller for the first two months the seller is obligated to make quarter-monthly remittance of state sales taxes.

8. Tax amounts remitted under this section shall be treated as payments on the seller's monthly return required by sections 144.080 and 144.090. Tax amounts remitted under this section shall be deemed to have been paid on the last day prescribed for filing the return. The preceding sentence shall apply in computing compensation under section 144.140, interest, penalties and additions to tax and for purposes of all sections of this chapter, except this section.

9. The director of revenue may prescribe the use of an electronic funds payment system for the payment of sales and use taxes by any seller subject to the requirement of quarter-monthly remittance as provided in this section.”; and

Further amend said bill, Page 11, Section 2, Line 3, by deleting the words “**tax returns and pay all state taxes**” and inserting in lieu thereof the words “**income tax returns and pay all state income taxes**”; and

Further amend said bill, Page 11, Section 2, Line 8, by deleting the words “**tax returns have been filed and all state**” and inserting in lieu thereof the words “**income tax returns have been filed and all state income**”; and

Further amend said bill, Page 11, Section 2, Line 9, by inserting after the word “**state**” the word “**income**”; and

Further amend said bill, Page 11, Section 2, Line 18, by deleting the words “**tax returns have been filed and all state**” and inserting in lieu thereof the words “**income tax returns have been filed and all state income**”; and

Further amend said bill, Page 11, Section 2, Line 19, by inserting after the word “**state**” the word “**income**”; and

Further amend said bill, Page 12, Section 2, Line 29, by deleting the words “**tax returns have been filed and all state**” and inserting in lieu thereof the words “**income tax returns have been filed and all state income**”; and

Further amend said bill, Page 12, Section 2, Line 30, by inserting after the word “**state**” the word “**income**”; and

Further amend said bill, Page 12, Section 2, Line 39, by deleting the words “**tax returns have been filed and all state**” and inserting lieu thereof the words “**income tax returns have been filed and all state income**”; and

Further amend said bill, Page 12, Section 2, Line 40, by inserting after the word “**state**” the word “**income**”; and

Further amend said bill, Page 12, Section 3, Line 3, by inserting after the first occurrence of the word “**state**” the word “**income**”; and

Further amend said bill, Page 12, Section B, Line 5, by inserting after the word “approval” the word “or on July 1, 2003, whichever later occurs”; and

Further amend the title, enacting clause, and intersectional references accordingly.

On motion of Representative Cooper (120), **House Amendment No. 1** was adopted.

Representative Johnson (47) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 600, by inserting in the appropriate location the following:

"144.190. 1. If a tax has been incorrectly computed by reason of a clerical error or mistake on the part of the director of revenue, such fact shall be set forth in the records of the director of revenue, and the amount of the overpayment shall be credited on any taxes then due from the person legally obligated to remit the tax pursuant to sections 144.010 to 144.525, and the balance shall be refunded to the person legally obligated to remit the tax, such person's administrators or executors, as provided for in section 144.200.

2. If any tax, penalty or interest has been paid more than once, or has been erroneously or illegally collected, or has been erroneously or illegally computed, such sum shall be credited on any taxes then due from the person legally obligated to remit the tax pursuant to sections 144.010 to 144.525, and the balance, with interest as determined by section 32.065, RSMo, shall be refunded to the person legally obligated to remit the tax, but no such credit or refund shall be allowed unless duplicate copies of a claim for refund are filed within three years from date of overpayment.

3. **If any tax was paid more than once, or was incorrectly collected or computed, such sum shall be credited on any taxes due from the person legally obligated to remit the tax pursuant to this chapter, or refunded, with interest as determined by section 32.065, RSMo, to the person legally obligated to remit the tax if duplicate copies of a claim for refund are filed within three years from the date of overpayment and:**

(1) **The person legally obligated to remit the tax demonstrates to the satisfaction of the director of revenue that all incorrectly collected or computed amounts were or will be refunded or credited to every purchaser that originally paid the tax; or**

(2) **The person legally obligated to remit the tax submits to the director amended sales tax returns showing the correct amount of gross receipts for each reporting period originally filed and proves to the director's satisfaction that the tax originally reported and remitted to the director was paid by such person claiming the refund or credit and was not collected from purchasers; or**

(3) **The person legally obligated to remit the tax submits a plan between the person and the director to generally refund the amount of overpayment in equal installments to the person's future customers by a mutually agreed to distribution of a fixed value coupon to the customers.**

4. Every claim for refund must be in writing and signed by the applicant, and must state the specific grounds upon which the claim is founded. Any refund or any portion thereof which is erroneously made, and any credit or any portion thereof which is erroneously allowed, may be recovered in any action brought by the director of revenue against the person legally obligated to remit the tax. In the event that a tax has been illegally imposed against a person legally obligated to remit the tax, the director of revenue shall authorize the cancellation of the tax upon the director's record.

[4.] 5. Notwithstanding the provisions of this section, the director of revenue shall authorize direct-pay agreements to purchasers which have annual purchases in excess of seven hundred fifty thousand dollars pursuant to rules and regulations adopted by the director of revenue. For the purposes of such direct-pay agreements, the taxes authorized pursuant to chapters 66, 67, 70, 92, 94, 162, 190, 238, 321, and 644, RSMo, shall be remitted based upon the location

of the place of business of the purchaser.

[5.] 6. Special rules applicable to error corrections requested by customers of mobile telecommunications service are as follows:

(1) For purposes of this subsection, the terms "customer", "home service provider", "place of primary use", "electronic database", and "enhanced zip code" shall have the same meanings as defined in the Mobile Telecommunications Sourcing Act incorporated by reference in section 144.013;

(2) Notwithstanding the provisions of this section, if a customer of mobile telecommunications services believes that the amount of tax, the assignment of place of primary use or the taxing jurisdiction included on a billing is erroneous, the customer shall notify the home service provider, in writing, within three years from the date of the billing statement. The customer shall include in such written notification the street address for the customer's place of primary use, the account name and number for which the customer seeks a correction of the tax assignment, a description of the error asserted by the customer and any other information the home service provider reasonably requires to process the request;

(3) Within sixty days of receiving the customer's notice, the home service provider shall review its records and the electronic database or enhanced zip code to determine the customer's correct taxing jurisdiction. If the home service provider determines that the review shows that the amount of tax, assignment of place of primary use or taxing jurisdiction is in error, the home service provider shall correct the error and, at its election, either refund or credit the amount of tax erroneously collected to the customer for a period of up to three years from the last day of the home service provider's sixty-day review period. If the home service provider determines that the review shows that the amount of tax, the assignment of place of primary use or the taxing jurisdiction is correct, the home service provider shall provide a written explanation of its determination to the customer."; and

Further amend said title, enacting clause and intersectional references accordingly.

Speaker Pro Tem Jetton assumed the Chair.

Representative Shoemyer (9) offered **House Substitute Amendment No. 1 for House Amendment No. 2.**

*House Substitute Amendment No. 1
for
House Amendment No. 2*

AMEND House Committee Substitute for House Bill No. 600, Page 9, Section 144.025, Line 41, by inserting after said line the following:

"144.190. 1. If a tax has been incorrectly computed by reason of a clerical error or mistake on the part of the director of revenue, such fact shall be set forth in the records of the director of revenue, and the amount of the overpayment shall be credited on any taxes then due from the person legally obligated to remit the tax pursuant to sections 144.010 to 144.525, and the balance shall be refunded to the person legally obligated to remit the tax, such person's administrators or executors, as provided for in section 144.200.

2. If any tax, penalty or interest has been paid more than once, or has been erroneously or illegally collected, or has been erroneously or illegally computed, such sum shall be credited on any taxes then due from the person legally obligated to remit the tax pursuant to sections 144.010 to 144.510, and the balance, with interest as determined by section 32.065, RSMo, shall be refunded to the person legally obligated to remit the tax, but no such credit or refund shall be allowed unless duplicate copies of a claim for refund are filed within three years from date of overpayment.

3. Except as provided in subsection 6 of this section, if any tax was paid more than once, was incorrectly collected, or was incorrectly computed, such sum shall be credited on any taxes then due from the person legally obligated to remit the tax pursuant to sections 144.010 to 144.510, or refunded, with interest as determined by section 32.065, RSMo, to the person legally obligated to remit the tax, only if duplicate copies of a claim for refund are filed within three years from date of overpayment and:

(1) Where the claim for refund is over one thousand dollars, the person legally obligated to remit the tax demonstrates to the satisfaction of the director of revenue that all incorrectly collected or incorrectly computed amounts were or will be refunded or credited to every purchaser that originally paid the tax;

(2) Refunds under one thousand dollars may not exceed one thousand dollars in the aggregate over any

five year time frame; or

(3) In lieu of subdivisions (1) and (2) of this subsection and regardless of the amount of refund claimed, the person legally obligated to remit the tax submits to the director amended sales tax returns showing the correct amount of gross receipts for each reporting period originally filed and proves to the director's satisfaction that the tax originally reported and remitted to the director was paid by such person claiming the refund or credit and was not collected from purchasers.

4. Every claim for refund must be in writing and signed by the applicant, and must state the specific grounds upon which the claim is founded. Any refund or any portion thereof which is erroneously made, and any credit or any portion thereof which is erroneously allowed, may be recovered in any action brought by the director of revenue against the person legally obligated to remit the tax. In the event that a tax has been illegally imposed against a person legally obligated to remit the tax, the director of revenue shall authorize the cancellation of the tax upon the director's record.

[4.] 5. Notwithstanding the provisions of this section, the director of revenue shall authorize direct-pay agreements to purchasers which have annual purchases in excess of seven hundred fifty thousand dollars pursuant to rules and regulations adopted by the director of revenue. For the purposes of such direct-pay agreements, the taxes authorized pursuant to chapters 66, 67, 92 and 94, RSMo, shall be remitted based upon the location of the place of business of the purchaser.

6. All new revenues resulting from the enactment of this section shall be deposited in the state school moneys trust fund as provided in section 163.031, RSMo.

7. In lieu of subsection 3 of this section, if any tax was paid more than once, was incorrectly collected, or was incorrectly computed, such sum shall be credited on any taxes then due from the person legally obligated to remit the tax pursuant to sections 144.010 to 144.510, or refunded, with interest as determined by section 32.065, RSMo, to the person legally obligated to remit the tax, only if duplicate copies of a claim for refund are filed within three years from date of overpayment and the person legally obligated to remit the tax submits a plan between the person and the director to generally refund the amount of overpayment in equal installments to future customers of the person by mutually agreed to distribution of a fixed value coupon to such customers.”; and

Further amend the title, enacting clause, and intersectional references accordingly.

Representative Seigfreid offered **House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 2.**

*House Amendment No. 1
to
House Substitute Amendment No. 1
for
House Amendment No. 2*

AMEND House Substitute Amendment No. 1 for House Amendment No. 2 to House Committee Substitute for House Bill No. 600, Page 3, Section 144.190, Subsection 7, by deleting all of Subsection 7.

Representative Johnson (47) raised a point of order that **House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 2** is in the third degree.

The Chair ruled the point of order not well taken.

Representative Seigfreid moved that **House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 2** be adopted.

Which motion was defeated.

Speaker Hanaway resumed the Chair.

Representative Shoemyer (9) moved that **House Substitute Amendment No. 1 for House Amendment No. 2** be adopted.

Which motion was defeated by the following vote:

AYES: 067

Abel	Barnitz	Behnen	Bishop	Bland
Bringer	Brooks	Burnett	Campbell	Carnahan
Corcoran	Curls	Darrough	Daus	Davis 122
Donnelly	Dougherty	El-Amin	Fraser	George
Graham	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hoskins	Hubbard	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kuessner
LeVota	Liese	Lowe	McKenna	Meiners
Merideth	Muckler	Page	Ransdall	Sager
Salva	Schoemehl	Selby	Shoemyer	Skaggs
Spreng	Thompson	Villa	Vogt	Wagner
Walker	Walsh	Walton	Ward	Whorton
Wildberger	Willoughby	Wilson 25	Wilson 42	Witte
Yaeger	Young			

NOES: 090

Angst	Avery	Baker	Bean	Bearden
Bivins	Black	Bough	Brown	Bruns
Byrd	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dusenberg	Emery	Engler
Ervin	Fares	Goodman	Guest	Hobbs
Holand	Hunter	Icet	Jackson	Jetton
Kelly 36	King	Kingery	Lager	Lembke
Lipke	Luetkemeyer	Marsh	May	Mayer
Miller	Moore	Morris	Munzlinger	Myers
Nieves	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sander
Schaaf	Schlottach	Schneider	Seigfreid	Self
Shoemaker	Smith 118	Smith 14	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Threlkeld	Townley
Viebrock	Wallace	Wasson	Wilson 119	Wilson 130
Wood	Wright	Yates	Zweifel	Madam Speaker

PRESENT: 000

ABSENT WITH LEAVE: 006

Adams	Boykins	Green	Kelly 144	Kratky
Lawson				

Representative Seigfreid offered **House Amendment No. 1 to House Amendment No. 2**.

House Amendment No. 1 to House Amendment No. 2 was withdrawn.

House Amendment No. 2 was withdrawn.

Representative Salva offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 600, Page 5, Section 143.124, Line 83, by inserting after the word “income”, the following:

“This section shall not apply to any individual who qualifies under federal guidelines to be 100% disabled.”.

Speaker Pro Tem Jetton resumed the Chair.

On motion of Representative Salva, **House Amendment No. 3** was adopted by the following vote:

AYES: 153

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Guest	Hampton
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Hobbs	Hoskins	Hubbard	Hunter	Ice
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 36	King	Kingery
Kuessner	Lager	Lembke	LeVota	Liese
Lipke	Lowe	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Merideth	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Selby	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Taylor
Thompson	Threlkeld	Townley	Viebrock	Villa
Vogt	Wagner	Walker	Wallace	Walsh
Walton	Ward	Wasson	Whorton	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 010

Adams	Boykins	Graham	Green	Holand
Kelly 144	Kratky	Lawson	Ransdall	Sutherland

On motion of Representative Cooper (120), **HCS HB 600, as amended**, was adopted by the following vote:

AYES: 097

Angst	Avery	Baker	Barnitz	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Campbell	Cooper 120	Cooper 155
Crawford	Crowell	Cunningham 145	Cunningham 86	Darrough
Davis 19	Deeken	Dempsey	Dethrow	Dixon
Donnelly	Dusenberg	Emery	Engler	Ervin
Fares	Fraser	Goodman	Guest	Haywood
Hilgemann	Hobbs	Holand	Hunter	Ice
Jackson	Jetton	Johnson 47	King	Kingery
Lager	Lembke	Lipke	Luetkemeyer	Marsh
May	Mayer	Merideth	Miller	Moore
Morris	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Rector	Reinhart	Richard
Roark	Rupp	Sager	Sander	Schaaf
Schlottach	Schneider	Self	Smith 118	Smith 14
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Threlkeld	Viebrock	Wallace	Wasson	Wilson 119
Wilson 130	Wilson 25	Wright	Yaeger	Yates
Zweifel	Madam Speaker			

NOES: 058

Abel	Bean	Bishop	Bland	Bringer
Brooks	Burnett	Carnahan	Corcoran	Curls
Daus	Davis 122	Dougherty	El-Amin	George
Graham	Hampton	Harris 110	Harris 23	Henke
Hoskins	Hubbard	Johnson 61	Johnson 90	Jolly
Jones	Kelly 36	Kuessner	LeVota	Liese
Lowe	McKenna	Meiners	Muckler	Ransdall
Salva	Schoemehl	Seigfreid	Selby	Shoemaker
Shoemyer	Skaggs	Spreng	Thompson	Townley
Villa	Vogt	Wagner	Walker	Walsh
Walton	Ward	Whorton	Wildberger	Willoughby
Wilson 42	Witte	Young		

PRESENT: 001

Wood

ABSENT WITH LEAVE: 007

Adams	Boykins	Green	Kelly 144	Kratky
Lawson	Ruestman			

On motion of Representative Cooper (120), **HCS HB 600, as amended**, was ordered perfected and printed by the following vote:

AYES: 098

Angst	Avery	Baker	Barnitz	Bean
Bearden	Behnen	Bivins	Black	Bough
Brown	Bruns	Byrd	Campbell	Cooper 120
Cooper 155	Crawford	Crowell	Cunningham 145	Cunningham 86
Darrough	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dusenberg	Emery	Engler
Ervin	Fares	Fraser	Goodman	Guest
Hilgemann	Hobbs	Holand	Hunter	Icet
Jackson	Jetton	Johnson 47	Kelly 36	King
Kingery	Lager	Lembke	Lipke	Luetkemeyer
Marsh	May	Mayer	Merideth	Miller
Moore	Morris	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sager
Sander	Schaaf	Schlottach	Schneider	Self
Smith 14	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Threlkeld	Viebrock	Wallace	Wasson
Wildberger	Wilson 119	Wilson 130	Wilson 25	Wright
Yates	Zweifel	Madam Speaker		

NOES: 057

Abel	Bishop	Bland	Bringer	Brooks
Burnett	Carnahan	Corcoran	Curls	Daus
Davis 122	Dougherty	El-Amin	George	Graham
Hampton	Harris 110	Harris 23	Haywood	Henke
Hoskins	Hubbard	Johnson 61	Johnson 90	Jolly
Jones	Kuessner	LeVota	Liese	Lowe
McKenna	Meiners	Muckler	Ransdall	Salva
Schoemehl	Seigfreid	Selby	Shoemaker	Shoemyer
Skaggs	Spreng	Thompson	Townley	Villa
Vogt	Wagner	Walker	Walsh	Walton
Ward	Whorton	Willoughby	Wilson 42	Witte
Yaeger	Young			

PRESENT: 001

Wood

ABSENT WITH LEAVE: 007

Adams	Boykins	Green	Kelly 144	Kratky
Lawson	Smith 118			

RE-REFERRAL OF HOUSE BILL

The following House Bill was re-referred to the Committee indicated:

HB 647 - Tax Policy

COMMITTEE REPORT

Committee on Ethics, Chairman Crowell reporting:

Madam Speaker: Your Committee on Ethics, to which was referred the **Joint Irish Caucus**, begs leave to report it has examined the same and approves it pursuant to 105.473.3(2)(c)d RSMo.

TO: Representative Jason Crowell, Chairman

FROM: Representative Mike Sager

DATE: March 11, 2003

RE: Joint Irish Caucus

In accordance with Section 105.473.3(2)(c)d and the Rules of the Missouri House of Representatives, a listing of the members of the 92nd General Assembly's Joint Irish Caucus is attached.

Please consider this letter a formal application to your Committee to review this caucus.

House Members	District
/s/ Representative Mike Sager	48
/s/ Representative John Burnett	40
/s/ Representative Russ Carnahan	59
/s/ Representative Mike Corcoran	77
/s/ Representative Curt Dougherty	53
/s/ Representative Tom George	74
/s/ Representative Tom Green	15
/s/ Representative Gary Kelly	36
/s/ Representative Albert Liese	79
/s/ Representative Sam Page	82
/s/ Representative Dan Ward	107
/s/ Representative Bruce Darrough	75
/s/ Representative Ryan McKenna	102
/s/ Representative Michael Spreng	76
/s/ Representative Margaret Donnelly	73
/s/ Representative Gina Walsh	69
/s/ Representative Barbara Fraser	83
/s/ Representative Sue Schoemehl	100
/s/ Representative Jack Jackson	89
/s/ Representative Catherine Hanaway	87
/s/ Representative Paul LeVota	52
/s/ Representative Patricia Yaeger	96
/s/ Representative Richard Byrd	94
/s/ Representative Bryan Pratt	55
/s/ Representative Belinda Harris	110

Senate Members	District
/s/ Senator Norma Champion	30
/s/ Senator Jon Dolan	2
/s/ Senator Patrick Dougherty	4
/s/ Senator Michael Gibbons	15
/s/ Senator Wayne Goode	13
/s/ Senator Harry Kennedy	3
/s/ Senator Sarah Steelman	16

/s/ Senator Charles Wheeler 10
/s/ Senator Anita Yeckel 1

Speaker Hanaway resumed the Chair.

On motion of Representative Crowell, the House recessed until all House Substitutes to the appropriation bills have been distributed.

The hour of recess having expired, the House was called to order by Representative Crowell.

ADJOURNMENT

On motion of Representative Crowell, the House adjourned until 10:00 a.m., Tuesday, March 18, 2003.

CORRECTIONS TO THE HOUSE JOURNAL

AFFIDAVITS

I, State Representative Kathlyn Fares, District 91, hereby state and affirm that my vote as recorded on Page 688 of the House Journal for Thursday, March 13, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 17th day of March 2003.

/s/ Kathlyn Fares
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 17th day of March in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Mike Sager, District 48, hereby state and affirm that my vote as recorded on Page 678 of the House Journal for Thursday, March 13, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 17th day of March 2003.

/s/ Mike Sager
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 17th day of March in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

AGRICULTURE

Tuesday, March 18, 2003, 12:00 p.m. Hearing Room 1.
Possible Executive Session.
Public Hearing to be held on: HB 457, HB 494, HB 555

BUDGET

Tuesday, March 18, 2003, 8:00 a.m. Hearing Room 3.
Fiscal Review. Executive Session may follow.
Public Testimony will not be taken.
Public Hearing to be held on: HB 222, HB 228, HB 517

CHILDREN AND FAMILIES

Tuesday, March 18, 2003, 5:00 p.m. Hearing Room 1. AMENDED NOTICE
Executive Session may follow.
Public Hearing to be held on: HB 679

COMMUNICATIONS, ENERGY AND TECHNOLOGY

Tuesday, March 18, 2003, 12:00 p.m. Hearing Room 5.
Possible Executive Session.
Public Hearing to be held on: SB 297

CONSERVATION AND NATURAL RESOURCES

Wednesday, March 19, 2003, 12:00 p.m. Hearing Room 5.
Executive Session may follow.
Public Hearing to be held on: HB 447, HJR 20

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, March 18, 2003, 5:00 p.m. Hearing Room 3.
Executive Session may follow.
Public Hearing to be held on: HB 227, HB 411, HB 538, HB 539, HB 567, HB 656
Executive Session to be held on: HB 471

EDUCATION

Wednesday, March 19, 2003, 5:00 p.m. Hearing Room 3.
Possible Executive Session.
Public Hearing to be held on: HB 45, HB 262, HB 384, HB 423

ELECTIONS

Tuesday, March 18, 2003, 5:00 p.m. Hearing Room 7.
Executive Session will precede the hearing.
Public Hearing to be held on: HB 544, HB 577, HB 657
Executive Session to be held on: HB 537, SB 29, SB 50

ETHICS

Tuesday, March 18, 2003, 5:00 p.m. Hearing Room 4.
Executive Session may follow. Approval of Caucuses.

FINANCIAL SERVICES

Tuesday, March 18, 2003, 12:00 p.m. Hearing Room 6.
Possible Executive Session on HB 559.
Public Hearing to be held on: HB 259, HB 460, HB 532, HB 560, HB 616

HOMELAND SECURITY AND VETERANS AFFAIRS

Tuesday, March 18, 2003, 5:00 p.m. Hearing Room 5. AMENDED NOTICE
Executive Session may follow.
Public Hearing to be held on: HB 632, HCR 19, SB 325

JOB CREATION AND ECONOMIC DEVELOPMENT

Wednesday, March 19, 2003, 12:00 p.m. Hearing Room 6.
Public Hearing to be held on: HB 569
Executive Session to be held on: HCR 9

JOINT COMMITTEE ON LEGISLATIVE RESEARCH

Wednesday, March 19, 2003, 8:00 a.m. Hearing Room 5.
Testimony from witnesses regarding agency directives.
Witnesses will be posted Monday, March 17, 2003.

JUDICIARY

Wednesday, March 19, 2003, 12:00 p.m. Hearing Room 1.
Public Hearing to be held on: HB 105, HB 500, HB 547, HB 593, HJR 11

LOCAL GOVERNMENT

Thursday, March 20, 2003, 8:30 a.m. Hearing Room 6.
Executive Session may follow.
Public Hearing to be held on: HB 578, HB 627, SB 235, SB 239

PROFESSIONAL REGISTRATION AND LICENSING

Tuesday, March 18, 2003, 12:00 p.m. Hearing Room 4.
Public Hearing to be held on: HB 562, HB 596

SENIOR SECURITY

Tuesday, March 18, 2003, 5:00 p.m. Hearing Room 6.
Executive Session may follow.
Public Hearing to be held on: HB 540, SB 391

SMALL BUSINESS

Wednesday, March 19, 2003, 12:00 p.m. Hearing Room 4.
Executive Session may follow.
Public Hearing to be held on: HB 549, SB 194

SPECIAL COMMITTEE ON GENERAL LAWS

Wednesday, March 19, 2003, 8:00 a.m. Hearing Room 7. AMENDED NOTICE
Public Hearing to be held on: HB 628, SB 296

SPECIAL COMMITTEE ON URBAN ISSUES

Tuesday, March 18, 2003, 5:00 p.m. Hearing Room 2.
Executive Session may follow.
Public Hearing to be held on: HB 340, HB 607, HB 640

TAX POLICY

Tuesday, March 18, 2003, 12:00 p.m. Hearing Room 7.
Executive Session may follow. AMENDED NOTICE
Public Hearing to be held on: HB 110, HB 306, HB 449, HB 595, HJR 15, HJR 16

TOURISM AND CULTURAL AFFAIRS

Tuesday, March 18, 2003, 12:00 p.m. Hearing Room 3.
Executive Session may follow.
Public Hearing to be held on: HB 631

TRANSPORTATION AND MOTOR VEHICLES

Tuesday, March 18, 2003, 8:00 a.m. Hearing Room 6.
Public Hearing to be held on: HB 668, HJR 24, SB 117

TRANSPORTATION AND MOTOR VEHICLES

Wednesday, March 19, 2003, 8:00 a.m. Hearing Room 6.
Possible Executive Session. AMENDED NOTICE
Public Hearing to be held on: HB 611, HB 625, HB 626, HB 634, HB 668,
HJR 24, SB 4, SB 117, SB 216

HOUSE CALENDAR

FORTIETH DAY, TUESDAY, MARCH 18, 2003

HOUSE BILLS FOR SECOND READING

HB 682 through HB 686

HOUSE BILL FOR PERFECTION - APPROPRIATIONS

HCS HB 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11 & 12 - Bearden

HOUSE BILLS FOR PERFECTION

HCS HB 132, 173, 117 & 48 - Wright

HCS HB 346 & 174 - Dempsey

HB 511 - Deeken

HB 267 - Smith (118)

HCS HB 215, 218, 115 & 83 - Myers

HCS HB 190 & 214 - Fares

HCS HB 51 - Mayer

HCS HB 387 - Pearce

HCS HB 109 & 34 - Fares

HCS HB 380 - Luetkemeyer

HCS HB 404, 324, 403, 344, 426 & 541 - Rector

HB 263 - Cooper (120)

HOUSE BILLS FOR PERFECTION - CONSENT

(3-12-03)

HB 189 - Parker

HB 244 - Baker

HB 326 - Wagner

HB 351 - Quinn

HB 375 - Cooper (120)

HB 388 - Riback Wilson (25)

HB 463 - King

HB 465 - Hanaway

HCS HB 472 - Johnson (47)

HB 477 - Moore

HB 478, HCA 1 - Moore

HB 505 - Byrd

HB 512 - Cooper (120)

HB 464 - King

HB 60 - Sutherland

HB 57 - Riback Wilson (25)

(3-13-03)

HCS HB 318 - Baker

HCS HB 427 - Byrd

HB 430 - Stevenson

HB 445 - Portwood

HB 491, HCA 1 - Rupp

HCS HB 575 - Dethrow

HB 594 - Emery

HB 597 - Schlottach

HB 598 - Schlottach

HCS HB 356 - Smith (118)

HB 407 - Smith (118)

HB 523 - Dusenberg

HB 552 - Kingery

HB 599 - Burnett

HCS HB 613 - Byrd

HOUSE BILLS FOR THIRD READING

HCS HB 222, (Budget 3-04-03) - Luetkemeyer

HS HCS HB 517, 94, 149, 150 & 342, E.C. (Budget 3-10-03) - Portwood

HS HCS HB 228, (Budget 3-12-03) - Pearce

HS HB 197, (Budget 3-12-03) - Johnson (47)

HCS HB 322, (Budget 3-12-03) - Baker

HCS HB 600, E.C. - Cooper (120)

HOUSE BILLS FOR THIRD READING - CONSENT

HCS HB 93, E.C. - Moore

HB 99 - Seigfreid

HCS HB 133 - Willoughby

HB 162 - Shoemaker (8)

HB 199 - Jolly

HB 246 - Bishop

HB 284 - Crawford

HB 307 - Merideth

HCS HB 332 - Portwood

HCS HB 348 & 347 - Dempsey

HB 358 - Boykins

HCS HB 431 - Stevenson

HB 440 - Portwood

HB 141 - Mayer

HB 249 - Seigfreid
HB 251 - Smith (118)
HB 261 - Whorton
HB 327 - Lipke
HCS HB 371 - Dusenberg
HB 376 - Cooper (120)
HCS HB 392 - Avery
HCS HB 394 - Byrd
HCS HB 493 - Bruns
HB 553 - Smith (14)
HB 574 - Jackson
HB 521 - Dethrow
HCS HB 97, E.C. - Johnson (90)

SENATE BILL FOR THIRD READING

SCS SB 299 & 40 - Bearden

BILL IN CONFERENCE

CCR SCS HCS HB 15 - Bearden

HOUSE RESOLUTIONS

HR 314, (3-13-03, Page 685) - Avery
HR 388, (3-13-03, Pages 685 & 686) - Lowe
HR 576, (3-13-03, Page 686) - Bivins
HR 580, (3-13-03, Page 686) - Deeken

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

FORTIETH DAY, TUESDAY, MARCH 18, 2003

Speaker Hanaway in the Chair.

Prayer by Reverend James Earl Jackson.

Heavenly Father, Gracious and Merciful, it is written: "You will keep him in perfect peace whose mind is stayed on You, because he trusts in You", so may we enjoy Your perfect peace as we keep our minds on You and trust You.

In whatever we face, there is flexibility. In whatever the demand, there are resources. In whatever the question, there is an answer. So we look to Your abundant wisdom in all things.

May You reveal Your custom-made plan for us this day and coming weeks, that we might ultimately hear, "Well done thy good and faithful servant."

Now may the grace of our Lord and the love of God be with us all.

In the name of Your Son we pray. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Kylie Bassett, Anna Duncan, Reid Black, Justin Davis, Darby Dachroeden, Joe Wingerter, Michelle Wingerter, Jesse Simmons, Megan Hohenstein, Elise Moser, Tim Johnson and Matt Eckard.

The Journal of the thirty-ninth day was approved as printed.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 897	-	Representative Corcoran
House Resolution No. 898	-	Representative Kelly (36)
House Resolution No. 899	-	Representatives Walker, Jolly and Sager
House Resolution No. 900	-	Representative Mayer
House Resolution No. 901	-	Representative Bough
House Resolution No. 902		
through		
House Resolution No. 904	-	Representative Wright
House Resolution No. 905	-	Representative Willoughby
House Resolution No. 906	-	Representative May
House Resolution No. 907	-	Representative Rupp

House Resolution No. 908 - Representative Hubbard
House Resolution No. 909 - Representative Crawford

INTRODUCTION OF HOUSE BILL

The following House Bill was read the first time and copies ordered printed:

HB 687, introduced by Representative Sager, relating to taxes imposed for transit purposes.

SECOND READING OF HOUSE BILLS

HB 682 through **HB 686** were read the second time.

THIRD READING OF HOUSE BILL

HCS HB 600, relating to the collection of taxes, was taken up by Representative Cooper (120).

Representative Cooper (120) offered **House Perfecting Amendment No. 1**.

House Perfecting Amendment No. 1

AMEND House Committee Substitute for House Bill No. 600, Page 5, Section 143.124, Line 83, by deleting the word “**section**” and inserting in lieu thereof the word “**subsection**”.

On motion of Representative Cooper (120), **House Perfecting Amendment No. 1** was adopted.

On motion of Representative Cooper (120), **HCS HB 600, as amended**, was read the third time and passed by the following vote:

AYES: 107

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Campbell	Cooper 120	Cooper 155
Corcoran	Crawford	Crowell	Cunningham 145	Cunningham 86
Darrough	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Dusenberg	Emery	Engler	Ervin
Fares	Fraser	Goodman	Graham	Guest
Harris 110	Hilgemann	Hobbs	Holand	Hubbard
Hunter	Ice	Jackson	Jetton	Johnson 47
Kelly 144	Kelly 36	King	Kingery	Lager
Lembke	Liese	Lipke	Luetkemeyer	Marsh
May	Mayer	Merideth	Miller	Moore
Morris	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sager	Sander
Schaaf	Schlottach	Seigfreid	Self	Shoemaker
Smith 118	Smith 14	St. Onge	Stefanick	Stevenson

Sutherland	Taylor	Threlkeld	Townley	Viebrock
Wallace	Wasson	Whorton	Wildberger	Wilson 119
Wilson 130	Wilson 25	Wood	Wright	Yates
Zweifel	Madam Speaker			

NOES: 053

Abel	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Carnahan	Curls
Daus	Davis 122	Donnelly	Dougherty	El-Amin
George	Green	Hampton	Harris 23	Haywood
Henke	Hoskins	Johnson 61	Johnson 90	Jolly
Jones	Kratky	Kuessner	LeVota	Lowe
McKenna	Meiners	Muckler	Ransdall	Salva
Schoemehl	Selby	Shoemyer	Skaggs	Spreng
Thompson	Villa	Vogt	Wagner	Walker
Walsh	Walton	Ward	Willoughby	Wilson 42
Witte	Yaeger	Young		

PRESENT: 000

ABSENT WITH LEAVE: 003

Adams	Lawson	Schneider
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Speaker Hanaway declared the bill passed.

The emergency clause was defeated by the following vote:

AYES: 101

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Dusenberg
Emery	Engler	Ervin	Fares	Goodman
Guest	Harris 23	Henke	Hobbs	Holand
Hubbard	Hunter	Icet	Jackson	Jetton
Johnson 47	Jolly	Kelly 144	King	Kingery
Lager	Lembke	Lipke	Luetkemeyer	Marsh
May	Mayer	Merideth	Miller	Moore
Morris	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sander
Schaaf	Schlottach	Schneider	Seigfreid	Self
Shoemaker	Shoemyer	Smith 118	Smith 14	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Threlkeld
Townley	Viebrock	Wallace	Wasson	Whorton
Wilson 119	Wilson 130	Wood	Wright	Yates
Madam Speaker				

NOES: 060

Abel	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Campbell	Carnahan

Corcoran	Curls	Darrough	Daus	Donnelly
Dougherty	El-Amin	Fraser	George	Graham
Green	Hampton	Harris 110	Haywood	Hilgemann
Hoskins	Johnson 61	Johnson 90	Jones	Kelly 36
Kratky	Kuessner	LeVota	Liese	Lowe
McKenna	Meiners	Muckler	Sager	Salva
Schoemehl	Selby	Skaggs	Spreng	Thompson
Villa	Vogt	Wagner	Walker	Walsh
Walton	Ward	Wildberger	Willoughby	Wilson 25
Wilson 42	Witte	Yaeger	Young	Zweifel

PRESENT: 000

ABSENT WITH LEAVE: 002

Adams Lawson

BILL IN CONFERENCE**CCR SCS HCS HB 15**, relating to appropriations, was taken up by Representative Bearden.

On motion of Representative Bearden, **CCR SCS HCS HB 15** was adopted by the following vote:

AYES: 159

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	Ice	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly 144	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lawson	Lembke
LeVota	Liese	Lipke	Lowe	Luetkemeyer
Marsh	May	Mayer	Meiners	Merideth
Miller	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Wagner	Walker	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25

Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Young	Zweifel	Madam Speaker	

NOES: 003

McKenna	Purgason	Selby
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PRESENT: 000

ABSENT WITH LEAVE: 001

Adams

On motion of Representative Bearden, **CCS SCS HCS HB 15** was read the third time and passed by the following vote:

AYES: 155

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hobbs	Hoskins	Hubbard
Hunter	Ice	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lawson	Lembke	LeVota	Liese
Lipke	Lowe	Luetkemeyer	Marsh	May
Mayer	Meiners	Merideth	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 004

McKenna	Purgason	Selby	Stevenson
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PRESENT: 000

ABSENT WITH LEAVE: 004

Adams

Brooks

Holand

Miller

Speaker Hanaway declared the bill passed.

PERFECTION OF HOUSE BILL - APPROPRIATIONS

HCS HBs 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11 & 12, relating to appropriations, was taken up by Representative Bearden.

HCS HBs 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11 & 12 was laid over.

COMMITTEE REPORTS

Committee on Budget, Chairman Bearden reporting:

Madam Speaker: Your Committee on Budget, to which was referred **HCS HB 222** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

Madam Speaker: Your Committee on Budget, to which was referred **HS HCS HB 228** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

Madam Speaker: Your Committee on Budget, to which was referred **HB 13**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HCS HB 15**, and has taken up and passed **CCS SCS HCS HB 15**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS #2 SB 1**, entitled:

An act to amend chapter 306, RSMo, by adding thereto three new sections relating to boating safety.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS #2 SB 52**, entitled:

An act to repeal section 143.183, RSMo, and to enact in lieu thereof one new section relating to the taxation of nonresident professional athletes and entertainers.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 175**, entitled:

An act to amend chapter 192, RSMo, by adding thereto one new section relating to a food recovery program.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 202**, entitled:

An act to amend chapter 320, RSMo, by adding thereto one new section relating to access of fire protection entities to a water supply.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 237**, entitled:

An act to amend chapter 252, RSMo, by adding thereto one new section relating to fishing contests.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 327**, entitled:

An act to repeal sections 339.517 and 339.537, RSMo, and to enact in lieu thereof two new sections relating to the real estate appraisers commission.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 388**, entitled:

An act to repeal sections 348.195 and 348.210, RSMo, and to enact in lieu thereof two new sections relating to loan guarantees.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 421**, entitled:

An act to repeal section 311.097, RSMo, and to enact in lieu thereof one new section relating to the sale of liquor by the drink at certain establishments located on the grounds of certain sports stadiums.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 496**, entitled:

An act to repeal sections 364.030, 364.105, 365.030, 367.140, 367.509 and 408.500, RSMo, and to enact in lieu thereof six new sections relating to the licensing, regulation and activities of lenders.

In which the concurrence of the House is respectfully requested.

On motion of Representative Crowell, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Pro Tem Jetton.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 910 - Representative Morris
House Resolution No. 911
through
House Resolution No. 913 - Representative Stevenson, et al
House Resolution No. 914
and
House Resolution No. 915 - Representative Cunningham (145)
House Resolution No. 916
and
House Resolution No. 917 - Representative Wasson
House Resolution No. 918
through
House Resolution No. 937 - Representative Bough
House Resolution No. 938 - Representative Dethrow
House Resolution No. 939 - Representative Corcoran
House Resolution No. 940
and
House Resolution No. 941 - Representative Lipke
House Resolution No. 942
and
House Resolution No. 943 - Representative Witte
House Resolution No. 944 - Representative Skaggs

INTRODUCTION OF HOUSE BILL

The following House Bill was read the first time and copies ordered printed:

HB 688, introduced by Representatives Hanaway, St. Onge, Black, Wright, Jetton and Bearden, et al, relating to the life sciences research trust fund.

PERFECTION OF HOUSE BILLS - APPROPRIATIONS

HCS HBs 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11 & 12, relating to appropriations, was again taken up by Representative Bearden.

Representative Bearden moved that **HCS HBs 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11 & 12** be adopted.

Which motion was defeated.

HB 1, relating to appropriations, was taken up by Representative Bearden.

Representative Bearden offered **HS HB 1**.

HB 1, with HS, pending, was laid over.

HB 2, relating to appropriations, was taken up by Representative Bearden.

Representative Bearden offered **HS HB 2**.

Representative Purgason assumed the Chair.

Speaker Pro Tem Jetton resumed the Chair.

HB 2, with HS, pending, was laid over.

HB 3, relating to appropriations, was taken up by Representative Bearden.

Representative Bearden offered **HS HB 3**.

HB 3, with HS, pending, was laid over.

HB 4, relating to appropriations, was taken up by Representative Bearden.

Representative Bearden offered **HS HB 4**.

HB 4, with HS, pending, was laid over.

HB 5, relating to appropriations, was taken up by Representative Bearden.

Representative Bearden offered **HS HB 5**.

HB 5, with HS, pending, was laid over.

HB 6, relating to appropriations, was taken up by Representative Bearden.

Representative Bearden offered **HS HB 6**.

HB 6, with HS, pending, was laid over.

HB 7, relating to appropriations, was taken up by Representative Bearden.

Representative Bearden offered **HS HB 7**.

HB 7, with HS, pending, was laid over.

HB 8, relating to appropriations, was taken up by Representative Bearden.

Representative Bearden offered **HS HB 8**.

Speaker Hanaway resumed the Chair.

HB 8, with HS, pending, was laid over.

HB 9, relating to appropriations, was taken up by Representative Bearden.

Representative Bearden offered **HS HB 9**.

HB 9, with HS, pending, was laid over.

HB 10, relating to appropriations, was taken up by Representative Bearden.

Representative Bearden offered **HS HB 10**.

Representative Portwood assumed the Chair.

Speaker Hanaway resumed the Chair.

HB 10, with HS, pending, was laid over.

HB 11, relating to appropriations, was taken up by Representative Bearden.

Representative Bearden offered **HS HB 11**.

Representative Behnen assumed the Chair.

HB 11, with HS, pending, was laid over.

HB 12, relating to appropriations, was taken up by Representative Bearden.

Representative Bearden offered **HS HB 12**.

Representative Abel offered **House Amendment No. 1**.

House Amendment No. 1 was withdrawn.

Speaker Hanaway resumed the Chair.

HB 12, with HS, pending, was laid over.

HB 1, with HS, pending, relating to appropriations, was again taken up by Representative Bearden.

On motion of Representative Bearden, **HS HB 1** was adopted.

On motion of Representative Bearden, **HS HB 1** was ordered perfected and printed.

HB 2, with HS, pending, relating to appropriations, was again taken up by Representative Bearden.

On motion of Representative Bearden, **HS HB 2** was adopted by the following vote:

AYES: 085

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Brown	Bruns
Byrd	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Davis 19	Deeken	Dempsey
Dixon	Dusenberg	Emery	Engler	Ervin
Fares	Goodman	Guest	Hobbs	Hunter
Icet	Jackson	Jetton	Johnson 47	Kelly 144
King	Kingery	Lager	Lembke	Lipke
Luetkemeyer	Marsh	May	Mayer	Miller
Moore	Morris	Munzlinger	Myers	Nieves
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sander	Schaaf
Schlottach	Schneider	Self	Shoemaker	Smith 118
Smith 14	St. Onge	Stefanick	Stevenson	Sutherland
Threlkeld	Wallace	Wasson	Wildberger	Wilson 119
Wilson 130	Wood	Wright	Yates	Madam Speaker

NOES: 069

Abel	Barnitz	Bishop	Bland	Bough
Boykins	Bringer	Brooks	Burnett	Campbell
Carnahan	Corcoran	Curls	Darrough	Daus
Davis 122	Donnelly	Dougherty	El-Amin	Fraser
George	Graham	Green	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hoskins
Hubbard	Johnson 61	Johnson 90	Jones	Kelly 36
Kratky	Kuessner	Lawson	LeVota	Liese
Lowe	McKenna	Meiners	Merideth	Muckler
Page	Sager	Schoemehl	Seigfreid	Selby
Shoemyer	Skaggs	Spreng	Taylor	Thompson

Villa	Vogt	Wagner	Walker	Walsh
Walton	Ward	Whorton	Willoughby	Wilson 25
Wilson 42	Witte	Yaeger	Zweifel	

PRESENT: 000

ABSENT WITH LEAVE: 009

Adams	Dethrow	Holand	Jolly	Ransdall
Salva	Townley	Viebrock	Young	

On motion of Representative Bearden, **HS HB 2** was ordered perfected and printed.

HB 3, with HS, pending, relating to appropriations, was again taken up by Representative Bearden.

On motion of Representative Bearden, **HS HB 3** was adopted.

On motion of Representative Bearden, **HS HB 3** was ordered perfected and printed.

HB 4, with HS, pending, relating to appropriations, was again taken up by Representative Bearden.

On motion of Representative Bearden, **HS HB 4** was adopted.

On motion of Representative Bearden, **HS HB 4** was ordered perfected and printed.

HB 5, with HS, pending, relating to appropriations, was again taken up by Representative Bearden.

On motion of Representative Bearden, **HS HB 5** was adopted.

On motion of Representative Bearden, **HS HB 5** was ordered perfected and printed.

HB 6, with HS, pending, relating to appropriations, was again taken up by Representative Bearden.

On motion of Representative Bearden, **HS HB 6** was adopted.

On motion of Representative Bearden, **HS HB 6** was ordered perfected and printed.

HB 7, with HS, pending, relating to appropriations, was again taken up by Representative Bearden.

On motion of Representative Bearden, **HS HB 7** was adopted.

On motion of Representative Bearden, **HS HB 7** was ordered perfected and printed.

HB 8, with HS, pending, relating to appropriations, was again taken up by Representative Bearden.

On motion of Representative Bearden, **HS HB 8** was adopted.

On motion of Representative Bearden, **HS HB 8** was ordered perfected and printed.

HB 9, with HS, pending, relating to appropriations, was again taken up by Representative Bearden.

On motion of Representative Bearden, **HS HB 9** was adopted.

On motion of Representative Bearden, **HS HB 9** was ordered perfected and printed.

HB 10, with HS, pending, relating to appropriations, was again taken up by Representative Bearden.

On motion of Representative Bearden, **HS HB 10** was adopted.

On motion of Representative Bearden, **HS HB 10** was ordered perfected and printed.

HB 11, with HS, pending, relating to appropriations, was again taken up by Representative Bearden.

On motion of Representative Bearden, **HS HB 11** was adopted.

On motion of Representative Bearden, **HS HB 11** was ordered perfected and printed.

HB 12, with HS, pending, relating to appropriations, was again taken up by Representative Bearden.

On motion of Representative Bearden, **HS HB 12** was adopted.

On motion of Representative Bearden, **HS HB 12** was ordered perfected and printed.

THIRD READING OF HOUSE BILLS - CONSENT

HCS HB 93, relating to a conveyance in Callaway County, was taken up by Representative Moore.

On motion of Representative Moore, **HCS HB 93** was read the third time and passed by the following vote:

AYES: 154

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bringer	Brooks	Brown
Bruns	Burnett	Campbell	Carnahan	Cooper 120
Cooper 155	Corcoran	Crawford	Crowell	Cunningham 145
Cunningham 86	Curls	Darrough	Daus	Davis 122
Davis 19	Deeken	Dempsey	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Engler	Ervin	Fares	Fraser	George
Goodman	Graham	Green	Guest	Hampton
Harris 110	Haywood	Henke	Hilgemann	Hobbs
Holand	Hoskins	Hubbard	Hunter	Ice
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jones	Kelly 144	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lawson	Lembke
LeVota	Liese	Lipke	Lowe	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Merideth	Miller	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Viebrock	Villa	Vogt	Wagner	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Zweifel	Madam Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 009

Adams	Bough	Boykins	Byrd	Harris 23
Jolly	Roark	Townley	Young	

Speaker Hanaway declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 155

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty

Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Green
Guest	Hampton	Harris 110	Harris 23	Haywood
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Ice	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lipke
Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Miller	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Viebrock	Villa	Vogt
Wagner	Walker	Wallace	Walsh	Walton
Ward	Wasson	Whorton	Wildberger	Willoughby
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Madam Speaker

NOES: 004

Graham	Henke	Merideth	Zweifel
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PRESENT: 000

ABSENT WITH LEAVE: 004

Adams	Jolly	Townley	Young
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HB 99, relating to campaign finance disclosure, was taken up by Representative Seigfreid.

On motion of Representative Seigfreid, **HB 99** was read the third time and passed by the following vote:

AYES: 156

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Guest	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Hunter	Ice	Jetton	Johnson 47
Johnson 61	Johnson 90	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lipke

736 *Journal of the House*

Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Merideth	Miller	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Viebrock	Villa	Vogt
Wagner	Walker	Wallace	Walsh	Walton
Ward	Wasson	Whorton	Wildberger	Willoughby
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Zweifel
Madam Speaker				

NOES: 001

Selby

PRESENT: 000

ABSENT WITH LEAVE: 006

Adams	Green	Jackson	Jolly	Townley
Young				

Speaker Hanaway declared the bill passed.

HCS HB 133, relating to the election of judges, was taken up by Representative Willoughby.

On motion of Representative Willoughby, **HCS HB 133** was read the third time and passed by the following vote:

AYES: 158

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	Icet	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Merideth
Miller	Moore	Morris	Muckler	Munzlinger

Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Viebrock
Villa	Vogt	Wagner	Walker	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Zweifel	Madam Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 005

Adams	Jolly	Salva	Townley	Young
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Speaker Hanaway declared the bill passed.

HB 162, relating to Pearl Harbor Memorial Highway, was taken up by Representative Shoemaker (8).

On motion of Representative Shoemaker (8), **HB 162** was read the third time and passed by the following vote:

AYES: 158

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	Ice	Jackson
Jetton	Johnson 61	Johnson 90	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lawson	Lembke	LeVota	Liese
Lipke	Lowe	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Merideth	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby

Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Viebrock
Villa	Vogt	Wagner	Walker	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Zweifel	Madam Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 005

Adams	Johnson 47	Jolly	Townley	Young
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Speaker Hanaway declared the bill passed.

HB 199, relating to police officer compensation, was taken up by Representative Johnson (47).

On motion of Representative Johnson (47), **HB 199** was read the third time and passed by the following vote:

AYES: 154

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hobbs	Holand	Hubbard
Hunter	Ice	Jackson	Jetton	Johnson 47
Johnson 90	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lipke	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Merideth	Miller	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Ruestman	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Selby	Self	Shoemaker	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Viebrock	Villa	Vogt	Wagner
Walker	Wallace	Walsh	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130

Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Zweifel	Madam Speaker	

NOES: 004

El-Amin	Hoskins	Johnson 61	Walton
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PRESENT: 000

ABSENT WITH LEAVE: 005

Adams	Jolly	Roark	Townley	Young
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Speaker Hanaway declared the bill passed.

HB 246, relating to the Kansas City police retirement system, was taken up by Representative Bishop.

On motion of Representative Bishop, **HB 246** was read the third time and passed by the following vote:

AYES: 159

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	Ice	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Merideth
Miller	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Viebrock	Villa	Vogt	Wagner	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Zweifel	Madam Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 004

Adams Jolly Townley Young

Speaker Hanaway declared the bill passed.

HB 284, relating to abandoned vehicles, was taken up by Representative Crawford.

On motion of Representative Crawford, **HB 284** was read the third time and passed by the following vote:

AYES: 156

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	Icet	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jones
Kelly 144	Kelly 36	Kingery	Kratky	Kuessner
Lager	Lawson	Lembke	LeVota	Liese
Lipke	Lowe	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Miller	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Selby	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Viebrock	Villa
Vogt	Wagner	Walker	Walsh	Walton
Ward	Wasson	Whorton	Wildberger	Willoughby
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Zweifel
Madam Speaker				

NOES: 000

PRESENT: 001

Wallace

ABSENT WITH LEAVE: 006

Adams	Jolly	King	Merideth	Townley
Young				

Speaker Hanaway declared the bill passed.

HB 307, relating to mutual-aid agreements, was taken up by Representative Merideth.

On motion of Representative Merideth, **HB 307** was read the third time and passed by the following vote:

AYES: 159

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	Ice	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Merideth
Miller	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Viebrock	Villa	Vogt	Wagner	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Zweifel	Madam Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 004

Adams	Jolly	Townley	Young
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Speaker Hanaway declared the bill passed.

HCS HB 332, relating to social workers, was taken up by Representative Portwood.

On motion of Representative Portwood, **HCS HB 332** was read the third time and passed by the following vote:

AYES: 154

Abel	Angst	Avery	Barnitz	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Boykins	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Holand	Hubbard	Hunter
Iceet	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lipke	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Merideth	Miller	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Self	Shoemaker	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Viebrock	Villa	Vogt	Wagner
Walker	Wallace	Walsh	Walton	Ward
Wasson	Whorton	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Yates	Madam Speaker	

NOES: 003

Hoskins	Selby	Zweifel
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PRESENT: 001

El-Amin

ABSENT WITH LEAVE: 005

Adams	Baker	Jolly	Townley	Young
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Speaker Hanaway declared the bill passed.

HCS HBs 348 & 347, relating to the Local Government Employees' Retirement System, was taken up by Representative Dempsey.

On motion of Representative Dempsey, **HCS HBs 348 & 347** was read the third time and passed by the following vote:

AYES: 158

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Hunter	Ice	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lawson	Lembke	LeVota	Liese
Lipke	Lowe	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Merideth	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Viebrock
Villa	Vogt	Wagner	Walker	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Zweifel	Madam Speaker		

NOES: 000

PRESENT: 001

El-Amin

ABSENT WITH LEAVE: 004

Adams	Jolly	Townley	Young
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Speaker Hanaway declared the bill passed.

HB 358, relating to barber licenses, was taken up by Representative Boykins.

On motion of Representative Boykins, **HB 358** was read the third time and passed by the following vote:

AYES: 157

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Hunter	Ice	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lawson	Lembke	LeVota	Liese
Lipke	Lowe	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Merideth	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Selby	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Viebrock	Villa
Vogt	Wagner	Walker	Wallace	Walsh
Walton	Ward	Wasson	Whorton	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Zweifel	Madam Speaker			

NOES: 001

Salva

PRESENT: 000

ABSENT WITH LEAVE: 005

Adams	Hampton	Jolly	Townley	Young
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Speaker Hanaway declared the bill passed.

HCS HB 431, relating to the Missouri State Employees' Retirement System, was taken up by Representative Stevenson.

On motion of Representative Stevenson, **HCS HB 431** was read the third time and passed by the following vote:

AYES: 154

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	Emery	Engler	Ervin	Fares
Fraser	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Ice	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lipke
Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Merideth	Miller	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Viebrock	Villa	Vogt
Wagner	Walker	Wallace	Walton	Ward
Wasson	Whorton	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yates	Zweifel	Madam Speaker	

NOES: 004

El-Amin	George	Walsh	Yaeger
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PRESENT: 000

ABSENT WITH LEAVE: 005

Adams	Jolly	Salva	Townley	Young
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Speaker Hanaway declared the bill passed.

HB 440, relating to the Dental Well-Being Committee, was taken up by Representative Portwood.

On motion of Representative Portwood, **HB 440** was read the third time and passed by the following vote:

AYES: 156

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	Ice	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Merideth
Miller	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Viebrock	Villa
Vogt	Wagner	Walker	Walsh	Walton
Ward	Wasson	Whorton	Wildberger	Willoughby
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Zweifel
Madam Speaker				

NOES: 002

Skaggs Wallace

PRESENT: 000

ABSENT WITH LEAVE: 005

Adams	Jolly	Salva	Townley	Young
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Speaker Hanaway declared the bill passed.

HB 141, relating to administrative procedures, was taken up by Representative Mayer.

On motion of Representative Mayer, **HB 141** was read the third time and passed by the following vote:

AYES: 157

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins

Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	Ice	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Merideth
Miller	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Viebrock	Villa
Vogt	Wagner	Walker	Wallace	Walsh
Walton	Ward	Wasson	Whorton	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Zweifel	Madam Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 006

Adams	Jolly	Salva	Smith 118	Townley
Young				

Speaker Hanaway declared the bill passed.

HB 249, relating to highway designation, was taken up by Representative Seigfreid.

On motion of Representative Seigfreid, **HB 249** was read the third time and passed by the following vote:

AYES: 158

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken

Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	Icet	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Merideth
Miller	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Viebrock
Villa	Vogt	Wagner	Walker	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Zweifel	Madam Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 005

Adams	Jolly	Salva	Townley	Young
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Speaker Hanaway declared the bill passed.

HB 251, relating to motor vehicle shows, was taken up by Representative Smith (118).

On motion of Representative Smith (118), **HB 251** was read the third time and passed by the following vote:

AYES: 158

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	Icet	Jackson

Jetton	Johnson 47	Johnson 61	Johnson 90	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Merideth
Miller	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Viebrock
Villa	Vogt	Wagner	Walker	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Zweifel	Madam Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 005

Adams	Jolly	Salva	Townley	Young
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Speaker Hanaway declared the bill passed.

HB 261, relating to highway designation, was taken up by Representative Whorton.

On motion of Representative Whorton, **HB 261** was read the third time and passed by the following vote:

AYES: 158

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	Ice	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Merideth
Miller	Moore	Morris	Muckler	Munzlinger

750 *Journal of the House*

Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Viebrock
Villa	Vogt	Wagner	Walker	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Zweifel	Madam Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 005

Adams	Jolly	Salva	Townley	Young
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Speaker Hanaway declared the bill passed.

HB 327, relating to highway construction and maintenance, was taken up by Representative Lipke.

On motion of Representative Lipke, **HB 327** was read the third time and passed by the following vote:

AYES: 157

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	Ice	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Merideth
Miller	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby

Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Viebrock
Villa	Vogt	Wagner	Walker	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Zweifel	Madam Speaker			

NOES: 001

Wildberger

PRESENT: 000

ABSENT WITH LEAVE: 005

Adams	Jolly	Salva	Townley	Young
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Speaker Hanaway declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 136

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brown	Bruns	Carnahan	Cooper 120	Cooper 155
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	George
Goodman	Guest	Hampton	Harris 23	Haywood
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Icet	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jones	Kelly 144	King
Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	Liese	Lipke	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	St. Onge
Stefanick	Sutherland	Taylor	Thompson	Threlkeld
Viebrock	Villa	Vogt	Wagner	Walker
Wallace	Walton	Ward	Wasson	Whorton
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yates	Zweifel
Madam Speaker				

NOES: 018

Brooks	Burnett	Campbell	Corcoran	Daus
Donnelly	Fraser	Graham	Harris 110	Henke
Kelly 36	LeVota	Merideth	Sager	Spreng
Walsh	Wildberger	Yaeger		

PRESENT: 001

Lowe

ABSENT WITH LEAVE: 008

Adams	Byrd	Green	Jolly	Salva
Stevenson	Townley	Young		

HCS HB 371, relating to hazardous waste carriers, was taken up by Representative Dusenberg.

On motion of Representative Dusenberg, **HCS HB 371** was read the third time and passed by the following vote:

AYES: 158

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	Ice	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Merideth
Miller	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Viebrock
Villa	Vogt	Wagner	Walker	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Zweifel	Madam Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 005

Adams	Jolly	Salva	Townley	Young
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Speaker Hanaway declared the bill passed.

HB 376, relating to county coroners, was taken up by Representative Cooper (120).

On motion of Representative Cooper (120), **HB 376** was read the third time and passed by the following vote:

AYES: 158

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	Icet	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Merideth
Miller	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Viebrock
Villa	Vogt	Wagner	Walker	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Zweifel	Madam Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 005

Adams

Jolly

Salva

Townley

Young

Speaker Hanaway declared the bill passed.

Representative Purgason resumed the Chair.

HCS HB 392, relating to franchise dealers, was taken up by Representative Avery.

HCS HB 392 was laid over.

Speaker Hanaway resumed the Chair.

HCS HB 394, relating to designation of next-of-kin, was taken up by Representative Byrd.

Representative Byrd offered **House Perfecting Amendment No. 1**.

House Perfecting Amendment No. 1

AMEND House Committee Substitute for House Bill No. 394, Page 2, Section 194.119, Line 24, by deleting the number “6” and inserting in lieu thereof the number “8”.

On motion of Representative Byrd, **House Perfecting Amendment No. 1** was adopted.

On motion of Representative Byrd, **HCS HB 394, as amended**, was read the third time and passed by the following vote:

AYES: 156

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Hunter	Ice	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lembke	LeVota	Liese	Lipke
Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Merideth	Miller	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp

Sager	Salva	Sander	Schaaf	Schlottach
Schoemehl	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Viebrock	Villa	Vogt
Wagner	Walker	Wallace	Walsh	Walton
Ward	Wasson	Whorton	Wildberger	Willoughby
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Zweifel
Madam Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 007

Adams	Davis 19	Jolly	Lawson	Schneider
Townley	Young			

Speaker Hanaway declared the bill passed.

HCS HB 493, relating to a special license plate, was taken up by Representative Bruns.

On motion of Representative Bruns, **HCS HB 493** was read the third time and passed by the following vote:

AYES: 140

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Daus
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Engler	Ervin
Fares	George	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Haywood
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Icet	Jackson	Jetton	Johnson 47
Johnson 90	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lembke
LeVota	Liese	Lipke	Lowe	Luetkemeyer
Marsh	May	Mayer	McKenna	Merideth
Miller	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Pearce	Phillips
Portwood	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Schaaf	Schlottach	Schoemehl
Seigfreid	Selby	Self	Shoemaker	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Viebrock	Villa	Vogt	Wagner	Wallace
Walton	Ward	Wasson	Whorton	Wildberger

756 *Journal of the House*

Willoughby	Wilson 119	Wilson 130	Wilson 42	Witte
Wood	Wright	Yaeger	Zweifel	Madam Speaker

NOES: 014

Brooks	Darrough	Dusenberg	El-Amin	Emery
Fraser	Henke	Meiners	Pratt	Sander
Walker	Walsh	Wilson 25	Yates	

PRESENT: 001

Threlkeld

ABSENT WITH LEAVE: 008

Adams	Johnson 61	Jolly	Lawson	Parker
Schneider	Townley	Young		

Speaker Hanaway declared the bill passed.

HB 553, relating to political subdivisions, was taken up by Representative Smith (14).

On motion of Representative Smith (14), **HB 553** was read the third time and passed by the following vote:

AYES: 153

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Ice	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lembke	LeVota	Liese	Lipke	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Merideth	Miller	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Rupp	Sager	Salva
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Viebrock	Villa	Vogt	Wagner	Walker
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25

Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Zweifel	Madam Speaker		

NOES: 002

Daus	Wallace
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PRESENT: 001

Ruestman

ABSENT WITH LEAVE: 007

Adams	Byrd	Jolly	Lawson	Sander
Townley	Young			

Speaker Hanaway declared the bill passed.

HB 574, relating to a conveyance in St. Louis County, was taken up by Representative Jackson.

On motion of Representative Jackson, **HB 574** was read the third time and passed by the following vote:

AYES: 156

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Holand	Hoskins	Hubbard
Hunter	Ice	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lembke	LeVota	Liese	Lipke	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Merideth	Miller	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Viebrock	Villa	Vogt
Wagner	Walker	Wallace	Walsh	Walton
Ward	Wasson	Whorton	Wildberger	Willoughby
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte

Wood	Wright	Yaeger	Yates	Zweifel
Madam Speaker				

NOES: 001

Daus

PRESENT: 000

ABSENT WITH LEAVE: 006

Adams	Hobbs	Jolly	Lawson	Townley
Young				

Speaker Hanaway declared the bill passed.

HB 521, relating to the Missouri Fire Education Trust Fund, was taken up by Representative Dethrow.

On motion of Representative Dethrow, **HB 521** was read the third time and passed by the following vote:

AYES: 153

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Hunter	Ice	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jones	Kelly 144
Kelly 36	Kingery	Kratky	Kuessner	Lager
Lembke	LeVota	Liese	Lipke	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Merideth	Miller	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart
Roark	Ruestman	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Viebrock	Villa	Vogt	Wagner	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Yaeger
Yates	Zweifel	Madam Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 010

Adams	Byrd	Jolly	King	Lawson
Richard	Seigfreid	Townley	Wright	Young

Speaker Hanaway declared the bill passed.

Representative Villa assumed the Chair.

HCS HB 97, relating to law enforcement sales tax, was taken up by Representative Johnson (90).

On motion of Representative Johnson (90), **HCS HB 97** was read the third time and passed by the following vote:

AYES: 119

Abel	Angst	Avery	Bean	Behnen
Bishop	Bivins	Black	Bland	Bough
Boykins	Bringer	Brooks	Brown	Bruns
Burnett	Byrd	Campbell	Carnahan	Cooper 155
Corcoran	Crawford	Curls	Darrough	Daus
Davis 122	Deeken	Dethrow	Donnelly	Dougherty
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jones	Kelly 36	Kingery	Kratky
Kuessner	LeVota	Liese	Lipke	Lowe
May	Mayer	McKenna	Meiners	Miller
Moore	Morris	Muckler	Munzlinger	Nieves
Page	Parker	Phillips	Ransdall	Rector
Reinhart	Richard	Sager	Salva	Sander
Schaaf	Schlottach	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Spreng
St. Onge	Stevenson	Taylor	Thompson	Threlkeld
Villa	Vogt	Wagner	Walker	Walsh
Walton	Ward	Wasson	Whorton	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Yaeger	Zweifel	Madam Speaker	

NOES: 028

Baker	Barnitz	Cooper 120	Crowell	Cunningham 145
Davis 19	Dempsey	Dixon	Dusenberg	Hunter
Kelly 144	Lager	Lembke	Merideth	Myers
Pearce	Pratt	Purgason	Quinn	Roark
Ruestman	Rupp	Schneider	Smith 118	Viebrock
Wood	Wright	Yates		

PRESENT: 010

Cunningham 86	Icet	King	Luetkemeyer	Marsh
Portwood	Smith 14	Stefanick	Sutherland	Wallace

ABSENT WITH LEAVE: 006

Adams	Bearden	Jolly	Lawson	Townley
Young				

Representative Villa declared the bill passed.

The emergency clause was defeated by the following vote:

AYES: 092

Abel	Angst	Barnitz	Behnen	Bishop
Bivins	Black	Bland	Boykins	Bringer
Brooks	Bruns	Burnett	Byrd	Campbell
Carnahan	Corcoran	Crawford	Curls	Darrough
Daus	Davis 122	Deeken	Dethrow	Donnelly
Dougherty	El-Amin	Engler	Fares	Fraser
George	Graham	Green	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hoskins
Hubbard	Johnson 47	Johnson 61	Johnson 90	Jones
Kelly 36	Kingery	Kratky	Kuessner	LeVota
Liese	Lipke	Lowe	McKenna	Meiners
Moore	Morris	Muckler	Page	Parker
Purgason	Ransdall	Sager	Salva	Schaaf
Schlottach	Schoemehl	Seigfreid	Selby	Shoemaker
Shoemyer	Skaggs	Spreng	St. Onge	Taylor
Thompson	Threlkeld	Villa	Vogt	Wagner
Walker	Walsh	Walton	Ward	Whorton
Wildberger	Willoughby	Wilson 25	Wilson 42	Witte
Yaeger	Zweifel			

NOES: 065

Avery	Baker	Bean	Bough	Brown
Cooper 120	Cooper 155	Crowell	Cunningham 145	Cunningham 86
Davis 19	Dempsey	Dixon	Dusenberg	Emery
Ervin	Goodman	Guest	Hobbs	Holand
Hunter	Icet	Jackson	Jetton	Kelly 144
King	Lager	Lembke	Luetkemeyer	Marsh
May	Mayer	Merideth	Miller	Munzlinger
Myers	Nieves	Pearce	Phillips	Portwood
Pratt	Quinn	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sander	Schneider
Self	Smith 118	Smith 14	Stefanick	Stevenson
Sutherland	Viebrock	Wallace	Wasson	Wilson 119
Wilson 130	Wood	Wright	Yates	Madam Speaker

PRESENT: 000

ABSENT WITH LEAVE: 006

Adams
Young

Bearden

Jolly

Lawson

Townley

Speaker Hanaway resumed the Chair.

SIGNING OF HOUSE BILL

All other business of the House was suspended while **CCS SCS HCS HB 15** was read at length and, there being no objection, was signed by the Speaker to the end that the same may become law.

HOUSE RESOLUTIONS

HR 314, relating to use of the House Chamber, was taken up by Representative Avery.

On motion of Representative Avery, **HR 314** was adopted.

HR 388, relating to use of the House Chamber, was taken up by Representative Lowe.

On motion of Representative Lowe, **HR 388** was adopted.

HR 576, relating to use of the House Chamber, was taken up by Representative Bivins.

On motion of Representative Bivins, **HR 576** was adopted.

HR 580, relating to use of the House Chamber, was taken up by Representative Deeken.

On motion of Representative Deeken, **HR 580** was adopted.

SUPPLEMENTAL CALENDAR

(March 18, 2003)

HOUSE BILL FOR PERFECTION - APPROPRIATIONS

HCS HB 13 - Bearden

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 61**, entitled:

An act to amend chapter 407, RSMo, by adding thereto one new section relating to the use of social security numbers, with an effective date.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 394**, entitled:

An act to repeal sections 351.046, 351.182, 351.268, 351.315, 351.320, and 351.385, RSMo, and to enact in lieu thereof seven new sections relating to general and business corporations.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 395**, entitled:

An act to repeal sections 351.055 and 351.455, RSMo, and to enact in lieu thereof two new sections relating to general and business corporations.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 448**, entitled:

An act to repeal section 476.055, RSMo, and to enact in lieu thereof one new section relating to the statewide court automation fund, with penalty provisions and an expiration date.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 457**, entitled:

An act to repeal section 476.340, RSMo, and to enact in lieu thereof one new section relating to Executive Council of the Judicial Conference of the state of Missouri.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 467**, entitled:

An act to repeal section 488.5339, RSMo, and to enact in lieu thereof one new section relating to a surcharge to fund the crime victims' compensation fund.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 469**, entitled:

An act to repeal section 535.030, RSMo, and to enact in lieu thereof one new section relating to service of summons in landlord-tenant actions.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 470**, entitled:

An act to repeal sections 511.350, 511.510, 517.141, and 517.151, RSMo, and to enact in lieu thereof two new sections relating to liens on real estate.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 471**, entitled:

An act to repeal section 454.505, RSMo, and to enact in lieu thereof one new section relating to filing of garnishment orders.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 521**, entitled:

An act to amend chapter 34, RSMo, by adding thereto one new section relating to bonds of officers and contractors for public works.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 522**, entitled:

An act to repeal section 67.700, RSMo, and to enact in lieu thereof one new section relating to sales tax for capital improvements imposed in certain counties.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 537**, entitled:

An act to repeal section 56.640, RSMo, and to enact in lieu thereof two new sections relating to the duties of a county counselor.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 540**, entitled:

An act to repeal section 311.195, RSMo, and to enact in lieu thereof one new section relating to microbreweries.

In which the concurrence of the House is respectfully requested.

COMMITTEE CHANGES

The Speaker submitted the following Committee changes:

Representative Johnson (47) is no longer a member of the Workforce Development and Workplace Safety Committee.

Representative Purgason has been appointed a member of the Workforce Development and Workplace Safety Committee.

ADJOURNMENT

On motion of Representative Crowell, the House adjourned until 10:00 a.m., Wednesday, March 19, 2003.

COMMITTEE MEETINGS

BUDGET

Wednesday, March 19, 2003. Hearing Room 3 upon morning recess.
Fiscal review and public hearing. Executive Session may follow.
Public Hearing to be held on: HB 197, HB 322, HB 517

CONSERVATION AND NATURAL RESOURCES

Wednesday, March 19, 2003, 12:00 p.m. Hearing Room 5.
Executive Session may follow.
Public Hearing to be held on: HB 447, HJR 20

EDUCATION

Wednesday, March 19, 2003, 5:00 p.m. Hearing Room 3.
Possible Executive Session.
Public Hearing to be held on: HB 45, HB 262, HB 384, HB 423

HEALTH CARE POLICY

Wednesday, March 19, 2003, 5:00 p.m. Hearing Room 6.
Public Hearing to be held on: HB 350, HB 484, HB 507, HB 530, HB 580, HCR 22
Executive Session to be held on: HB 432, HB 459, HB 481, HCR 12

JOB CREATION AND ECONOMIC DEVELOPMENT

Wednesday, March 19, 2003, 12:00 p.m. Hearing Room 6.
Public Hearing to be held on: HB 569
Executive Session to be held on: HCRF9

JOINT COMMITTEE ON LEGISLATIVE RESEARCH

Wednesday, March 19, 2003, 8:00 a.m. Hearing Room 5.
Testimony from witnesses regarding agency directives.
Witnesses will be posted Monday, March 17, 2003.

JUDICIARY

Wednesday, March 19, 2003, 12:00 p.m. Hearing Room 1.

Public Hearing to be held on: HB 105, HB 500, HB 547, HB 593, HJR 11

LOCAL GOVERNMENT

Thursday, March 20, 2003, 8:30 a.m. Hearing Room 6.

Executive Session may follow.

Public Hearing to be held on: HB 578, HB 627, SB 235, SB 239

SMALL BUSINESS

Wednesday, March 19, 2003, 12:00 p.m. Hearing Room 4.

Executive Session may follow.

Public Hearing to be held on: HB 549, SB 194

SPECIAL COMMITTEE ON GENERAL LAWS

Wednesday, March 19, 2003, 8:00 a.m. Hearing Room 7. AMENDED NOTICE

Public Hearing to be held on: HB 628, SB 296

SPECIAL COMMITTEE ON GENERAL LAWS

Thursday, March 20, 2003, 8:00 a.m. Hearing Room 4.

Hearing to continue on HB 628 if necessary. Executive Session may follow.

Public Hearing to be held on: SB 296

TRANSPORTATION AND MOTOR VEHICLES

Wednesday, March 19, 2003, 8:00 a.m. Hearing Room 6.

Possible Executive Session. AMENDED NOTICE

Public Hearing to be held on: HB 611, HB 625, HB 626, HB 634, HB 668, HJR 24, SB 4, SB 117, SB 216

WORKFORCE DEVELOPMENT AND WORKPLACE SAFETY

Wednesday, March 19, 2003, 12:00 p.m. Hearing Room 7.

Executive Session may follow on HB 475.

Public Hearing to be held on: HB 475

WORKFORCE DEVELOPMENT AND WORKPLACE SAFETY

Thursday, March 20, 2003, 8:00 a.m. Hearing Room 1.

Executive Session.

HOUSE CALENDAR

FORTY-FIRST DAY, WEDNESDAY, MARCH 19, 2003

HOUSE BILLS FOR SECOND READING

HB 687 and HB 688

HOUSE BILL FOR PERFECTION - APPROPRIATIONS

HCS HB 13 - Bearden

HOUSE BILLS FOR PERFECTION

HCS HB 132, 173, 117 & 48 - Wright

HCS HB 346 & 174 - Dempsey

HB 511 - Deeken

HB 267 - Smith (118)

HCS HB 215, 218, 115 & 83 - Myers

HCS HB 190 & 214 - Fares

HCS HB 51 - Mayer

HCS HB 387 - Pearce

HCS HB 109 & 34 - Fares

HCS HB 380 - Luetkemeyer

HCS HB 404, 324, 403, 344, 426 & 541 - Rector

HB 263 - Cooper (120)

HOUSE BILLS FOR PERFECTION - CONSENT

(3-13-03)

HCS HB 318 - Baker

HCS HB 427 - Byrd

HB 430 - Stevenson

HB 445 - Portwood

HB 491, HCA 1 - Rupp

HCS HB 575 - Dethrow

HB 594 - Emery

HB 597 - Schlottach

HB 598 - Schlottach

HCS HB 356 - Smith (118)

HB 407 - Smith (118)

HB 523 - Dusenberg

HB 552 - Kingery

HB 599 - Burnett

HCS HB 613 - Byrd

HOUSE BILLS FOR THIRD READING - APPROPRIATIONS

HS HB 1 - Bearden

HS HB 2 - Bearden

HS HB 3 - Bearden

HS HB 4 - Bearden

HS HB 5 - Bearden

HS HB 6 - Bearden
HS HB 7 - Bearden
HS HB 8 - Bearden
HS HB 9 - Bearden
HS HB 10 - Bearden
HS HB 11 - Bearden
HS HB 12 - Bearden

HOUSE BILLS FOR THIRD READING

HCS HB 222 - Luetkemeyer
HS HCS HB 517, 94, 149, 150 & 342, E.C. (Budget 3-10-03) - Portwood
HS HCS HB 228 - Pearce
HS HB 197, (Budget 3-12-03) - Johnson (47)
HCS HB 322, (Budget 3-12-03) - Baker

HOUSE BILLS FOR THIRD READING - CONSENT

HCS HB 392 - Avery
HB 189 - Parker
HB 244 - Baker
HB 326 - Wagner
HB 351 - Quinn
HB 375 - Cooper (120)
HB 388 - Riback Wilson (25)
HB 463 - King
HB 465 - Hanaway
HCS HB 472, E.C. - Johnson (47)
HB 477 - Moore
HB 478 - Moore
HB 505 - Byrd
HB 512 - Cooper (120)
HB 464 - King
HB 60 - Sutherland
HB 57 - Riback Wilson (25)

SENATE BILLS FOR SECOND READING

SCS #2 SB 1
SCS #2 SB 52
SCS SB 61
SB 175
SCS SB 202
SCS SB 237
SB 327
SB 388

SB 394

SB 395

SCS SB 421

SB 448

SB 457

SB 467

SB 469

SB 470

SB 471

SB 496

SB 521

SB 522

SB 537

SB 540

SENATE BILL FOR THIRD READING

SCS SB 299 & 40 - Bearden

JOURNAL OF THE HOUSE

First Regular Session, 92nd General Assembly

FORTY-FIRST DAY, WEDNESDAY, MARCH 19, 2003

Representative May in the Chair.

Prayer by Reverend James Earl Jackson.

Heavenly Father, All Knowing and All Seeing, it is written, "All my desire is known to You; and my sighing is not hidden from You". Even so grant our desire, hear our prayer before You this day.

Work in us and prepare us for the coming days. May Your grace and mercy saturate our counties, state and nation. May Your peace that passes understanding guard our hearts and minds.

May we stand as one people united under You that Your plans and purposes might be fulfilled in and through us. Bless the work of our hand as we continue the business of the State.

Now, may the grace of our Lord, and the love of God be with us all.

In the name of Your Son we pray. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Luke Hager, Cecelia Anderson, Chris Crider, Melanie Vass, Desseret Coleman, David Vass, Dustin Dugger, Chazidi Ferguson, Charlie Lopez-Lucio, Stephanie Meritt, Tonya Russell, Maria Todd, Carol Bettis, Cortney Goode, Jennifer Skelton, Meredith Weedman, Chandler Hight, Brok Dickey, Dustin Carmack, Tasha Weiss, Rebecca Knight and Theresa Ford.

The Journal of the fortieth day was approved as corrected.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 945	-	Representative Jackson
House Resolution No. 946	-	Representative Wilson (130)
House Resolution No. 947	-	Representative Donnelly
House Resolution No. 948	-	Representative Lager
House Resolution No. 949	-	Representative Taylor

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 689, introduced by Representatives Adams, Yaeger, Moore, Jackson, Crawford, Salva and Darrough, et al, relating to failure to stop for a school bus.

HB 690, introduced by Representative Holand, relating to the Missouri family trust.

HB 691, introduced by Representatives Riback Wilson (25), Sager, Jones, Graham, Carnahan, Walton, Fraser, Page, Lowe and Donnelly, et al, relating to emergency contraception.

HB 692, introduced by Representatives Viebrock, Whorton, Dixon, Sander and Emery, et al, relating to offender health care.

SECOND READING OF HOUSE BILLS

HB 687 and **HB 688** were read the second time.

SECOND READING OF SENATE BILLS

SCS#2 SB 1, SCS#2 SB 52, SCS SB 61, SB 175, SCS SB 202, SCS SB 237, SB 327, SB 388, SB 394, SB 395, SCS SB 421, SB 448, SB 457, SB 467, SB 469, SB 470, SB 471, SB 496, SB 521, SB 522, SB 537 and SB 540 were read the second time.

PERFECTION OF HOUSE BILL - APPROPRIATIONS

HCS HB 13, relating to appropriations, was taken up by Representative Bearden.

Representative Yates offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 13, Page 4, Section 13.065, Lines 1-10, by deleting said section and inserting in lieu thereof one new section to read as follows:

**“Section 13.065. To the Office of Administration
For the Division of Facilities Management
For the Department of Labor and Industrial Relations
For the Payment of real property leases, related services, utilities, systems
furniture, and structural modifications
Expense and Equipment
From General Revenue Fund \$159,196
From Federal Funds 551,042
From Other Funds 1,131,672
Total 1,841,910”.**

On motion of Representative Yates, **House Amendment No. 1** was adopted.

On motion of Representative Bearden, **HCS HB 13, as amended**, was adopted.

On motion of Representative Bearden, **HCS HB 13, as amended**, was ordered perfected and printed.

Speaker Hanaway assumed the Chair.

THIRD READING OF HOUSE BILLS - APPROPRIATIONS

HS HB 1, relating to appropriations, was taken up by Representative Bearden.

On motion of Representative Bearden, **HS HB 1** was read the third time and passed by the following vote:

AYES: 160

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Green
Guest	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Hunter	Ice	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Merideth
Miller	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 001

Reinhart

PRESENT: 000

ABSENT WITH LEAVE: 002

Adams Graham

Speaker Hanaway declared the bill passed.

HS HB 2, relating to appropriations, was taken up by Representative Bearden.

On motion of Representative Bearden, **HS HB 2** was read the third time and passed by the following vote:

AYES: 084

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Brown	Bruns
Byrd	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dusenberg	Emery	Engler
Ervin	Fares	Goodman	Guest	Hobbs
Hunter	Ice	Jackson	Jetton	Johnson 47
Kelly 144	King	Kingery	Lager	Lembke
Lipke	Luetkemeyer	Marsh	May	Mayer
Miller	Moore	Morris	Munzlinger	Myers
Nieves	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sander
Schaaf	Schlottach	Self	Shoemaker	Smith 118
Smith 14	St. Onge	Stefanick	Stevenson	Sutherland
Threlkeld	Townley	Wasson	Wilson 119	Wilson 130
Wood	Wright	Yates	Madam Speaker	

NOES: 075

Abel	Barnitz	Bishop	Bland	Bough
Boykins	Bringer	Brooks	Burnett	Campbell
Carnahan	Corcoran	Curls	Darrough	Daus
Davis 122	Donnelly	Dougherty	El-Amin	Fraser
George	Green	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hoskins	Hubbard
Johnson 61	Johnson 90	Jolly	Jones	Kelly 36
Kratky	Kuessner	Lawson	LeVota	Liese
Lowe	McKenna	Meiners	Merideth	Muckler
Page	Ransdall	Sager	Salva	Schneider
Schoemehl	Seigfreid	Selby	Shoemyer	Skaggs
Spreng	Taylor	Thompson	Viebrock	Villa
Vogt	Wagner	Walker	Walsh	Walton
Ward	Whorton	Wildberger	Willoughby	Wilson 25
Wilson 42	Witte	Yaeger	Young	Zweifel

PRESENT: 001

Wallace

ABSENT WITH LEAVE: 003

Adams Graham Holand

Speaker Hanaway declared the bill passed.

Representative Willoughby requested a verification of the roll call on the motion to third read and pass **HS HB 2**.

HS HB 3, relating to appropriations, was taken up by Representative Bearden.

On motion of Representative Bearden, **HS HB 3** was read the third time and passed by the following vote:

AYES: 085

Angst	Avery	Baker	Bean	Bearden
Bivins	Black	Brown	Bruns	Byrd
Cooper 120	Cooper 155	Crawford	Crowell	Cunningham 145
Cunningham 86	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Dusenberg	Emery	Engler	Ervin
Fares	Goodman	Guest	Hobbs	Hunter
Icet	Jackson	Jetton	Johnson 47	Kelly 144
King	Kingery	Lager	Lembke	Lipke
Luetkemeyer	Marsh	May	Mayer	Miller
Moore	Morris	Munzlinger	Myers	Nieves
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sander	Schaaf
Schlottach	Schneider	Self	Shoemaker	Smith 118
Smith 14	St. Onge	Stefanick	Stevenson	Sutherland
Threlkeld	Townley	Wallace	Wasson	Wilson 119
Wilson 130	Wood	Wright	Yates	Madam Speaker

NOES: 072

Abel	Barnitz	Behnen	Bishop	Bland
Bough	Boykins	Bringer	Brooks	Burnett
Campbell	Carnahan	Corcoran	Curls	Darrough
Daus	Davis 122	Donnelly	Dougherty	Fraser
Green	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hoskins	Hubbard	Johnson 61
Johnson 90	Jolly	Kelly 36	Kratky	Kuessner
Lawson	LeVota	Liese	Lowe	McKenna
Meiners	Merideth	Muckler	Page	Ransdall
Sager	Salva	Schoemehl	Seigfreid	Selby
Shoemyer	Skaggs	Spreng	Taylor	Thompson
Viebrock	Villa	Vogt	Wagner	Walker
Walsh	Walton	Ward	Whorton	Wildberger
Willoughby	Wilson 25	Wilson 42	Witte	Yaeger
Young	Zweifel			

PRESENT: 000

ABSENT WITH LEAVE: 006

Adams	El-Amin	George	Graham	Holand
Jones				

Speaker Hanaway declared the bill passed.

Representative Harris (23) requested a verification of the roll call on the motion to third read and pass **HS HB 3**.

HS HB 4, relating to appropriations, was taken up by Representative Bearden.

On motion of Representative Bearden, **HS HB 4** was read the third time and passed by the following vote:

AYES: 086

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Guest
Hobbs	Hunter	Iceet	Jackson	Jetton
Johnson 47	Kelly 144	King	Kingery	Lager
Lembke	Lipke	Luetkemeyer	Marsh	May
Mayer	Miller	Moore	Morris	Munzlinger
Myers	Nieves	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Rector
Reinhart	Richard	Ruestman	Rupp	Sander
Schaaf	Schlottach	Schneider	Self	Shoemaker
Smith 118	Smith 14	St. Onge	Stefanick	Stevenson
Sutherland	Threlkeld	Townley	Wasson	Whorton
Wilson 119	Wilson 130	Wood	Wright	Yates
Madam Speaker				

NOES: 072

Abel	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Campbell	Corcoran
Curls	Darrough	Daus	Davis 122	Donnelly
Dougherty	El-Amin	Fraser	George	Green
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hoskins	Hubbard	Johnson 61	Johnson 90
Jolly	Jones	Kelly 36	Kratky	Kuessner
Lawson	LeVota	Liese	Lowe	McKenna
Meiners	Merideth	Muckler	Page	Ransdall
Roark	Sager	Salva	Schoemehl	Seigfreid
Selby	Shoemyer	Skaggs	Spreng	Taylor
Thompson	Viebrock	Villa	Vogt	Wagner
Walker	Walsh	Walton	Ward	Wildberger
Willoughby	Wilson 25	Wilson 42	Witte	Yaeger
Young	Zweifel			

PRESENT: 000

ABSENT WITH LEAVE: 005

Adams	Carnahan	Graham	Holand	Wallace
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Speaker Hanaway declared the bill passed.

Representative Zweifel requested a verification of the roll call on the motion to third read and pass **HS HB 4**.

HS HB 5, relating to appropriations, was taken up by Representative Bearden.

On motion of Representative Bearden, **HS HB 5** was read the third time and passed by the following vote:

AYES: 082

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Bough	Brown	Byrd
Cooper 120	Cooper 155	Crawford	Crowell	Cunningham 145
Cunningham 86	Davis 19	Dempsey	Dethrow	Dixon
Dusenberg	Emery	Engler	Ervin	Fares
Goodman	Guest	Hobbs	Holand	Hunter
Iceet	Jackson	Jetton	Johnson 47	Kelly 144
King	Kingery	Lager	Lembke	Lipke
Luetkemeyer	Marsh	May	Miller	Morris
Munzlinger	Myers	Nieves	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Schaaf	Schlottach	Schneider	Self
Smith 118	Smith 14	St. Onge	Stefanick	Stevenson
Sutherland	Threlkeld	Townley	Viebrock	Wallace
Wasson	Wilson 119	Wilson 130	Wood	Wright
Yates	Madam Speaker			

NOES: 077

Abel	Barnitz	Bishop	Black	Bland
Boykins	Bringer	Brooks	Bruns	Burnett
Campbell	Carnahan	Corcoran	Curls	Darrough
Daus	Davis 122	Deeken	Donnelly	El-Amin
Fraser	George	Green	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hoskins
Hubbard	Johnson 61	Johnson 90	Jolly	Jones
Kelly 36	Kratky	Kuessner	Lawson	LeVota
Liese	Lowe	Mayer	McKenna	Meiners
Merideth	Moore	Muckler	Page	Ransdall
Sager	Sander	Schoemehl	Seigfreid	Selby
Shoemaker	Shoemyer	Skaggs	Spreng	Taylor
Thompson	Villa	Vogt	Wagner	Walker
Walsh	Walton	Ward	Whorton	Wildberger
Willoughby	Wilson 25	Wilson 42	Witte	Yaeger
Young	Zweifel			

PRESENT: 000

ABSENT WITH LEAVE: 004

Adams	Dougherty	Graham	Salva
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Speaker Hanaway declared the bill passed.

Representative Johnson (61) requested a verification of the roll call on the motion to third read and pass **HS HB 5**.

SIGNING OF HOUSE BILL

Having been duly signed in open session of the Senate, **CCS SCS HCS HB 15** was delivered to the Governor by the Chief Clerk of the House.

SUPPLEMENTAL CALENDAR

(March 19, 2003)

HOUSE BILL FOR THIRD READING - APPROPRIATIONS

HCS HB 13 - Bearden

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 546**, entitled:

An act to repeal sections 260.830 and 260.831, RSMo, and to enact in lieu thereof two new sections relating to landfill fees in Johnson County.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SS SCS SB 280**, entitled:

An act to repeal sections 105.711, 258.100, 307.178, 355.176, 408.040, 430.225, 508.010, 508.040, 508.120, 509.290, 510.263, 512.020, 537.046, 537.067, 538.205, 538.210, and 538.225, RSMo, and to enact in lieu thereof thirty-two new sections relating to tort reform.

In which the concurrence of the House is respectfully requested.

On motion of Representative Crowell, the House recessed until 2:15 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Hanaway.

Speaker Pro Tem Jetton assumed the Chair.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 950	-	Representative Kelly (144)
House Resolution No. 951	-	Representative Salva
House Resolution No. 952	-	Representative Fares
House Resolution No. 953	-	Representative Ruestman
House Resolution No. 954	-	Representative Wright
House Resolution No. 955	-	Representative Guest
House Resolution No. 956	-	Representative Riback Wilson (25), et al
House Resolution No. 957	-	Representative Ervin
House Resolution No. 958	-	Representative Barnitz
House Resolution No. 959	-	Representative Henke
House Resolution No. 960	-	Representatives Schneider and Rupp
House Resolution No. 961		
through		
House Resolution No. 963	-	Representative Fraser
House Resolution No. 964	-	Representative Fraser, et al
House Resolution No. 965	-	Representative Jolly
House Resolution No. 966		
through		
House Resolution No. 979	-	Representative Fraser

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 693, introduced by Representatives Stefanick, Portwood, Stevenson, Icet, Sutherland, Parker, Avery and Cunningham (86), et al, relating to industrial development.

HB 694, introduced by Representatives Daus, Muckler, George, Sager, Vogt and Shoemyer (9), et al, relating to insurance companies owning or contracting with motor vehicle body repair shops.

HB 695, introduced by Representatives Walsh, Jones, Yaeger, Lowe, Bland, Moore, Muckler, Vogt and Johnson (61), et al, relating to the Safe Staffing and Quality Care Accountability Acts.

HB 696, introduced by Representatives Rupp, Smith (14), Parker, Davis (19), Dempsey, Bearden, Lembke, Nieves and Bruns, et al, relating to the disposition of fetal remains act.

HB 697, introduced by Representatives Mayer, Pratt, Jolly, Merideth, Bringer, Hubbard, Cooper (120) and Bruns, et al, relating to sexual offender registration.

HB 698, introduced by Representatives Ervin, Bearden, Lager, Myers, Cunningham (145), Stevenson, Icet and Dethrow, et al, relating to the abolishment of the Department of Insurance Dedicated Fund.

HB 699, introduced by Representatives Sager, Johnson (90), Cooper (120) and Carnahan, et al, relating to the Missouri Uniform Communications Act for Homeland Security.

HB 700, introduced by Representative Behnen, relating to licensing of nurses.

HB 701, introduced by Representatives Rupp, Byrd, Engler, Luetkemeyer, Bean, Pearce, Stefanick and Stevenson, et al, relating to tax exemptions for structured financing transactions.

HB 702, introduced by Representatives Schlottach, Crawford, Rector, Threlkeld, Dusenberg, Jones, Avery and Green, et al, relating to commercial drivers' licenses.

HB 703, introduced by Representatives Sager, Carnahan, Moore, Harris (110), Graham and Sutherland, relating to the lifetime home grant program.

HB 704, introduced by Representatives Crawford and Villa, relating to Certificate of Need.

HB 705, introduced by Representatives Smith (14), Wood, Davis (19), Bivins, Portwood, Bough, Parker, Corcoran, Bruns, Deeken and Wildberger, et al, relating to child pornography.

THIRD READING OF HOUSE BILLS - APPROPRIATIONS

HS HB 6, relating to appropriations, was taken up by Representative Bearden.

On motion of Representative Bearden, **HS HB 6** was read the third time and passed by the following vote:

AYES: 084

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Byrd	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Davis 19	Dempsey	Dethrow
Dixon	Dusenberg	Emery	Engler	Ervin
Fares	Goodman	Guest	Hobbs	Hunter
Icet	Jackson	Jetton	Johnson 47	Kelly 144
King	Kingery	Lager	Lembke	Lipke
Luetkemeyer	Marsh	May	Mayer	Miller
Moore	Morris	Myers	Nieves	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sander	Schaaf	Schlottach
Schneider	Self	Shoemaker	Smith 118	Smith 14
St. Onge	Stefanick	Stevenson	Sutherland	Threlkeld
Townley	Wallace	Wasson	Wilson 119	Wilson 130
Wood	Wright	Yates	Madam Speaker	

NOES: 075

Abel	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Bruns	Burnett	Campbell
Carnahan	Corcoran	Curls	Darrough	Daus

Davis 122	Deeken	Donnelly	Dougherty	El-Amin
Fraser	George	Graham	Green	Hampton
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Hoskins	Johnson 61	Johnson 90	Jolly	Jones
Kelly 36	Kratky	Kuessner	Lawson	LeVota
Liese	Lowe	McKenna	Meiners	Merideth
Munzlinger	Page	Ransdall	Sager	Salva
Schoemehl	Seigfreid	Selby	Shoemyer	Skaggs
Spreng	Taylor	Thompson	Viebrock	Villa
Vogt	Wagner	Walker	Walsh	Walton
Ward	Whorton	Wildberger	Willoughby	Wilson 25
Wilson 42	Witte	Yaeger	Young	Zweifel

PRESENT: 000

ABSENT WITH LEAVE: 004

Adams	Holand	Hubbard	Muckler
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Speaker Pro Tem Jetton declared the bill passed.

Representative Sager requested a verification of the roll call on the motion to third read and pass **HS HB 6**.

Speaker Hanaway resumed the Chair.

HS HB 7, relating to appropriations, was taken up by Representative Bearden.

On motion of Representative Bearden, **HS HB 7** was read the third time and passed by the following vote:

AYES: 086

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Guest
Hobbs	Hunter	Iceet	Jackson	Jetton
Johnson 47	Kelly 144	King	Kingery	Lager
Lembke	Lipke	Luetkemeyer	May	Mayer
Miller	Moore	Morris	Munzlinger	Myers
Nieves	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sander
Schaaf	Schlottach	Schneider	Self	Shoemaker
Smith 118	Smith 14	St. Onge	Stefanick	Stevenson
Sutherland	Threlkeld	Townley	Wallace	Wasson
Wilson 119	Wilson 130	Wood	Wright	Yates
Madam Speaker				

NOES: 073

Abel	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Campbell	Carnahan
Corcoran	Curls	Darrough	Daus	Davis 122
Donnelly	Dougherty	El-Amin	Fraser	George
Graham	Green	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hoskins	Hubbard
Johnson 61	Johnson 90	Jolly	Jones	Kelly 36
Kratky	Kuessner	Lawson	LeVota	Liese
Lowe	McKenna	Meiners	Merideth	Page
Ransdall	Sager	Salva	Schoemehl	Seigfreid
Selby	Shoemyer	Skaggs	Spreng	Taylor
Thompson	Viebrock	Villa	Vogt	Wagner
Walker	Walsh	Walton	Ward	Whorton
Wildberger	Willoughby	Wilson 25	Wilson 42	Witte
Yaeger	Young	Zweifel		

PRESENT: 000

ABSENT WITH LEAVE: 004

Adams	Holand	Marsh	Muckler
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Speaker Hanaway declared the bill passed.

Representative Bearden requested a verification of the roll call on the motion to third read and pass **HS HB 7**.

HS HB 8, relating to appropriations, was taken up by Representative Bearden.

On motion of Representative Bearden, **HS HB 8** was read the third time and passed by the following vote:

AYES: 090

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Dusenberg
Emery	Engler	Ervin	Fares	Goodman
Guest	Hampton	Hobbs	Hunter	Icet
Jackson	Jetton	Johnson 47	Kelly 144	King
Kingery	Lager	Lembke	Lipke	Luetkemeyer
Marsh	May	Mayer	Miller	Moore
Morris	Munzlinger	Myers	Nieves	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sander	Schaaf	Schlottach
Schneider	Self	Shoemaker	Smith 118	Smith 14
St. Onge	Stefanick	Stevenson	Sutherland	Threlkeld
Townley	Wagner	Wallace	Wasson	Wilson 119
Wilson 130	Wood	Wright	Yates	Madam Speaker

NOES: 069

Abel	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Campbell	Carnahan
Corcoran	Curls	Daus	Donnelly	Dougherty
El-Amin	Fraser	George	Graham	Green
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Hoskins	Hubbard	Johnson 61	Johnson 90	Jolly
Jones	Kelly 36	Kratky	Kuessner	Lawson
LeVota	Liese	Lowe	McKenna	Meiners
Merideth	Page	Ransdall	Sager	Salva
Schoemehl	Seigfreid	Selby	Shoemyer	Skaggs
Spreng	Taylor	Thompson	Viebrock	Villa
Vogt	Walker	Walsh	Walton	Ward
Whorton	Wildberger	Willoughby	Wilson 25	Wilson 42
Witte	Yaeger	Young	Zweifel	

PRESENT: 000

ABSENT WITH LEAVE: 004

Adams	Darrough	Holand	Muckler
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Speaker Hanaway declared the bill passed.

Representative Bearden requested a verification of the roll call on the motion to third read and pass **HS HB 8**.

HS HB 9, relating to appropriations, was taken up by Representative Bearden.

On motion of Representative Bearden, **HS HB 9** was read the third time and passed by the following vote:

AYES: 086

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Byrd	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Davis 19	Dempsey	Dethrow
Dixon	Dusenberg	Emery	Engler	Ervin
Fares	Goodman	Guest	Hobbs	Hunter
Icet	Jackson	Jetton	Johnson 47	Kelly 144
King	Kingery	Lager	Lembke	Lipke
Luetkemeyer	Marsh	May	Mayer	Miller
Moore	Morris	Munzlinger	Myers	Nieves
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sander	Schaaf
Schlottach	Schneider	Self	Shoemaker	Smith 118
Smith 14	St. Onge	Stefanick	Stevenson	Sutherland
Threlkeld	Townley	Wallace	Wasson	Whorton
Wilson 119	Wilson 130	Wood	Wright	Yates
Madam Speaker				

NOES: 074

Abel	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Bruns	Burnett	Campbell
Carnahan	Corcoran	Curls	Darrough	Daus
Davis 122	Deeken	Donnelly	Dougherty	El-Amin
Fraser	George	Graham	Green	Hampton
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Hoskins	Hubbard	Johnson 61	Johnson 90	Jolly
Jones	Kelly 36	Kratky	Kuessner	Lawson
LeVota	Liese	Lowe	McKenna	Meiners
Merideth	Page	Ransdall	Sager	Salva
Schoemehl	Seigfreid	Selby	Shoemyer	Skaggs
Spreng	Taylor	Thompson	Viebrock	Villa
Vogt	Wagner	Walker	Walsh	Walton
Ward	Wildberger	Willoughby	Wilson 25	Wilson 42
Witte	Yaeger	Young	Zweifel	

PRESENT: 000

ABSENT WITH LEAVE: 003

Adams	Holand	Muckler
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Speaker Hanaway declared the bill passed.

Representative Bearden requested a verification of the roll call on the motion to third read and pass **HS HB 9**.

Representative Purgason assumed the Chair.

HS HB 10, relating to appropriations, was taken up by Representative Bearden.

On motion of Representative Bearden, **HS HB 10** was read the third time and passed by the following vote:

AYES: 084

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Guest
Hobbs	Hunter	Iceet	Jackson	Jetton
Kelly 144	King	Kingery	Lager	Lembke
Lipke	Luetkemeyer	Marsh	May	Mayer
Miller	Moore	Morris	Munzlinger	Myers
Nieves	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sander
Schaaf	Schlottach	Schneider	Self	Shoemaker
Smith 118	St. Onge	Stefanick	Stevenson	Sutherland
Townley	Wallace	Wasson	Wilson 119	Wilson 130
Wood	Wright	Yates	Madam Speaker	

NOES: 075

Abel	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Campbell	Carnahan
Corcoran	Curls	Darrough	Daus	Davis 122
Donnelly	Dougherty	El-Amin	Fraser	George
Graham	Green	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hoskins	Hubbard
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 36	Kratky	Kuessner	Lawson	LeVota
Liese	Lowe	McKenna	Meiners	Merideth
Page	Ransdall	Sager	Salva	Schoemehl
Seigfreid	Selby	Shoemyer	Skaggs	Spreng
Taylor	Thompson	Threlkeld	Viebrock	Villa
Vogt	Wagner	Walker	Walsh	Walton
Ward	Whorton	Wildberger	Willoughby	Wilson 25
Wilson 42	Witte	Yaeger	Young	Zweifel

PRESENT: 001

Smith 14

ABSENT WITH LEAVE: 003

Adams	Holand	Muckler
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Representative Purgason declared the bill passed.

Representative Bearden requested a verification of the roll call on the motion to third read and pass **HS HB 10**.

Speaker Hanaway resumed the Chair.

HS HB 11, relating to appropriations, was taken up by Representative Bearden.

On motion of Representative Bearden, **HS HB 11** was read the third time and passed by the following vote:

AYES: 085

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Bough	Brown	Bruns
Byrd	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dusenberg	Emery	Engler
Ervin	Fares	Goodman	Guest	Hobbs
Hunter	Iceet	Jackson	Jetton	Johnson 47
Kelly 144	King	Kingery	Lager	Lembke
Lipke	Luetkemeyer	Marsh	May	Mayer
Miller	Moore	Morris	Munzlinger	Myers
Nieves	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sander
Schaaf	Schlottach	Schneider	Self	Smith 118
Smith 14	St. Onge	Stefanick	Stevenson	Sutherland

Threlkeld	Townley	Wallace	Wasson	Wilson 119
Wilson 130	Wood	Wright	Yates	Madam Speaker

NOES: 073

Abel	Barnitz	Bishop	Black	Bland
Boykins	Bringer	Brooks	Burnett	Campbell
Carnahan	Corcoran	Curls	Darrough	Daus
Davis 122	Donnelly	Dougherty	El-Amin	Fraser
George	Graham	Green	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hoskins
Hubbard	Johnson 61	Johnson 90	Jolly	Jones
Kelly 36	Kratky	Kuessner	Lawson	LeVota
Liese	Lowe	McKenna	Meiners	Merideth
Ransdall	Sager	Salva	Schoemehl	Seigfreid
Selby	Shoemyer	Skaggs	Spreng	Taylor
Thompson	Viebrock	Villa	Vogt	Wagner
Walker	Walsh	Walton	Ward	Whorton
Wildberger	Willoughby	Wilson 25	Wilson 42	Witte
Yaeger	Young	Zweifel		

PRESENT: 000

ABSENT WITH LEAVE: 005

Adams	Holand	Muckler	Page	Shoemaker
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Speaker Hanaway declared the bill passed.

Representative Bearden requested a verification of the roll call on the motion to third read and pass **HS HB 11**.

Speaker Pro Tem Jetton resumed the Chair.

Speaker Hanaway resumed the Chair.

HS HB 12, relating to appropriations, was taken up by Representative Bearden.

On motion of Representative Bearden, **HS HB 12** was read the third time and passed by the following vote:

AYES: 086

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Guest
Hobbs	Hunter	Iceet	Jackson	Jetton
Johnson 47	Kelly 144	King	Kingery	Lager
Lembke	Lipke	Luetkemeyer	Marsh	May
Mayer	Miller	Moore	Morris	Munzlinger
Myers	Nieves	Parker	Pearce	Phillips

Portwood	Pratt	Purgason	Quinn	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sander	Schaaf	Schlottach	Schneider	Self
Shoemaker	Smith 118	Smith 14	St. Onge	Stefanick
Stevenson	Sutherland	Threlkeld	Townley	Wasson
Wilson 119	Wilson 130	Wood	Wright	Yates
Madam Speaker				

NOES: 073

Abel	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Campbell	Carnahan
Corcoran	Curls	Darrough	Daus	Davis 122
Donnelly	Dougherty	El-Amin	Fraser	George
Graham	Green	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hoskins	Hubbard
Johnson 61	Johnson 90	Jolly	Jones	Kelly 36
Kratky	Kuessner	Lawson	LeVota	Liese
Lowe	McKenna	Meiners	Merideth	Page
Ransdall	Sager	Salva	Schoemehl	Seigfreid
Selby	Shoemyer	Skaggs	Spreng	Taylor
Thompson	Viebrock	Villa	Vogt	Wagner
Walker	Walsh	Walton	Ward	Whorton
Wildberger	Willoughby	Wilson 25	Wilson 42	Witte
Yaeger	Young	Zweifel		

PRESENT: 001

Wallace

ABSENT WITH LEAVE: 003

Adams	Holand	Muckler
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Speaker Hanaway declared the bill passed.

Representative Bearden requested a verification of the roll call on the motion to third read and pass **HS HB 12**.

HCS HB 13, relating to appropriations, was taken up by Representative Bearden.

On motion of Representative Bearden, **HCS HB 13** was read the third time and passed by the following vote:

AYES: 144

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Byrd	Campbell
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Davis 122
Davis 19	Deeken	Dempsey	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Engler	Ervin	Fares	Fraser	Goodman

Guest	Hampton	Harris 110	Haywood	Henke
Hilgemann	Hobbs	Hubbard	Hunter	Ice
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	Liese	Lipke	Lowe	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Miller	Moore	Morris	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Townley	Viebrock	Wagner
Wallace	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Young	Zweifel	Madam Speaker	

NOES: 016

Burnett	Carnahan	Daus	George	Graham
Green	Harris 23	Hoskins	LeVota	Merideth
Selby	Spreng	Villa	Vogt	Walker
Walsh				

PRESENT: 000

ABSENT WITH LEAVE: 003

Adams	Holand	Muckler
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Speaker Hanaway declared the bill passed.

Representative Crowell moved that Rule 113 be suspended to receive the Head Coach for the St. Louis Rams, Mike Martz, for special recognition.

Which motion was adopted by the following vote:

AYES: 142

Abel	Angst	Avery	Bean	Bearden
Behnen	Bivins	Black	Bland	Bough
Boykins	Bringer	Brooks	Brown	Bruns
Burnett	Byrd	Campbell	Cooper 120	Cooper 155
Corcoran	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Darrough	Daus	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	George	Graham	Green	Guest
Hampton	Harris 110	Haywood	Henke	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Ice
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson

Lembke	LeVota	Liese	Lipke	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Miller	Moore	Morris	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Salva	Sander	Schaaf	Schlottach	Schneider
Selby	Self	Shoemaker	Shoemyer	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Walton	Ward	Wasson	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Young	Madam Speaker			

NOES: 008

Barnitz	Bishop	Fraser	Merideth	Skaggs
Walker	Whorton	Zweifel		

PRESENT: 001

Sager

ABSENT WITH LEAVE: 012

Adams	Baker	Carnahan	Donnelly	Goodman
Harris 23	Hunter	Lowe	Muckler	Ransdall
Schoemehl	Seigfreid			

Mr. Mike Martz, Head Coach of the St. Louis Rams, addressed the House.

Representative St. Onge assumed the Chair.

THIRD READING OF HOUSE BILLS - CONSENT

HCS HB 392, relating to franchise dealers, was taken up by Representative Avery.

On motion of Representative Avery, **HCS HB 392** was read the third time and passed by the following vote:

AYES: 129

Abel	Avery	Baker	Barnitz	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Bringer	Brown	Bruns
Burnett	Byrd	Carnahan	Cooper 120	Cooper 155
Crawford	Crowell	Darrrough	Daus	Davis 122
Deeken	Dempsey	Dixon	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
George	Graham	Green	Guest	Hampton
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter

Icet	Jackson	Jetton	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lembke
LeVota	Liese	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Miller
Moore	Morris	Munzlinger	Myers	Nieves
Parker	Pearce	Phillips	Portwood	Pratt
Quinn	Rector	Reinhart	Richard	Roark
Rupp	Sager	Schaaf	Schlottach	Schoemehl
Seigfreid	Selby	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Wagner
Wallace	Walton	Ward	Wasson	Wildberger
Willoughby	Wilson 119	Wilson 130	Witte	Wood
Wright	Yates	Young	Madam Speaker	

NOES: 026

Angst	Campbell	Corcoran	Cunningham 145	Cunningham 86
Curls	Dethrow	Donnelly	Fraser	Goodman
Johnson 47	Lipke	Merideth	Page	Purgason
Salva	Sander	Schneider	Self	Walker
Walsh	Whorton	Wilson 25	Wilson 42	Yaeger
Zweifel				

PRESENT: 003

Brooks	Davis 19	Ruestman
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ABSENT WITH LEAVE: 005

Adams	Boykins	Lawson	Muckler	Ransdall
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Representative St. Onge declared the bill passed.

HB 189, relating to community college facilities maintenance, was taken up by Representative Parker.

On motion of Representative Parker, **HB 189** was read the third time and passed by the following vote:

AYES: 159

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hobbs	Holand	Hoskins

Hubbard	Hunter	Ice	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Merideth
Miller	Moore	Morris	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Selby	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Wagner	Walker	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Young	Zweifel	Madam Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 004

Adams	Goodman	Muckler	Ransdall
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Representative St. Onge declared the bill passed.

HB 244, relating to county planning and zoning, was taken up by Representative Baker.

On motion of Representative Baker, **HB 244** was read the third time and passed by the following vote:

AYES: 137

Angst	Avery	Baker	Bean	Bearden
Behnen	Bishop	Bivins	Black	Bland
Bough	Boykins	Brown	Bruns	Burnett
Byrd	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
Goodman	Graham	Green	Guest	Hampton
Haywood	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Hunter	Ice	Jackson	Jetton
Johnson 47	Johnson 61	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Lager
Lawson	Lembke	Liese	Lipke	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Miller	Moore	Morris	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Rector
Reinhart	Richard	Roark	Ruestman	Rupp

790 *Journal of the House*

Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Selby	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Wagner	Wallace	Walton
Ward	Wasson	Willoughby	Wilson 119	Wilson 130
Wilson 42	Witte	Wood	Wright	Yates
Zweifel	Madam Speaker			

NOES: 022

Abel	Barnitz	Bringer	Campbell	Daus
Donnelly	George	Harris 110	Harris 23	Henke
Johnson 90	Kuessner	LeVota	Lowe	Merideth
Walker	Walsh	Whorton	Wildberger	Wilson 25
Yaeger	Young			

PRESENT: 001

Brooks

ABSENT WITH LEAVE: 003

Adams	Muckler	Ransdall
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Representative St. Onge declared the bill passed.

HB 326, relating to the Ste. Genevieve County boundary, was taken up by Representative Wagner.

On motion of Representative Wagner, **HB 326** was read the third time and passed by the following vote:

AYES: 157

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hobbs	Holand
Hubbard	Hunter	Ice	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lawson	Lembke	LeVota	Liese
Lipke	Low	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Merideth	Miller
Moore	Morris	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood

Pratt	Purgason	Quinn	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Townley	Viebrock	Villa
Vogt	Wagner	Walker	Wallace	Walsh
Ward	Wasson	Whorton	Wildberger	Willoughby
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 002

Hoskins Walton

PRESENT: 000

ABSENT WITH LEAVE: 004

Adams Jackson Muckler Ransdall

Representative St. Onge declared the bill passed.

HB 351, relating to industrial development corporations, was taken up by Representative Quinn.

On motion of Representative Quinn, **HB 351** was read the third time and passed by the following vote:

AYES: 157

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Black
Bland	Bough	Boykins	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberger
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Hunter	Ice	Jackson	Jetton
Johnson 47	Johnson 61	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lawson	LeVota	Liese	Lipke
Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Merideth	Miller	Moore
Morris	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl

Seigfreid	Selby	Self	Shoemaker	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Wagner	Walker	Wallace	Walsh	Walton
Ward	Wasson	Whorton	Wildberger	Willoughby
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 001

Johnson 90

PRESENT: 000

ABSENT WITH LEAVE: 005

Adams	Bivins	Lembke	Muckler	Ransdall
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Representative St. Onge declared the bill passed.

HB 375, relating to county coroners, was taken up by Representative Cooper (120).

On motion of Representative Cooper (120), **HB 375** was read the third time and passed by the following vote:

AYES: 160

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	Icet	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly 144	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lawson	Lembke
LeVota	Liese	Lipke	Lowe	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Merideth	Miller	Moore	Morris	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley

Viebrock	Villa	Vogt	Wagner	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 003

Adams	Muckler	Ransdall
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Representative St. Onge declared the bill passed.

HB 388, relating to geographical information systems, was taken up by Representative Riback Wilson (25).

On motion of Representative Riback Wilson (25), **HB 388** was read the third time and passed by the following vote:

AYES: 158

Abel	Angst	Baker	Barnitz	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Boykins	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Hunter	Icet	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Merideth
Miller	Moore	Morris	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Townley	Viebrock	Villa
Vogt	Wagner	Walker	Wallace	Walsh
Walton	Ward	Wasson	Whorton	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 001

Avery

PRESENT: 000

ABSENT WITH LEAVE: 004

Adams

Muckler

Ransdall

Sander

Representative St. Onge declared the bill passed.

HB 463, relating to state designation, was taken up by Representative King.

On motion of Representative King, **HB 463** was read the third time and passed by the following vote:

AYES: 159

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Hunter	Ice	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Merideth
Miller	Moore	Morris	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Selby	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Wagner	Walker	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Young	Zweifel	Madam Speaker	

NOES: 000

PRESENT: 001

Brooks

ABSENT WITH LEAVE: 003

Adams

Muckler

Ransdall

Representative St. Onge declared the bill passed.

HB 465, relating to the Joint Committee on the Life Sciences, was taken up by Representative Hanaway.

On motion of Representative Hanaway, **HB 465** was read the third time and passed by the following vote:

AYES: 157

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Hunter	Icet	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Merideth
Miller	Moore	Morris	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Sander	Schlottach	Schneider	Schoemehl
Seigfreid	Selby	Self	Shoemaker	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Wagner	Walker	Wallace	Walsh	Walton
Ward	Wasson	Whorton	Wildberger	Willoughby
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 006

Adams	Cooper 155	Muckler	Ransdall	Salva
Schaaf				

Representative St. Onge declared the bill passed.

Speaker Hanaway resumed the Chair.

HCS HB 472, relating to community improvement districts, was taken up by Representative Johnson (47).

On motion of Representative Johnson (47), **HCS HB 472** was read the third time and passed by the following vote:

AYES: 152

Abel	Angst	Baker	Barnitz	Bearden
Behnen	Bishop	Bivins	Black	Bland
Bough	Boykins	Bringer	Brooks	Brown
Bruns	Burnett	Byrd	Campbell	Carnahan
Cooper 120	Corcoran	Crawford	Crowell	Cunningham 145
Cunningham 86	Curls	Darrough	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	Ice	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly 144	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Merideth
Miller	Moore	Morris	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Sander	Schlottach	Schneider	Schoemehl
Seigfreid	Selby	Self	Shoemaker	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Wagner	Walker	Wallace	Walsh	Walton
Ward	Wasson	Whorton	Wildberger	Willoughby
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 002

Avery	Daus
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PRESENT: 001

El-Amin

ABSENT WITH LEAVE: 008

Adams	Bean	Cooper 155	Lawson	Muckler
Ransdall	Salva	Schaaf		

Speaker Hanaway declared the bill passed.

The emergency clause was defeated by the following vote:

AYES: 011

Avery	Cooper 155	Daus	Purgason	Rupp
Schneider	Shoemaker	Skaggs	Villa	Whorton
Wright				

NOES: 145

Abel	Angst	Baker	Barnitz	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Boykins	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Davis 122
Davis 19	Deeken	Dempsey	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Engler	Ervin	Fares	Fraser	George
Goodman	Graham	Green	Guest	Hampton
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lembke	LeVota	Liese	Lipke	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Merideth	Miller	Moore	Morris
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Quinn
Rector	Reinhart	Richard	Roark	Ruestman
Sager	Sander	Schaaf	Schlottach	Schoemehl
Seigfreid	Selby	Self	Shoemyer	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Viebrock
Vogt	Wagner	Walker	Walsh	Walton
Ward	Wasson	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Yaeger	Yates	Young	Zweifel	Madam Speaker

PRESENT: 001

Wallace

ABSENT WITH LEAVE: 006

Adams	Lawson	Muckler	Ransdall	Salva
Townley				

HB 477, relating to testing for incarcerated offenders, was taken up by Representative Moore.

On motion of Representative Moore, **HB 477** was read the third time and passed by the following vote:

AYES: 155

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	George	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Hunter	Icet	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	LeVota	Liese	Lipke
Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Merideth	Miller	Moore
Morris	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sager	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 008

Adams	Fraser	Lawson	Lembke	Muckler
Ransdall	Salva	Self		

Speaker Hanaway declared the bill passed.

HB 478, relating to a special license plate, was taken up by Representative Moore.

On motion of Representative Moore, **HB 478** was read the third time and passed by the following vote:

AYES: 148

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
El-Amin	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter
Ice	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lembke
LeVota	Liese	Lipke	Lowe	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Merideth	Miller	Moore	Morris	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Purgason	Quinn	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Townley	Viebrock	Villa	Vogt
Wagner	Walker	Wallace	Walton	Ward
Wasson	Whorton	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 42	Witte	Wood	Yaeger
Young	Zweifel	Madam Speaker		

NOES: 006

Dusenberger	Emery	Pratt	Walsh	Wilson 25
Yates				

PRESENT: 001

Threlkeld

ABSENT WITH LEAVE: 008

Adams	Hampton	Jackson	Lawson	Muckler
Ransdall	Salva	Wright		

Speaker Hanaway declared the bill passed.

HB 505, relating to motor vehicle rental and damage calculations, was taken up by Representative Byrd.

On motion of Representative Byrd, **HB 505** was read the third time and passed by the following vote:

AYES: 156

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Hunter	Ice	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lembke	LeVota	Liese	Lipke
Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Merideth	Miller	Moore
Morris	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sager	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Wagner
Walker	Wallace	Walsh	Walton	Ward
Wasson	Whorton	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 007

Adams	Hampton	Jackson	Lawson	Muckler
Ransdall	Salva			

Speaker Hanaway declared the bill passed.

HB 512, relating to self-service storage facilities, was taken up by Representative Cooper (120).

On motion of Representative Cooper (120), **HB 512** was read the third time and passed by the following vote:

AYES: 155

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Holand	Hoskins	Hubbard
Hunter	Iceet	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lembke	LeVota	Liese	Lipke	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Merideth	Miller	Moore	Morris
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 008

Adams	Hampton	Hobbs	Jackson	Lawson
Muckler	Ransdall	Salva		

Speaker Hanaway declared the bill passed.

HB 464, relating to loan guarantees, was taken up by Representative King.

On motion of Representative King, **HB 464** was read the third time and passed by the following vote:

AYES: 155

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Green
Guest	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Ice	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lembke	LeVota	Liese	Lipke	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Merideth	Miller	Moore	Morris
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 000

PRESENT: 001

Davis 19

ABSENT WITH LEAVE: 007

Adams	Hampton	Jackson	Lawson	Muckler
Ransdall	Salva			

Speaker Hanaway declared the bill passed.

HB 60, relating to delinquent taxes, was taken up by Representative Sutherland.

On motion of Representative Sutherland, **HB 60** was read the third time and passed by the following vote:

AYES: 154

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins

Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	George	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Hunter	Icet	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lembke	LeVota	Lipke	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Merideth	Miller	Moore	Morris
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Viebrock
Villa	Vogt	Wagner	Walker	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Young	Zweifel	Madam Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 009

Adams	Fraser	Jackson	Lawson	Liese
Muckler	Ransdall	Salva	Townley	

Speaker Hanaway declared the bill passed.

HB 57, relating to personal property tax lists, was taken up by Representative Riback Wilson (25).

On motion of Representative Riback Wilson (25), **HB 57** was read the third time and passed by the following vote:

AYES: 149

Abel	Angst	Baker	Barnitz	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Boykins	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Curls	Darrough	Daus
Davis 122	Davis 19	Deeken	Dempsey	Dethrow

Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	George
Goodman	Graham	Green	Guest	Hampton
Harris 110	Haywood	Henke	Hilgemann	Hobbs
Holand	Hoskins	Hubbard	Hunter	Icet
Jetton	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	LeVota	Liese	Lipke
Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Merideth	Miller	Moore
Morris	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Pratt	Purgason
Quinn	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Young	Zweifel	Madam Speaker	

NOES: 003

Avery	Kelly 144	Portwood
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PRESENT: 002

Cunningham 86	Lembke
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ABSENT WITH LEAVE: 009

Adams	Fraser	Harris 23	Jackson	Lawson
Muckler	Ransdall	Salva	Walker	

Speaker Hanaway declared the bill passed.

COMMITTEE REPORTS

Committee on Budget, Chairman Bearden reporting:

Madam Speaker: Your Committee on Budget, to which was referred **HS HB 197** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

Madam Speaker: Your Committee on Budget, to which was referred **HCS HB 322** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

ADJOURNMENT

On motion of Representative Crowell, the House adjourned until 10:00 a.m., Thursday, March 20, 2003.

CORRECTIONS TO THE HOUSE JOURNAL

AFFIDAVITS

I, State Representative Mike Dethrow, District 153, hereby state and affirm that my vote as recorded on Page 732 of the House Journal for Tuesday, March 18, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded. IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 19th day of March 2003.

/s/ Mike Dethrow
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 19th day of March in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Connie Johnson, District 61, hereby state and affirm that my vote as recorded on Page 756 of the House Journal for Tuesday, March 18, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 19th day of March 2003.

/s/ Connie Johnson
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 19th day of March in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Bryan Stevenson, District 128, hereby state and affirm that my vote as recorded on Page 752 of the House Journal for Tuesday, March 18, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 19th day of March 2003.

/s/ Bryan Stevenson
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 19th day of March in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Amber Boykins, District 60, hereby state and affirm that my vote as recorded on Page 734 of the House Journal for Tuesday, March 18, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 19th day of March 2003.

/s/ Amber Boykins
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 19th day of March in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Steve Hobbs, District 21, hereby state and affirm that my vote as recorded on Page 758 of the House Journal for Tuesday, March 18, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 19th day of March 2003.

/s/ Steve Hobbs
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 19th day of March in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative James Viebrock, District 134, hereby state and affirm that my vote as recorded on Page 732 of the House Journal for Tuesday, March 18, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted no. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 19th day of March 2003.

/s/ James Viebrock
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 19th day of March in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Jerry King, District 125, hereby state and affirm that my vote as recorded on Page 759 of the House Journal for Tuesday, March 18, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 19th day of March 2003.

/s/ Jerry King
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 19th day of March in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Ronald Richard, District 129, hereby state and affirm that my vote as recorded on Page 759 of the House Journal for Tuesday, March 18, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 19th day of March 2003.

/s/ Ronald Richard
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 19th day of March in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

Subscribed and sworn to before me this 19th day of March in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Carl Bearden, District 16, hereby state and affirm that my vote as recorded on Pages 760 and 761 of the House Journal for Tuesday, March 18, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted no. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 19th day of March 2003.

/s/ Carl Bearden
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 19th day of March in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Sharon Sanders Brooks, District 37, hereby state and affirm that my vote as recorded on Page 726 of the House Journal for Tuesday, March 18, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 19th day of March 2003.

/s/ Sharon Sanders Brooks
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 19th day of March in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

JOINT COMMITTEE ON LEGISLATIVE RESEARCH

Thursday, March 20, 2003, 8:00 a.m. Hearing Room 3.

Notice to reconvene meeting of 3/19/03.

Testimony from witnesses regarding agency directives.

LOCAL GOVERNMENT

Thursday, March 20, 2003, 8:30 a.m. Hearing Room 6.

Executive Session may follow.

Public Hearing to be held on: HB 578, HB 627, SB 235, SB 239

SPECIAL COMMITTEE ON GENERAL LAWS

Thursday, March 20, 2003. Hearing upon morning adjournment side gallery.

AMENDED NOTICE

Public Hearing to be held on: SB 296

Executive Session to be held on: SB 296

SPECIAL COMMITTEE ON URBAN ISSUES

Thursday, March 20, 2003. Hearing Room 7 upon morning adjournment.

Executive Session may follow.

Public Hearing to be held on: HB 340, HB 607, HB 640

TAX POLICY

Thursday, March 20, 2003. Side gallery upon adjournment.

Executive Session to be held on: HB 191, HB 345, HB 381

WORKFORCE DEVELOPMENT AND WORKPLACE SAFETY

Thursday, March 20, 2003, 8:00 a.m. Hearing Room 1. Executive Session.

HOUSE CALENDAR

FORTY-SECOND DAY, THURSDAY, MARCH 20, 2003

HOUSE BILLS FOR SECOND READING

HB 689 through HB 705

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 132, 173, 117 & 48 - Wright
- 2 HCS HB 346 & 174 - Dempsey
- 3 HB 511 - Deeken
- 4 HB 267 - Smith (118)
- 5 HCS HB 215, 218, 115 & 83 - Myers
- 6 HCS HB 190 & 214 - Fares
- 7 HCS HB 51 - Mayer
- 8 HCS HB 387 - Pearce
- 9 HCS HB 109 & 34 - Fares
- 10 HCS HB 380 - Luetkemeyer
- 11 HCS HB 404, 324, 403, 344, 426 & 541 - Rector
- 12 HB 263 - Cooper (120)

HOUSE BILLS FOR THIRD READING

- 1 HCS HB 222 - Luetkemeyer
- 2 HS HCS HB 517, 94, 149, 150 & 342, E.C. (Budget 3-10-03) - Portwood
- 3 HS HCS HB 228 - Pearce
- 4 HS HB 197 - Johnson (47)
- 5 HCS HB 322 - Baker

HOUSE BILLS FOR THIRD READING - CONSENT

- 1 HCS HB 318 - Baker
- 2 HCS HB 427 - Byrd
- 3 HB 430 - Stevenson
- 4 HB 445 - Portwood
- 5 HB 491 - Rupp
- 6 HCS HB 575 - Dethrow
- 7 HB 594 - Emery
- 8 HB 597 - Schlottach
- 9 HB 598 - Schlottach
- 10 HCS HB 356 - Smith (118)
- 11 HB 407 - Smith (118)
- 12 HB 523 - Dusenberg
- 13 HB 552 - Kingery
- 14 HB 599 - Burnett
- 15 HCS HB 613 - Byrd

SENATE BILLS FOR SECOND READING

- 1 SS SS SCS SB 280
- 2 SCS SB 546

SENATE BILL FOR THIRD READING

SCS SB 299 & 40 - Bearden

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

FORTY-SECOND DAY, THURSDAY, MARCH 20, 2003

Speaker Hanaway in the Chair.

Prayer by Dr. Phillip McClendon, Calvary Baptist Church, Joplin, Missouri.

Our Father,

We ask for wisdom and guidance for the members of this House as they make decisions that affect our state, our nation and our world.

Especially on this historic day, the first day of war with Iraq. Be with our President and the military and their families.

At this strategic time in history, we ask for empowerment for our nation to do what is right.

In Christ's name. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Luke Hager, Cecelia Anderson, Seanny Stucker, Jacob Knight, Blake Willoughby, Samuel Enright, Alex Panu, Kendra Coulter, Blake Genser, Eric Barman, Klay Talmadge, Blake Jensen, Jackie Behnen, Vickie Behnen, Nathan Brizendine and Nathan Pringle.

The Journal of the forty-first day was approved as corrected.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 980	-	Representatives Engler and Ward
House Resolution No. 981	-	Representative Moore
House Resolution No. 982	-	Representative Kuessner
House Resolution No. 983	-	Representative Wilson (130)
House Resolution No. 984	-	Representative Baker
House Resolution No. 985		
through		
House Resolution No. 995	-	Representative Avery
House Resolution No. 996	-	Representative Schaaf
House Resolution No. 997	-	Representative Bland

House Resolution No. 998
and
House Resolution No. 999 - Representative Sanders Brooks
House Resolution No. 1000
through
House Resolution No. 1013 - Representative Lembke
House Resolution No. 1014
through
House Resolution No. 1027 - Representative Avery
House Resolution No. 1028
through
House Resolution No. 1030 - Representative Hobbs
House Resolution No. 1031 - Representative Young, et al
House Resolution No. 1032 - Representative Ransdall
House Resolution No. 1033 - Representative Cooper (155)
House Resolution No. 1034
through
House Resolution No. 1036 - Representative George
House Resolution No. 1037 - Representative Hoskins
House Resolution No. 1038 - Representative Viebrock

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 706, introduced by Representatives Merideth and Dethrow, relating to qualified zone academy bonds.

HB 707, introduced by Representative Rector, relating to commercial zones.

HB 708, introduced by Representative Liese, relating to logger licensing board.

SECOND READING OF HOUSE BILLS

HB 689 through **HB 705** were read the second time.

SECOND READING OF SENATE BILLS

SS SS SCS SB 280 and **SCS SB 546** were read the second time.

THIRD READING OF HOUSE BILLS

HCS HB 222, relating to fishing permits and licenses, was taken up by Representative Luetkemeyer.

Representative Luetkemeyer offered **House Perfecting Amendment No. 1**.

House Perfecting Amendment No. 1

AMEND House Committee Substitute for House Bill No. 222, Page 1, Section 252.250, Line 14, by deleting the word “weekend” and inserting in lieu thereof the word “weekends”.

On motion of Representative Luetkemeyer, **House Perfecting Amendment No. 1** was adopted.

On motion of Representative Luetkemeyer, **HCS HB 222, as amended**, was read the third time and passed by the following vote:

AYES: 152

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hobbs	Holand	Hoskins	Hubbard	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lipke
Lowe	Luetkemeyer	Marsh	Mayer	McKenna
Meiners	Merideth	Miller	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Wagner
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Witte	Wood	Wright	Yaeger
Young	Madam Speaker			

NOES: 007

Donnelly	Fraser	May	Selby	Walker
Wilson 42	Zweifel			

PRESENT: 000

ABSENT WITH LEAVE: 004

Adams	Hilgemann	Ruestman	Yates
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Speaker Hanaway declared the bill passed.

Representative Purgason assumed the Chair.

HS HCS HB 228, relating to unsolicited commercial e-mail, was taken up by Representative Pearce.

On motion of Representative Pearce, **HS HCS HB 228** was read the third time and passed by the following vote:

AYES: 149

Abel	Angst	Baker	Bean	Bearden
Behnen	Bishop	Bivins	Black	Bland
Bough	Boykins	Bringer	Brooks	Brown
Bruns	Burnett	Byrd	Campbell	Carnahan
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dusenberg	El-Amin	Emery
Engler	Ervin	Fares	Fraser	George
Goodman	Graham	Green	Guest	Hampton
Harris 110	Harris 23	Haywood	Henke	Hobbs
Hoskins	Hubbard	Ice	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Merideth
Miller	Moore	Morris	Muckler	Munzlinger
Nieves	Page	Parker	Pearce	Phillips
Pratt	Quinn	Ransdall	Rector	Reinhart
Richard	Ruestman	Rupp	Sager	Salva
Sander	Schaaf	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Villa	Vogt	Wagner	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Young	Zweifel	Madam Speaker	

NOES: 011

Avery	Barnitz	Dougherty	Holand	Hunter
Myers	Portwood	Purgason	Roark	Schlottach
Viebrock				

PRESENT: 000

ABSENT WITH LEAVE: 003

Adams Hilgemann Yates

Representative Purgason declared the bill passed.

HS HB 197, relating to economic development projects, was taken up by Representative Johnson (47).

On motion of Representative Johnson (47), **HS HB 197** was read the third time and passed by the following vote:

AYES: 139

Abel	Angst	Avery	Baker	Barnitz
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Bringer	Brown	Bruns
Burnett	Byrd	Carnahan	Cooper 120	Cooper 155
Corcoran	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Darrough	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dougherty	Dusenberg
Emery	Engler	Ervin	Fares	George
Goodman	Graham	Green	Guest	Hampton
Harris 110	Harris 23	Haywood	Henke	Hobbs
Holand	Hunter	Ice	Jackson	Jetton
Johnson 47	Johnson 90	Jolly	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lipke
Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Merideth	Miller	Moore
Morris	Munzlinger	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Wagner	Walker	Wallace
Walsh	Ward	Wasson	Whorton	Wildberger
Willoughby	Wilson 119	Wilson 130	Witte	Wood
Wright	Yaeger	Young	Madam Speaker	

NOES: 021

Bean	Boykins	Brooks	Campbell	Daus
Donnelly	El-Amin	Fraser	Hoskins	Hubbard
Johnson 61	Jones	Muckler	Myers	Seigfreid
Villa	Vogt	Walton	Wilson 25	Wilson 42
Zweifel				

PRESENT: 000

ABSENT WITH LEAVE: 003

Adams Hilgemann Yates

Representative Purgason declared the bill passed.

HCS HB 322, relating to small businesses, was taken up by Representative Baker.

On motion of Representative Baker, **HCS HB 322** was read the third time and passed by the following vote:

AYES: 140

Abel	Angst	Avery	Baker	Barnitz
Bearden	Behnen	Bivins	Black	Bland
Bough	Boykins	Bringer	Brooks	Brown
Bruns	Byrd	Carnahan	Cooper 120	Cooper 155
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Dougherty	Dusenberg	El-Amin	Emery
Engler	Ervin	Fares	George	Goodman
Green	Guest	Hampton	Harris 110	Harris 23
Henke	Hobbs	Holand	Hoskins	Hubbard
Hunter	Ice	Jackson	Jetton	Johnson 47
Johnson 61	Jolly	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lipke	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Merideth	Miller	Moore	Morris	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Ward	Wasson	Whorton	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 42	Witte
Wood	Wright	Yaeger	Young	Madam Speaker

NOES: 019

Bishop	Burnett	Campbell	Corcoran	Darrough
Daus	Donnelly	Fraser	Graham	Haywood
Johnson 90	Jones	Lowe	Muckler	Spreng
Walker	Walton	Wilson 25	Zweifel	

PRESENT: 000

ABSENT WITH LEAVE: 004

Adams Bean Hilgemann Yates

Representative Purgason declared the bill passed.

THIRD READING OF HOUSE BILLS - CONSENT

HCS HB 318, relating to county ordinance violations, was taken up by Representative Davis (122).

On motion of Representative Davis (122), **HCS HB 318** was read the third time and passed by the following vote:

AYES: 160

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hobbs	Holand	Hoskins
Hubbard	Hunter	Icet	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Merideth
Miller	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Wagner
Walker	Wallace	Walsh	Walton	Ward
Wasson	Whorton	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Young	Zweifel	Madam Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 003

Adams	Hilgemann	Yates
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Representative Purgason declared the bill passed.

HCS HB 427, relating to basic civil legal services fund, was taken up by Representative Byrd.

On motion of Representative Byrd, **HCS HB 427** was read the third time and passed by the following vote:

AYES: 158

Abel	Angst	Avery	Barnitz	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Boykins	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hobbs	Holand	Hoskins	Hubbard	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lipke
Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Merideth	Miller	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Selby	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Wagner	Walker	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Young	Zweifel	Madam Speaker		

NOES: 001

Davis 19

PRESENT: 000

ABSENT WITH LEAVE: 004

Adams	Baker	Hilgemann	Yates
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Representative Purgason declared the bill passed.

HB 430, relating to judicial conference, was taken up by Representative Stevenson.

On motion of Representative Stevenson, **HB 430** was read the third time and passed by the following vote:

AYES: 159

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hobbs	Holand	Hoskins
Hubbard	Hunter	Ice	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lawson	Lembke	LeVota	Liese
Lipke	Lowe	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Merideth	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Young	Zweifel	Madam Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 004

Adams	Hilgemann	Jackson	Yates
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Representative Purgason declared the bill passed.

HB 445, relating to Christian Science practitioners, was taken up by Representative Bishop.

On motion of Representative Bishop, **HB 445** was read the third time and passed by the following vote:

AYES: 156

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hobbs	Holand	Hoskins	Hubbard	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 61
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lipke	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Miller	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Selby	Self	Shoemaker	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Wagner	Walker	Wallace	Walsh	Walton
Ward	Wasson	Whorton	Wildberger	Willoughby
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yaeger	Young	Zweifel
Madam Speaker				

NOES: 002

Daus	Emery
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PRESENT: 000

ABSENT WITH LEAVE: 005

Adams	Hilgemann	Johnson 90	Merideth	Yates
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Representative Purgason declared the bill passed.

HB 491, relating to biennial registration, was taken up by Representative Rupp.

On motion of Representative Rupp, **HB 491** was read the third time and passed by the following vote:

AYES: 157

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins

Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Haywood
Henke	Hobbs	Holand	Hoskins	Hubbard
Hunter	Ice	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lawson	Lembke	LeVota	Liese
Lipke	Lowe	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Miller	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Townley	Viebrock	Villa
Vogt	Wagner	Walker	Wallace	Walsh
Walton	Ward	Wasson	Whorton	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Young
Zweifel	Madam Speaker			

NOES: 001

Daus

PRESENT: 000

ABSENT WITH LEAVE: 005

Adams	Hilgemann	Merideth	Sander	Yates
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Representative Purgason declared the bill passed.

HCS HB 575, relating to child assessment centers, was taken up by Representative Dethrow.

On motion of Representative Dethrow, **HCS HB 575** was read the third time and passed by the following vote:

AYES: 152

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough

Daus	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
Goodman	Graham	Green	Guest	Hampton
Harris 110	Haywood	Hobbs	Holand	Hoskins
Hubbard	Hunter	Ice	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Miller	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Townley	Viebrock	Villa
Vogt	Wagner	Walker	Wallace	Walsh
Walton	Ward	Wasson	Whorton	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Young
Zweifel	Madam Speaker			

NOES: 004

Corcoran	Dougherty	Harris 23	Henke
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PRESENT: 003

George	Lowe	Ransdall
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ABSENT WITH LEAVE: 004

Adams	Hilgemann	Merideth	Yates
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Representative Purgason declared the bill passed.

HB 594, relating to dissolution of road districts, was taken up by Representative Emery.

On motion of Representative Emery, **HB 594** was read the third time and passed by the following vote:

AYES: 155

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares

Fraser	George	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Haywood
Henke	Hobbs	Holand	Hoskins	Hubbard
Hunter	Ice	Jackson	Jetton	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lembke	LeVota	Liese	Lipke	Lowe
Luetkemeyer	May	Mayer	McKenna	Meiners
Miller	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Wagner
Walker	Wallace	Walsh	Walton	Ward
Wasson	Whorton	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Young	Zweifel	Madam Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 008

Adams	Crowell	Hilgemann	Johnson 47	Lawson
Marsh	Merideth	Yates		

Representative Purgason declared the bill passed.

HB 597, relating to a township road report, was taken up by Representative Schlottach.

On motion of Representative Schlottach, **HB 597** was read the third time and passed by the following vote:

AYES: 157

Abel	Angst	Avery	Baker	Barnitz
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Boykins	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Haywood
Henke	Hobbs	Holand	Hoskins	Hubbard
Hunter	Ice	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner

Lager	Lawson	Lembke	LeVota	Liese
Lipke	Lowe	Luetkemeyer	May	Mayer
McKenna	Meiners	Miller	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Townley	Viebrock	Villa
Vogt	Wagner	Walker	Wallace	Walsh
Walton	Ward	Wasson	Whorton	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Young
Zweifel	Madam Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 006

Adams	Bean	Hilgemann	Marsh	Merideth
Yates				

Representative Purgason declared the bill passed.

HB 598, relating to special license plates, was taken up by Representative Schlottach.

On motion of Representative Schlottach, **HB 598** was read the third time and passed by the following vote:

AYES: 151

Abel	Angst	Avery	Baker	Barnitz
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Boykins	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	Emery
Engler	Ervin	Fares	Fraser	George
Goodman	Graham	Green	Guest	Hampton
Harris 110	Harris 23	Haywood	Henke	Hobbs
Holand	Hoskins	Hubbard	Icet	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly 144	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lawson	LeVota
Liese	Lipke	Lowe	Luetkemeyer	May
Mayer	McKenna	Meiners	Miller	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector

Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Selby	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Wagner	Walker	Wallace
Walton	Ward	Wasson	Whorton	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 42	Witte
Wood	Wright	Yaeger	Young	Zweifel
Madam Speaker				

NOES: 003

El-Amin	Walsh	Wilson 25
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PRESENT: 001

Lembke

ABSENT WITH LEAVE: 008

Adams	Bean	Crowell	Hilgemann	Hunter
Marsh	Merideth	Yates		

Representative Purgason declared the bill passed.

HCS HB 356, relating to product sales by youth services, was taken up by Representative Smith (118).

On motion of Representative Smith (118), **HCS HB 356** was read the third time and passed by the following vote:

AYES: 155

Abel	Angst	Avery	Baker	Barnitz
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Boykins	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hobbs	Holand	Hoskins	Hubbard	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lipke
Lowe	Luetkemeyer	May	Mayer	McKenna
Meiners	Miller	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason

Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Selby	Self	Shoemaker	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Wagner	Walker	Wallace	Walsh	Walton
Ward	Wasson	Whorton	Willoughby	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Young	Zweifel	Madam Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 008

Adams	Bean	Crowell	Hilgemann	Marsh
Merideth	Wildberger	Yates		

Representative Purgason declared the bill passed.

Speaker Hanaway resumed the Chair.

HB 407, relating to offender treatment programs, was taken up by Representative Smith (118).

Representative Smith (118) moved that **HB 407** be third read and passed.

Which motion was defeated by the following vote:

AYES: 055

Angst	Avery	Bivins	Bland	Brooks
Bruns	Cooper 155	Crawford	Cunningham 145	Cunningham 86
Davis 122	Deeken	Dethrow	Dixon	Donnelly
Fraser	Graham	Guest	Haywood	Hobbs
Holand	Hoskins	Hubbard	Jackson	Jetton
Johnson 47	Kelly 144	Kingery	Kratky	Lager
Lembke	Luetkemeyer	May	Morris	Muckler
Nieves	Pearce	Portwood	Rector	Reinhart
Rupp	Sander	Schaaf	Smith 118	Smith 14
St. Onge	Stevenson	Thompson	Threlkeld	Townley
Wallace	Walton	Wilson 25	Wilson 42	Wood

NOES: 086

Baker	Barnitz	Bean	Behnen	Bishop
Bough	Bringer	Brown	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Corcoran	Crowell
Darrough	Daus	Davis 19	Dempsey	Dougherty
Dusenberg	Emery	Engler	Ervin	Goodman
Green	Hampton	Harris 110	Harris 23	Henke
Hunter	Johnson 90	Jolly	Kelly 36	King
Kuessner	Lawson	LeVota	Liese	Lipke
Mayer	Meiners	Miller	Moore	Munzlinger

Myers	Page	Parker	Phillips	Pratt
Purgason	Quinn	Ransdall	Richard	Roark
Sager	Salva	Schlottach	Schneider	Schoemehl
Seigfreid	Selby	Self	Shoemaker	Shoemyer
Skaggs	Spreng	Stefanick	Taylor	Villa
Vogt	Walker	Walsh	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Witte	Wright	Yaeger	Young	Zweifel
Madam Speaker				

PRESENT: 009

Bearden	Boykins	Fares	George	Icet
Lowe	Ruestman	Sutherland	Viebrock	

ABSENT WITH LEAVE: 013

Abel	Adams	Black	Curls	El-Amin
Hilgemann	Johnson 61	Jones	Marsh	McKenna
Merideth	Wagner	Yates		

Representative Johnson (90) requested a verification of the roll call on the motion to third read and pass **HB 407**.

HB 523, relating to gaming records, was taken up by Representative Dusenberg.

On motion of Representative Dusenberg, **HB 523** was read the third time and passed by the following vote:

AYES: 146

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hobbs	Holand	Hoskins
Hubbard	Icet	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lembke	LeVota	Liese	Lipke
Lowe	Luetkemeyer	May	Mayer	McKenna
Meiners	Miller	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Schlottach
Schneider	Schoemehl	Seigfreid	Selby	Self
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Thompson

Threlkeld	Townley	Viebrock	Villa	Vogt
Wagner	Wallace	Walsh	Ward	Wasson
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Yaeger	Young	Zweifel
Madam Speaker				

NOES: 005

Purgason	Walker	Walton	Whorton	Wildberger
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PRESENT: 000

ABSENT WITH LEAVE: 012

Adams	Hilgemann	Hunter	Lawson	Marsh
Merideth	Sander	Schaaf	Shoemaker	Taylor
Wright	Yates			

Speaker Hanaway declared the bill passed.

HB 552, relating to law library funding, was taken up by Representative Kingery.

On motion of Representative Kingery, **HB 552** was read the third time and passed by the following vote:

AYES: 152

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	Goodman	Green	Guest	Hampton
Harris 110	Harris 23	Haywood	Henke	Hobbs
Holand	Hoskins	Hubbard	Hunter	Icet
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lipke	Lowe
Luetkemeyer	May	Mayer	McKenna	Meiners
Miller	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Wagner	Walker	Wallace
Walton	Ward	Wasson	Whorton	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42

Witte	Wood	Wright	Yaeger	Young
Zweifel	Madam Speaker			

NOES: 004

Daus	George	Graham	Walsh
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PRESENT: 001

Schneider

ABSENT WITH LEAVE: 006

Adams	Hilgemann	Marsh	Merideth	Shoemyer
Yates				

Speaker Hanaway declared the bill passed.

HB 599, relating to municipal court costs, was taken up by Representative Burnett.

On motion of Representative Burnett, **HB 599** was read the third time and passed by the following vote:

AYES: 148

Abel	Angst	Avery	Baker	Barnitz
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Boykins	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	El-Amin	Emery
Engler	Ervin	Fares	Fraser	Goodman
Graham	Green	Guest	Hampton	Harris 110
Harris 23	Haywood	Henke	Hobbs	Holand
Hoskins	Hubbard	Icet	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	May
Mayer	McKenna	Meiners	Miller	Moore
Morris	Muckler	Munzlinger	Nieves	Page
Parker	Pearce	Phillips	Pratt	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wright	Yaeger
Young	Zweifel	Madam Speaker		

NOES: 009

Bean	Cooper 120	Dusenberg	Hunter	Myers
Portwood	Purgason	Smith 14	Wood	

PRESENT: 001

George

ABSENT WITH LEAVE: 005

Adams	Hilgemann	Marsh	Merideth	Yates
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Speaker Hanaway declared the bill passed.

HCS HB 613, relating to court procedures, was taken up by Representative Byrd.

On motion of Representative Byrd, **HCS HB 613** was read the third time and passed by the following vote:

AYES: 155

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Haywood
Henke	Hobbs	Holand	Hoskins	Hubbard
Hunter	Ice	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lembke	LeVota	Liese	Lipke
Lowe	Luetkemeyer	May	Mayer	McKenna
Meiners	Miller	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Wagner
Walker	Wallace	Walsh	Walton	Ward
Wasson	Whorton	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Young	Zweifel	Madam Speaker

NOES: 001

Purgason

PRESENT: 000

ABSENT WITH LEAVE: 007

Adams
Merideth

Burnett
Yates

Hilgemann

Lawson

Marsh

Speaker Hanaway declared the bill passed.

Representative Salva and Representative Bringer performed “God Bless America” in order to show support for the American Armed Forces.

COMMITTEE REPORTS

Committee on Conservation and Natural Resources, Chairman Townley reporting:

Madam Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HB 182**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Committee on Crime Prevention and Public Safety, Chairman Mayer reporting:

Madam Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 470**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Committee on Tax Policy, Chairman Cooper (120) reporting:

Madam Speaker: Your Committee on Tax Policy, to which was referred **HB 444**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Committee on Transportation and Motor Vehicles, Chairman Crawford reporting:

Madam Speaker: Your Committee on Transportation and Motor Vehicles, to which was referred **HB 668**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Amendment No. 1, House Committee Amendment No. 2, House Committee Amendment No. 3, House Committee Amendment No. 4, House Committee Amendment No. 5, House Committee Amendment No. 6, House Committee Amendment No. 7 and House Committee Amendment No. 8**.

House Committee Amendment No. 1

AMEND House Bill No. 668, Page 6, Section 226.033, Lines 1 to 17, by deleting all of said section; and

Further amend said title, enacting clause and intersectional references accordingly.

House Committee Amendment No. 2

AMEND House Bill No. 668, Page 7, Section 226.192, Line 7, by deleting the words "**director of the department of transportation**" and inserting in lieu thereof the following:

"chairman of the highways and transportation commission"; and

Further amend said title, enacting clause and intersectional references accordingly.

House Committee Amendment No. 3

AMEND House Bill No. 668, Page 1, In the Title, Line 3, by inserting immediately after the word "act" the following:

", with an expiration date for certain sections."; and

Further amend said bill, Page 14, Section 226.199, Line 35, by inserting after all of said line the following:

"Section B. The provisions of sections 226.192, 226.194, 226.195, 226.196, 226.197, 226.198, and 226.199, shall terminate on August 28, 2008."; and

Further amend said title, enacting clause and intersectional references accordingly.

House Committee Amendment No. 4

AMEND House Bill No. 668, Page 6, Section 226.030, Lines 39 and 40, by deleting all of said lines and inserting in lieu thereof the following:

"commission shall be of the same political party. No member of the state highways and transportation commission shall directly"; and

Further amend said bill, Page 6, Section 226.030, Line 47, by deleting the number "2" and inserting in lieu thereof the number "1"; and

Further amend said title, enacting clause and intersectional references accordingly.

House Committee Amendment No. 5

AMEND House Bill No. 668, Page 8, Section 226.194, Line 10, by deleting all of said line and inserting in lieu thereof the following:

"(5) To keep the highways and transportation commission and joint"; and

Further amend said bill, Page 9, Section 226.195, Line 1, by deleting all of said line and inserting in lieu thereof the following:

"226.195. 1. Upon majority vote of members"; and

Further amend said bill, Page 10, Section 226.196, Line 1, by deleting the words "**The governor or**"; and

Further amend said title, enacting clause and intersectional references accordingly.

House Committee Amendment No. 6

AMEND House Bill No. 668, Page 4, Section 21.795, Line 93, by deleting the words "**a semiannual**" and inserting in lieu thereof the words "**an annual**"; and

Further amend said title, enacting clause and intersectional references accordingly.

House Committee Amendment No. 7

AMEND House Bill No. 668, Page 4, Section 21.795, Lines 116 to 119, by deleting all of said lines and inserting in lieu thereof the following:

"be submitted annually to the general assembly no later than the tenth legislative day. The plan submitted by the joint committee on transportation oversight shall become effective no later than forty-five calendar days after such plan proposed by the joint committee on transportation oversight is submitted to a regular session of the general assembly, unless the entire plan is disapproved within forty-five calendar days of its submission to a regular session by a concurrent resolution introduced within fourteen calendar days of the submission of the plan to a regular session of the general assembly and adopted by a majority vote of the elected members of each house. If no concurrent resolution disapproving of the plan is introduced within fourteen calendar days of the submission of the plan to the legislature, then the plan shall become effective at that time. The presiding officer of each house in which a concurrent resolution disapproving of the entire plan has been introduced, unless the resolution has been previously accepted or rejected by that house, shall submit it to a vote of the membership not sooner than seven calendar days nor later than fourteen calendar days after introduction of the concurrent resolution pertaining to the plan. The presiding officer of the house passing a concurrent resolution disapproving of the plan shall immediately forward the bill to the other house and the presiding officer of that house shall submit it to a vote of the membership not sooner than seven calendar days nor later than fourteen calendar days of its receipt from the other legislative body. The plan submitted by the joint committee on transportation oversight shall not be subject to amendment by either chamber, and such plan may only be rejected or approved in its entirety.

House Committee Amendment No. 8

AMEND House Bill No. 668, Page 6, Section 226.030, Lines 40 to 42, by deleting all of said lines and inserting in lieu thereof the following:

"highways and transportation commission. The selection and removal of all"; and

Further amend said title, enacting clause and intersectional references accordingly.

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 207**, entitled:

An act to repeal section 407.735, RSMo, and to enact in lieu thereof one new section relating to rental vehicle damage claims.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 264**, entitled:

An act to repeal section 165.016, RSMo, and to enact in lieu thereof one new section relating to salary compliance, with an emergency clause.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 298**, entitled:

An act to repeal sections 311.050, 311.080, 311.097, 311.195, 311.200, 311.260, 311.280, 311.290, 311.293, 311.325, 311.328, 311.360, 311.630, 312.407, and 312.410, RSMo, and to enact in lieu thereof eighteen new sections relating to liquor control, with penalty provisions.

In which the concurrence of the House is respectfully requested.

The following member's presence was noted: Hilgemann.

ADJOURNMENT

On motion of Representative Crowell, the House adjourned until 4:00 p.m., Monday, March 31, 2003.

CORRECTIONS TO THE HOUSE JOURNAL

AFFIDAVITS

I, State Representative Sue Schoemehl, District 100, hereby state and affirm that my vote as recorded on Page 787 of the House Journal for Wednesday, March 19, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 20th day of March 2003.

/s/ Sue Schoemehl
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 20th day of March in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 20th day of March 2003.

Subscribed and sworn to before me this 20th day of March in the year 2003.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 20th day of March 2003.

Subscribed and sworn to before me this 20th day of March in the year 2003.

.....

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 20th day of March 2003.

[illegible]

Subscribed and sworn to before me this 20th day of March in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Mark Wright, District 137, hereby state and affirm that my vote as recorded on Page 799 of the House Journal for Wednesday, March 19, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 20th day of March 2003.

/s/ Mark Wright
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 20th day of March in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Steve Hobbs, District 21, hereby state and affirm that my vote as recorded on Page 801 of the House Journal for Wednesday, March 19, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 20th day of March 2003.

/s/ Steve Hobbs
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 20th day of March in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Al Liese, District 79, hereby state and affirm that my vote as recorded on Page 803 of the House Journal for Wednesday, March 19, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 20th day of March 2003.

/s/ Al Liese
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 20th day of March in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Jeff Harris, District 23, hereby state and affirm that my vote as recorded on Page 804 of the House Journal for Wednesday, March 19, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 20th day of March 2003.

/s/ Jeff Harris
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 20th day of March in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

AGRICULTURE

Tuesday, April 1, 2003, 12:00 p.m. Hearing Room 1.
Possible Executive Session.
Public Hearing to be held on: HB 457, HB 494, HB 638

AGRICULTURE

Wednesday, April 2, 2003, 8:00 a.m. Hearing Room 1.
Possible Executive Session.
Public Hearing to be held on: HB 436, SB 36, SB 84

CONSERVATION AND NATURAL RESOURCES

Wednesday, April 2, 2003, 12:00 p.m. Hearing Room 5.
Executive Session may follow.
Public Hearing to be held on: HB 447, HB 620, HJR 20

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, April 1, 2003, 5:00 p.m. Hearing Room 3.

Executive Session may follow.

Public Hearing to be held on: HB 227, HB 411, HB 538, HB 539, HB 567, HB 656

Executive Session to be held on: HB 471

TOURISM AND CULTURAL AFFAIRS

Tuesday, April 1, 2003, 12:00 p.m. Hearing Room 3.

Public Hearing to be held on: HB 631

HOUSE CALENDAR

FORTY-THIRD DAY, MONDAY, MARCH 31, 2003

HOUSE BILLS FOR SECOND READING

HB 706 through HB 708

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 132, 173, 117 & 48 - Wright
- 2 HCS HB 346 & 174 - Dempsey
- 3 HB 511 - Deeken
- 4 HB 267 - Smith (118)
- 5 HCS HB 215, 218, 115 & 83 - Myers
- 6 HCS HB 190 & 214 - Fares
- 7 HCS HB 51 - Mayer
- 8 HCS HB 387 - Pearce
- 9 HCS HB 109 & 34 - Fares
- 10 HCS HB 380 - Luetkemeyer
- 11 HCS HB 404, 324, 403, 344, 426 & 541 - Rector
- 12 HB 263 - Cooper (120)
- 13 HB 470 - Mayer
- 14 HB 668, HCAs 1, 2, 3, 4, 5, 6, 7 & 8 - Crawford
- 15 HB 182 - May
- 16 HB 444 - Jackson

HOUSE BILL FOR THIRD READING

HS HCS HB 517, 94, 149, 150 & 342, E.C. (Budget 3-10-03) - Portwood

SENATE BILLS FOR SECOND READING

- 1 SB 207
- 2 SS SCS SB 264
- 3 SS SCS SB 298

SENATE BILL FOR THIRD READING

SCS SB 299 & 40 - Bearden

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

FORTY-THIRD DAY, MONDAY, MARCH 31, 2003

Representative May in the Chair.

Prayer by Dr. James Johnston, Pastor, Morse Mill Baptist Church.

Our gracious and kind heavenly Father, I praise You for Your mercy and grace that You lovingly extend to us through our Lord Jesus Christ. Because You are Lord of this nation, help us to trust and live according to Your will in righteousness and justice. I pray for Your watch and care over our men and women as they are engaged in Operation Iraqi Freedom. I thank You for those who stand in harm's way in order to gain freedom for the Iraqi people and to preserve and protect us from terrorist's attacks at home and abroad.

I pray for Your guidance, wisdom, courage, and strength for our state legislators as they make decisions that will affect our state. I pray that You will be with their families while they are away from home.

Dear Lord, please help us to be good managers of Your beautiful world that You created. And please help us to protect the innocent and defenseless unborn children, many of whom are in more danger of their lives than our own soldiers in combat.

Please help our nation to return to the godly principles upon which it was founded, before You have to send judgment upon us as You have other nations in the past who have forgotten You.

Again, I pray Your special blessings and guidance upon these state legislators as they meet. Dear Lord, help us all to surrender our lives to You so that we may be instruments in Your hands to bring revival to our nation.

In Jesus name. Amen.

The Pledge of Allegiance to the flag was recited.

The Journal of the forty-second day was approved as corrected by the following vote:

AYES: 155

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard

Hunter	Icet	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 144
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lipke
Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Merideth	Miller	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Selby	Self	Shoemaker	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Wagner	Walker	Wallace	Walsh	Walton
Ward	Wasson	Whorton	Wildberger	Wilson 119
Wilson 130	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 003

Donnelly	Willoughby	Wilson 25
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PRESENT: 000

ABSENT WITH LEAVE: 005

Adams	Haywood	Kelly 36	Moore	Purgason
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HOUSE RESOLUTION

Representative Hanaway offered House Resolution No. 1086.

HOUSE CONCURRENT RESOLUTION

Representative Brown, et al, offered House Concurrent Resolution No. 29.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 1039	-	Representative Schneider
House Resolution No. 1040	-	Representative Goodman
House Resolution No. 1041	-	Representative Wilson (130)
House Resolution No. 1042	-	Representative Deeken
House Resolution No. 1043	-	Representative Walker
House Resolution No. 1044		
through		
House Resolution No. 1047	-	Representative Sanders Brooks
House Resolution No. 1048	-	Representative Behnen
House Resolution No. 1049	-	Representative Engler
House Resolution No. 1050	-	Representative Munzlinger

House Resolution No. 1051
through
House Resolution No. 1057 - Representative Hobbs
House Resolution No. 1058 - Representative George
House Resolution No. 1059 - Representative Hanaway
House Resolution No. 1060
through
House Resolution No. 1073 - Representative Stefanick
House Resolution No. 1074
and
House Resolution No. 1075 - Representative Goodman
House Resolution No. 1076 - Representative Sanders Brooks
House Resolution No. 1077 - Representative Rector
House Resolution No. 1078 - Representative Bruns
House Resolution No. 1079
and
House Resolution No. 1080 - Representative Cooper (120)
House Resolution No. 1081
through
House Resolution No. 1084 - Representative Kratky
House Resolution No. 1085 - Representative Shoemaker (8)
House Resolution No. 1087
through
House Resolution No. 1142 - Representative Black
House Resolution No. 1143
through
House Resolution No. 1149 - Representative Jetton
House Resolution No. 1150 - Representatives Hunter and Ruestman
House Resolution No. 1151 - Representative Johnson (61)
House Resolution No. 1152 - Representative Selby
House Resolution No. 1153 - Representative Lager
House Resolution No. 1154 - Representatives Harris (110) and Kuessner
House Resolution No. 1155 - Representative Schoemehl
House Resolution No. 1156 - Representative Lager
House Resolution No. 1157 - Representative Wright

INTRODUCTION OF HOUSE CONCURRENT RESOLUTION

The following House Concurrent Resolution was read the first time and copies ordered printed:

HCR 28, introduced by Representative Lager, relating to the designation of the William "Bill" Lark Memorial Highway.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 709, introduced by Representatives Brown, Dusenberg, Ervin, Yates, Phillips, Reinhart and Dougherty, et al, relating to police officers.

HB 710, introduced by Representatives Bruns and Wildberger, relating to workers' compensation.

SECOND READING OF HOUSE BILLS

HB 706 through **HB 708** were read the second time.

SECOND READING OF SENATE BILLS

SB 207, **SS SCS SB 264** and **SS SCS SB 298** were read the second time.

PERFECTION OF HOUSE BILL

HCS HB 380, relating to securities regulation, was taken up by Representative Byrd.

Representative Harris (23) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 380, Page 52, Section 409.6-603, Line 19, by deleting the word “ten” and substituting in lieu thereof the word “**fifteen**”; and

Further amend on Line 20, by deleting the words “one million” and inserting in lieu thereof the words “**one and one-half million**”; and

Further amend title, enacting clause and intersectional references accordingly.

Representative Johnson (90) offered **House Substitute Amendment No. 1 for House Amendment No. 1**.

House Substitute Amendment No. 1 for House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 380, Page 52, Section 409.6-603, Line 19, by deleting the word “ten” and inserting in lieu thereof the word “**twenty**”; and

Further amend on Line 20, by deleting the words “one million” and inserting in lieu thereof the words “**two million**”; and

Further amend title, enacting clause and intersectional references accordingly.

Representative Johnson (90) moved that **House Substitute Amendment No. 1 for House Amendment No. 1** be adopted.

Which motion was defeated by the following vote:

AYES: 065

Abel	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Campbell	Carnahan
Corcoran	Curls	Darrough	Daus	Davis 122
Donnelly	Fraser	George	Graham	Green
Hampton	Harris 110	Harris 23	Henke	Hilgemann
Johnson 61	Johnson 90	Jolly	Jones	Kratky
Kuessner	LeVota	Liese	Lowe	McKenna
Meiners	Muckler	Page	Ransdall	Sager
Salva	Schoemehl	Seigfreid	Selby	Shoemaker
Shoemyer	Skaggs	Spreng	Thompson	Villa
Vogt	Wagner	Walker	Walsh	Walton
Ward	Whorton	Wildberger	Willoughby	Wilson 25
Wilson 42	Witte	Yaeger	Young	Zweifel

NOES: 089

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dixon	Dougherty	Dusenberg	Emery	Engler
Ervin	Fares	Goodman	Guest	Hobbs
Holand	Hoskins	Hubbard	Hunter	Iceet
Jackson	Jetton	Johnson 47	Kelly 144	King
Kingery	Lager	Lembke	Lipke	Luetkemeyer
Marsh	May	Mayer	Merideth	Miller
Morris	Munzlinger	Myers	Nieves	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sander	Schaaf	Schlottach
Schneider	Self	Smith 118	Smith 14	St. Onge
Stefanick	Stevenson	Sutherland	Threlkeld	Townley
Viebrock	Wallace	Wasson	Wilson 119	Wilson 130
Wood	Wright	Yates	Madam Speaker	

PRESENT: 000

ABSENT WITH LEAVE: 009

Adams	Dempsey	Dethrow	El-Amin	Haywood
Kelly 36	Lawson	Moore	Taylor	

Representative Harris (23) moved that **House Amendment No. 1** be adopted.

Which motion was defeated by the following vote:

AYES: 067

Barnitz	Bishop	Bland	Boykins	Bringer
Brooks	Burnett	Campbell	Carnahan	Corcoran
Curls	Darrough	Daus	Davis 122	Donnelly
El-Amin	Fraser	George	Graham	Green
Hampton	Harris 110	Harris 23	Henke	Hilgemann
Hoskins	Hubbard	Johnson 61	Johnson 90	Jolly
Jones	Kratky	Kuessner	LeVota	Liese
Lowe	McKenna	Meiners	Muckler	Page
Ransdall	Sager	Salva	Schoemehl	Seigfreid
Selby	Shoemaker	Shoemyer	Skaggs	Spreng
Thompson	Villa	Vogt	Wagner	Walker
Walsh	Walton	Ward	Whorton	Wildberger
Willoughby	Wilson 25	Wilson 42	Witte	Yaeger
Young	Zweifel			

NOES: 089

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dougherty	Dusenberg
Emery	Engler	Ervin	Fares	Guest
Hobbs	Holand	Hunter	Ice	Jackson
Jetton	Johnson 47	Kelly 144	King	Kingery
Lager	Lembke	Lipke	Luetkemeyer	Marsh
May	Mayer	Merideth	Miller	Morris
Munzlinger	Myers	Nieves	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sander	Schaaf	Schlottach	Schneider
Self	Smith 118	Smith 14	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Threlkeld	Townley
Viebrock	Wallace	Wasson	Wilson 119	Wilson 130
Wood	Wright	Yates	Madam Speaker	

PRESENT: 000

ABSENT WITH LEAVE: 007

Abel	Adams	Goodman	Haywood	Kelly 36
Lawson	Moore			

Representative Sager offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 380, Page 51, Section 409.6-602, Line 55, by inserting after said line the following;

“Upon application of the individual to the circuit court of any county of the state or the city of St. Louis, or a court of another state to enforce compliance. The testimony, record, or other evidence compelled under such

an order shall be sealed. If the order to seal the record is violated, the violator shall be subject to civil and criminal penalties for contempt of court."

Representative Sager moved that **House Amendment No. 2** be adopted.

Which motion was defeated.

On motion of Representative Byrd, **HCS HB 380** was adopted.

On motion of Representative Byrd, **HCS HB 380** was ordered perfected and printed.

REFERRAL OF HOUSE CONCURRENT RESOLUTION

The following House Concurrent Resolution was referred to the Committee indicated:

HCR 29 - Homeland Security and Veterans Affairs

MESSAGE FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 427**, entitled:

An act to repeal sections 409.101, 409.102, 409.201, 409.202, 409.203, 409.204, 409.301, 409.302, 409.303, 409.304, 409.305, 409.306, 409.307, 409.401, 409.402, 409.403, 409.404, 409.405, 409.406, 409.407, 409.408, 409.409, 409.410, 409.411, 409.412, 409.413, 409.414, 409.415, 409.416, 409.418, 409.420, and 409.421, RSMo, and to enact in lieu thereof fifty-three new sections relating to securities regulation, with penalty provisions.

In which the concurrence of the House is respectfully requested.

MESSAGE FROM THE GOVERNOR

EXECUTIVE OFFICE
March 21, 2003

TO THE CHIEF CLERK OF THE
HOUSE OF REPRESENTATIVES
FIRST REGULAR SESSION
92ND GENERAL ASSEMBLY
STATE OF MISSOURI

Herewith I return to you **Conference Committee Substitute for Senate Committee Substitute for House Bill No. 15** entitled:

"AN ACT"

To appropriate money for supplemental purposes for the several departments and offices of state government, and for the payment of various claims for refunds, for persons, firms, and corporations, and for other purposes, and to transfer money among certain funds, from the funds designated for the fiscal period ending June 30, 2003.

On March 21, 2003, I approved said **Conference Committee Substitute for Senate Committee Substitute for House Bill No. 15**.

Respectfully submitted,

/s/ Bob Holden
Governor

ADJOURNMENT

On motion of Representative Richard, the House adjourned until 10:00 a.m., Tuesday, April 1, 2003.

CORRECTIONS TO THE HOUSE JOURNAL

AFFIDAVITS

I, State Representative Marilyn Ruestman, District 131, hereby state and affirm that my vote as recorded on Page 815 of the House Journal for Thursday, March 20, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 31st day of March 2003.

/s/ Marilyn Ruestman
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 31st day of March in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Jason Crowell, District 158, hereby state and affirm that my vote as recorded on Pages 824, 826 and 827 of the House Journal for Thursday, March 20, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 31st day of March 2003.

/s/ Jason Crowell
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 31st day of March in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Ed Wildberger, District 27, hereby state and affirm that my vote as recorded on Page 827 of the House Journal for Thursday, March 20, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 31st day of March 2003.

/s/ Ed Wildberger
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 31st day of March in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Christopher Shoemaker, District 8, hereby state and affirm that my vote as recorded on Page 829 of the House Journal for Thursday, March 20, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 31st day of March 2003.

/s/ Christopher Shoemaker
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 31st day of March in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Larry Taylor, District 68, hereby state and affirm that my vote as recorded on Page 829 of the House Journal for Thursday, March 20, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 31st day of March 2003.

/s/ Larry Taylor
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 31st day of March in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Mark Wright, District 137, hereby state and affirm that my vote as recorded on Page 829 of the House Journal for Thursday, March 20, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 31st day of March 2003.

/s/ Mark Wright
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 31st day of March in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative John Burnett, District 40, hereby state and affirm that my vote as recorded on Page 831 of the House Journal for Thursday, March 20, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 31st day of March 2003.

/s/ John Burnett
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 31st day of March in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

AGRICULTURE

Tuesday, April 1, 2003, 12:00 p.m. Hearing Room 1.
Possible Executive Session.
Public Hearing to be held on: HB 457, HB 494, HB 638

AGRICULTURE

Wednesday, April 2, 2003, 8:00 a.m. Hearing Room 1.
Possible Executive Session.
Public Hearing to be held on: HB 436, SB 36, SB 84

BUDGET

Tuesday, April 1, 2003, 8:00 a.m. Hearing Room 3.
Executive Session may follow.
Public Hearing to be held on: HB 52, HB 134, HB 158, HB 652, HJR 3

CHILDREN AND FAMILIES

Tuesday, April 1, 2003, 5:00 p.m. Hearing Room 1.
Executive Session may follow on HB 396 and HB 679.
Public Hearing to be held on: HB 679

CONSERVATION AND NATURAL RESOURCES

Wednesday, April 2, 2003, 12:00 p.m. Hearing Room 5.
Executive Session may follow.
Public Hearing to be held on: HB 447, HB 620, HJR 20

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, April 1, 2003, 5:00 p.m. Hearing Room 3.
Executive Session may follow.
Public Hearing to be held on: HB 227, HB 411, HB 538, HB 539, HB 567, HB 656
Executive Session to be held on: HB 471

ELECTIONS

Tuesday, April 1, 2003, 5:00 p.m. Hearing Room 7.
Executive Session will precede the hearing.
Public Hearing to be held on: HB 544, HB 577, HB 657, SB 57
Executive Session to be held on: HB 537, SB 29, SB 50

ETHICS

Tuesday, April 1, 2003, 5:00 p.m. Hearing Room 4.
MO Democrats for Life, Friends of CMSU, NCOIL and 2nd Congressional District Caucuses.

FINANCIAL SERVICES

Tuesday, April 1, 2003, 12:00 p.m. Hearing Room 6.

Possible Executive Session on HB 559.

Public Hearing to be held on: HB 460, HB 616

HOMELAND SECURITY AND VETERANS AFFAIRS

Tuesday, April 1, 2003, 5:00 p.m. Hearing Room 5.

Executive Session may follow.

Public Hearing to be held on: HB 632, HCR 19, SB 325

JOB CREATION AND ECONOMIC DEVELOPMENT

Wednesday, April 2, 2003, 12:00 p.m. Hearing Room 6.

Public Hearing to be held on: HB 569, SB 310

JUDICIARY

Wednesday, April 2, 2003, 8:00 a.m. Hearing Room 6. AMENDED NOTICE

Public Hearing to be held on: HB 98, HB 213, HB 373, HB 382,

HB 504, HB 593, SB 203

Executive Session to be held on: HB 44, HB 98, HB 105, HB 213, HB 373,

HB 500, HB 504, HB 593, SB 203

JUDICIARY

Wednesday, April 2, 2003, 12:00 p.m. Hearing Room 1.

Committee will take up any bills that were not completed at the 8:00 a.m. hearing.

LOCAL GOVERNMENT

Thursday, April 3, 2003, 8:30 a.m. Hearing Room 6.

Executive Session may follow.

Public Hearing to be held on: SB 14, SB 68, SB 130, SB 218, SB 282, SB 383

PROFESSIONAL REGISTRATION AND LICENSING

Tuesday, April 1, 2003, 12:00 p.m. Hearing Room 4.

Public Hearing to be held on: HB 509, HB 522, HB 646

SENIOR SECURITY

Tuesday, April 1, 2003, 5:00 p.m. Hearing Room 6.

Executive Session may follow.

Public Hearing to be held on: HB 540, SB 391

SMALL BUSINESS

Wednesday, April 2, 2003. 12:00 p.m. or upon morning recess. Hearing Room 4.

Executive Session may follow.

Public Hearing to be held on: HB 480

TOURISM AND CULTURAL AFFAIRS

Tuesday, April 1, 2003, 12:00 p.m. Hearing Room 3.

Public Hearing to be held on: HB 631

TRANSPORTATION AND MOTOR VEHICLES

Wednesday, April 2, 2003, 12:00 p.m. Hearing Room 7.

Public Hearing to be held on: HB 466, HB 614, SB 289, SB 314

HOUSE CALENDAR

FORTY-FOURTH DAY, TUESDAY, APRIL 1, 2003

HOUSE CONCURRENT RESOLUTION FOR SECOND READING

HCR 28

HOUSE BILLS FOR SECOND READING

HB 709 and HB 710

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 132, 173, 117 & 48 - Wright
- 2 HCS HB 346 & 174 - Dempsey
- 3 HB 511 - Deeken
- 4 HB 267 - Smith (118)
- 5 HCS HB 215, 218, 115 & 83 - Myers
- 6 HCS HB 190 & 214 - Fares
- 7 HCS HB 51 - Mayer
- 8 HCS HB 387 - Pearce
- 9 HCS HB 109 & 34 - Fares
- 10 HCS HB 404, 324, 403, 344, 426 & 541 - Rector
- 11 HB 263 - Cooper (120)
- 12 HB 470 - Mayer
- 13 HB 668, HCAs 1, 2, 3, 4, 5, 6, 7 & 8 - Crawford
- 14 HB 182 - May
- 15 HB 444 - Jackson

HOUSE BILL FOR THIRD READING

HS HCS HB 517, 94, 149, 150 & 342, E.C. (Budget 3-10-03) - Portwood

SENATE BILL FOR SECOND READING

SCS SB 427

SENATE BILL FOR THIRD READING

SCS SB 299 & 40 - Bearden

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

FORTY-FOURTH DAY, TUESDAY, APRIL 1, 2003

Speaker Hanaway in the Chair.

Prayer by Reverend James Earl Jackson.

Heavenly Father, Our Glory and the Lifter of our heads, it is written, "The name of the Lord is a strong tower: the righteous run into it and is safe" so may You show Yourself strong on our behalf. May we call on You and find safety.

As we return to the duties at hand, may we be ever mindful of our deployed troops. We ask that You preserve their coming and going in the midst of battle from this time forward and throughout the war. May Your peace that passes all understanding guard not only their hearts and minds, but also the hearts and minds of their families and friends who patiently await their return.

May their heads be lifted up, their spirits high and their faith unwavering as they serve in the midst of harms way.

Father, we continue our steadfast support for our troops and their families even as You continue Your steadfast love for us.

Guide us in Your love this day. Grant us wisdom, patience, and unity of purpose.

Now may the grace of our Lord and the love of God be with us all.

In the name of Your Son we pray. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Allison Croghan, Grant Shaffer, Eric Shaffer, Kerby Schwer, Brandon Schwer, Claire Borgschulte, Adam Fleddermann, Joshua D'Souza, Katelyn Klump, Scott Laurentius, Joe Vitale, Jennifer Mulliken, Austin Blakley, Camillia Smith, Kevin Well, Jennifer Watt, Max Harvatin, Savannah Mitchell and Cory Feil.

The Journal of the forty-third day was approved as corrected.

Representative Dusenberg moved that Rule 113 be suspended to receive Russell Heindselman for special recognition as a recipient of the Outstanding Missourian Award.

Which motion was adopted by the following vote:

AYES: 152

Abel	Angst	Avery	Baker	Bearden
Behnen	Bishop	Bivins	Black	Bland
Bough	Boykins	Bringer	Brown	Bruns
Burnett	Byrd	Campbell	Carnahan	Cooper 120
Cooper 155	Corcoran	Crawford	Crowell	Cunningham 145
Cunningham 86	Curls	Darrough	Daus	Davis 122
Davis 19	Deeken	Dempsey	Dethrow	Dixon
Donnelly	Dusenberg	El-Amin	Emery	Engler
Ervin	Fares	Fraser	George	Goodman
Graham	Green	Guest	Hampton	Harris 110
Harris 23	Henke	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Icet	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Merideth	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Ruestman	Rupp
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Selby	Self	Shoemaker	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Wagner	Walker	Wallace	Walsh	Walton
Ward	Wasson	Whorton	Wildberger	Willoughby
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 000

PRESENT: 002

Lowe Sager

ABSENT WITH LEAVE: 009

Adams	Barnitz	Bean	Brooks	Dougherty
Haywood	Hunter	Roark	Seigfreid	

HOUSE RESOLUTION

House Resolution No. 1234 was taken up by Representative Munzlinger and read.

HOUSE RESOLUTION NO. 1234

WHEREAS, it is with utmost respect that the members of the Missouri House of Representatives pause in their daily legislative endeavors in order to recognize those Show-Me State residents who truly embody the concept of Outstanding Missourian through their deeds and achievements; and

WHEREAS, Russell Heindselman has attained considerable distinction in life as a conservationist, entrepreneur, and poet whose poems have hung in the offices of several governors and numerous state representatives from the First District; and

WHEREAS, an agriculturalist whose fifteen acres are the epitome of diversification, Russell Heindselman raises catfish and quail for the food market, bait fish and worms for his tackle business, sweet corn and raspberries for the nearby Quincy, Illinois, farmers markets, and grapes for wine production; and

WHEREAS, Russell Heindselman also produces and sells his own design of bluebird houses which are predator and rain resistant due to a flat roof, ridges to direct moisture, and the use of a narrow mounting pole which is difficult for animals to climb; and

WHEREAS, in addition to his innovative use of carpet scraps to protect tree trunks, Russell Heindselman utilizes his knowledge of trees to produce large, thin-shelled pecans which are rare in production this far north and which provide a source for pecan seed and grafting wood for a separate, independent Missouri nursery; and

WHEREAS, on Tuesday, April 1, 2003, Russell Heindselman will meet with state legislators in the Missouri House of Representatives to receive well-deserved honors and accolades for the exemplary role he has performed in the La Grange area as an entrepreneur and business person dedicated to ensuring a diverse, thriving economy:

NOW, THEREFORE, BE IT RESOLVED that we, the members of the Missouri House of Representatives, Ninety-second General Assembly, join unanimously to applaud the significant contributions made by Russell Heindselman on behalf of the people and institutions of Missouri and to extend to him this legislative body's most heartfelt welcome to the state capitol on April 1, 2003, for special recognition as a guest in the House Chamber; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare a properly inscribed copy of this resolution in honor of "Outstanding Missourian" Russell Heindselman of La Grange in Lewis County.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 1158

through

House Resolution No. 1169 - Representative Campbell

House Resolution No. 1170

through

House Resolution No. 1197 - Representative Avery

House Resolution No. 1198

through

House Resolution No. 1233 - Representative Hobbs

House Resolution No. 1234 - Representative Munzlinger

House Resolution No. 1235 - Representatives Wilson (130) and Ruestman

House Resolution No. 1236 - Representative Bearden

House Resolution No. 1237 - Representative Richard

House Resolution No. 1238 - Representative Schaaf

House Resolution No. 1239

through

House Resolution No. 1252 - Representative Jackson

Representative Cunningham assumed the Chair.

INTRODUCTION OF HOUSE BILL

The following House Bill was read the first time and copies ordered printed:

HB 711, introduced by Representative Davis (19), et al, relating to the operation of motor vehicles.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 28 was read the second time.

SECOND READING OF HOUSE BILLS

HB 709 and **HB 710** were read the second time.

SECOND READING OF SENATE BILL

SCS SB 427 was read the second time.

PERFECTION OF HOUSE BILL

HB 511, relating to elections, was taken up by Representative Deeken.

Representative Deeken offered **HS HB 511**.

Representative Brown offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Substitute for House Bill No. 511, Page 4, Section 115.027, Line 18 of said page, by inserting after all of said line the following:

"115.073. 1. In any county containing a portion but not the major portion of a city which has over three hundred thousand inhabitants, all general expenses related to the conduct of elections and the registration of voters shall be paid proportionally from the general revenue of the city and the general revenue of the county. The city shall pay such proportion as its population within the county is to the total population of the county as determined by the last preceding federal decennial census. **The annual general operating expenditures from the general revenue funds of any county of the first classification with more than seventy-three thousand seven hundred but less than seventy-three thousand eight hundred inhabitants or any city located within such county shall be subject to the budgeting approval of the governing body of such city or county.**

2. In any county containing a portion but not the major portion of a city which has over three hundred thousand inhabitants, the salaries of election judges at all county and state primary, general and special elections shall be paid from the general revenue of the county, unless the city submits a question or candidate at the election, in which case the salaries of election judges shall be paid proportionally from the general revenue of the city and the general revenue of the county as provided in subsection 1 of this section."; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Willoughby offered **House Amendment No. 1 to House Amendment No. 1**.

House Amendment No. 1 to House Amendment No. 1 was withdrawn.

Representative Johnson (90) offered **House Amendment No. 2 to House Amendment No. 1**.

*House Amendment No. 2
to
House Amendment No. 1*

AMEND House Amendment No. 1 to House Substitute for House Bill No. 511, Page 2, Section 115.073, Line 2, by inserting the following after the word "county":

"to ensure expenditures reasonable and necessary to adequately fund said elections".

On motion of Representative Johnson (90), **House Amendment No. 2 to House Amendment No. 1** was adopted.

On motion of Representative Brown, **House Amendment No. 1, as amended**, was adopted.

HB 511, with HS, as amended, pending, was laid over.

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 73**, entitled:

An act to amend chapter 192, RSMo, by adding thereto one new section relating to obesity, with an emergency clause.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 93**, entitled:

An act to amend chapter 144, RSMo, by adding thereto one new section relating to sales and use taxes.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 204**, entitled:

An act to amend chapter 160, RSMo, by adding thereto one new section relating to educational service agencies.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 295**, entitled:

An act to repeal sections 140.150, 140.170, 140.190, 140.200, 140.210, 140.220, 140.230, 140.260, 140.280, 140.340, 140.350, 140.360, 140.370, 140.390, 140.400, 140.405, 140.410, 140.420, and 140.440, RSMo, and to enact in lieu thereof fifteen new sections relating to delinquent taxes.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 358**, entitled:

An act to repeal section 115.073, RSMo, and to enact in lieu thereof one new section relating to general expenses of elections paid by certain political subdivisions.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 407**, entitled:

An act to repeal section 376.429, RSMo, and to enact in lieu thereof one new section relating to health insurance coverage for cancer.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 425**, entitled:

An act to repeal section 58.451, RSMo, and to enact in lieu thereof one new section relating to reporting and investigating of death by a coroner.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 431**, entitled:

An act to repeal section 431.064, RSMo, and to enact in lieu thereof one new section relating to consent for experimental treatments.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 506**, entitled:

An act to repeal section 332.071, RSMo, and to enact in lieu thereof one new section relating to the use of lasers for dentistry.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 519**, entitled:

An act to repeal section 162.431, RSMo, and to enact in lieu thereof one new section relating to school district boundary changes.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 529**, entitled:

An act amend chapter 389, RSMo, by adding thereto one new section relating to the designation of official Missouri railroads.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 547**, entitled:

An act to repeal sections 51.281 and 54.261, RSMo, and to enact in lieu thereof two new sections relating to compensation for certain county officers.

In which the concurrence of the House is respectfully requested.

On motion of Representative Crowell, the House recessed until 2:30 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Pro Tem Jetton.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 1253

through

House Resolution No. 1266 - Representative Bruns

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 712, introduced by Representatives Hanaway, Moore, Icet, Sander and Dixon, et al, relating to prohibition of interference with the free exercise of religion.

HB 713, introduced by Representatives Bruns, Rupp and Deeken, relating to the vocational enterprises program.

HB 714, introduced by Representatives Jones, Hilgemann, Skaggs, Donnelly, Hoskins, Walker, Fraser and Page, et al, relating to special license plates.

PERFECTION OF HOUSE BILL

HB 511, with HS, as amended, pending, relating to elections, was again taken up by Representative Deeken.

Representative Dempsey offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Substitute for House Bill No. 511, Section 116.025, Page 73, Line 23, by adding the following after all of said line:

"116.175. 1. Except as provided in section 116.155, upon receipt from the secretary of state's office of any petition sample sheet, joint resolution or bill, the auditor shall assess the fiscal impact of the proposed measure. The state auditor may consult with the state departments, local government entities, the general assembly and others with knowledge pertinent to the cost of the proposal. Proponents or opponents of any proposed measure may submit to the state auditor a proposed statement of fiscal impact estimating the cost of the proposal in a manner consistent with the standards of the governmental accounting standards board and section 23.140, RSMo, provided that all such proposals are received by the state auditor within ten days of his or her receipt of the proposed measure from the secretary of state.

2. Within twenty days of receipt of a petition sample sheet, joint resolution or bill from the secretary of state, the state auditor shall prepare a fiscal note and a fiscal note summary for the proposed measure and forward both to the attorney general.

3. The fiscal note and fiscal note summary shall state the measure's estimated cost or savings, if any, to state or local governmental entities. The fiscal note summary shall contain no more than fifty words, excluding articles, which shall summarize the fiscal note in language neither argumentative nor likely to create prejudice either for or against the proposed measure.

4. The attorney general shall, within ten days of receipt of the fiscal note and the fiscal note summary, approve the legal content and form of the fiscal note summary prepared by the state auditor and shall forward notice of such approval to the state auditor.

5. If the attorney general or the circuit court of Cole County determines that the fiscal note or the fiscal note summary do not satisfy the requirements of this section, the fiscal note and the fiscal note summary shall be returned to the auditor for revision. A fiscal note or fiscal note summary that does not satisfy the requirements of this section also shall not satisfy the requirements of section 116.180.

116.190. 1. Any citizen who wishes to challenge the official ballot title or the fiscal note prepared for a proposed constitutional amendment submitted by the general assembly, by initiative petition, or by constitutional convention, or for a statutory initiative or referendum measure, may bring an action in the circuit court of Cole County. The action must be brought within ten days after the official ballot title is certified by the secretary of state in accordance with the provisions of this chapter.

2. The secretary of state shall be named as a party defendant in any action challenging the official ballot title prepared by the secretary of state. When the action challenges the fiscal note or the fiscal note summary prepared by the auditor, the state auditor shall also be named as a party defendant. The president pro tem of the senate, the speaker of the house and the sponsor of the measure and the secretary of state shall be the named party defendants in any action challenging the official summary statement, fiscal note or fiscal note summary prepared pursuant to section 116.155.

3. The petition shall state the reason or reasons why the **summary statement portion of the official ballot title** is insufficient or unfair and shall request a different **summary statement portion of the official ballot title**. **Alternatively, the petition shall state the reasons why the fiscal note or the fiscal note summary portion of the official ballot title is insufficient or unfair and shall request a different fiscal note or fiscal note summary portion of the official ballot title.**

4. The action shall be placed at the top of the civil docket. **Insofar as the action challenges the summary statement portion of the official ballot title**, the court shall consider the petition, hear arguments, and in its decision

certify the **summary statement portion of the official ballot title to the secretary of state. Insofar as the action challenges the fiscal note or the fiscal note summary portion of the official ballot title, the court shall consider the petition, hear arguments, and in its decision, either certify the fiscal note or the fiscal note summary portion of the official ballot title to the secretary of state or remand the fiscal note or the fiscal note summary to the auditor for preparation of a new fiscal note or fiscal note summary pursuant to the procedures set forth in section 116.175.** Any party to the suit may appeal to the supreme court within ten days after a circuit court decision. In making the legal notice to election authorities under section 116.240, **and for the purposes of section 116.180,** the secretary of state shall certify the language which the court certifies to him."; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Dempsey, **House Amendment No. 2** was adopted.

Representative Seigfreid offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Substitute for House Bill No. 511, Page 7, Section 115.078, Line 19, by deleting all of said line and inserting in lieu thereof the following:

"Election Administration Improvements Authority. The Election Administration Improvements Authority may transfer moneys"; and

Further amend said section, Page 7, Line 21, by deleting "**secretary**" and inserting in lieu thereof "**Election Administration Improvements Authority**"; and

Further amend said section, Page 9, Line 5, by inserting after all of said line the following:

"3. There is hereby created the "Election Administration Improvements Authority", which shall constitute a body corporate and politic. The staff of the office of administration shall also serve as staff of the authority under supervision of the commissioner of administration.

(1) The purpose of the authority is to fairly and equitably disburse the funds in the Election Administration Improvements Fund to the election authorities and counties in the state as the Election Administration Improvements Authority shall determine for the purpose of election improvements.

(2) The authority shall not pledge the credit or taxing power of the state or any political subdivision of the state, or make its debts payable out of any moneys except those of the authority specifically pledged for their payment.

4. The powers of the Election Administration Improvements Authority are vested in and shall be exercised by a board consisting of six members. All members of the board shall be appointed by the governor with the advice and consent of the senate from lists submitted pursuant to this section. Each congressional district committee of the political parties having the two highest number of votes cast for their candidate for governor at the last gubernatorial election shall submit two names of eligible nominees for membership on the board to the governor, and the governor shall select six members from such nominees to serve on the board. Four members of the board constitute a quorum. The members shall elect a chairperson, vice chairperson, and secretary, annually, and other officers as the members determine necessary. Meetings of the board shall be held at the call of the chairperson or when a majority of the members so request. The members of the board shall not receive compensation by reason of their membership on the board.

5. The Election Administration Improvements Authority shall have the power to direct the disbursement of funds from the Election Administration Improvements Fund to the extent necessary to carry out its purposes and duties and to exercise its specific powers.

6. Disbursements from the Election Administration Improvements Fund shall be made pursuant to a resolution adopted by the affirmative vote of two-thirds of the members of the board and no other proceedings shall be required therefore."

Representative Witte offered **House Amendment No. 1 to House Amendment No. 3.**

House Amendment No. 1
to
House Amendment No. 3

AMEND House Amendment No. 3 to House Substitute for House Bill No. 511, Page 2, Section 114.078, Line 8, inserting the following after the first occurrence of the word “**members**”:

"equally divided between the political parties having the two highest number of votes cast for their candidate for governor at the last gubernatorial election".

Representative Witte moved that **House Amendment No. 1 to House Amendment No. 3** be adopted.

Which motion was defeated.

Representative Seigfreid moved that **House Amendment 3** be adopted.

Which motion was defeated by the following vote:

AYES: 068

Abel	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Carnahan	Corcoran
Curls	Darrough	Daus	Davis 122	Donnelly
El-Amin	Fraser	George	Graham	Green
Hampton	Harris 110	Harris 23	Henke	Hilgemann
Hoskins	Hubbard	Johnson 61	Johnson 90	Jolly
Jones	Kelly 36	Kratky	Kuessner	LeVota
Liese	Lowe	McKenna	Meiners	Merideth
Muckler	Page	Ransdall	Sager	Salva
Schoemehl	Seigfreid	Selby	Shoemyer	Skaggs
Spreng	Thompson	Villa	Vogt	Wagner
Walker	Walsh	Walton	Ward	Whorton
Wildberger	Willoughby	Wilson 25	Wilson 42	Witte
Yaeger	Young	Zweifel		

NOES: 089

Angst	Avery	Bean	Bearden	Behnen
Bivins	Black	Bough	Brown	Bruns
Byrd	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dusenberg	Emery	Engler
Ervin	Fares	Goodman	Guest	Hobbs
Holand	Hunter	Icet	Jackson	Jetton
Johnson 47	Kelly 144	King	Kingery	Lager
Lembke	Lipke	Luetkemeyer	Marsh	May
Mayer	Miller	Moore	Morris	Munzlinger
Myers	Nieves	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sander	Schaaf	Schlottach	Schneider	Self

Shoemaker	Smith 118	Smith 14	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Threlkeld	Townley
Viebrock	Wallace	Wasson	Wilson 119	Wilson 130
Wood	Wright	Yates	Madam Speaker	

PRESENT: 000

ABSENT WITH LEAVE: 006

Adams	Baker	Campbell	Dougherty	Haywood
Lawson				

Representative LeVota offered **House Amendment No. 4.**

House Amendment No. 4

AMEND House Substitute for House Bill No. 511, Section 115.417, Page 65, Line 12, by inserting after the word "**rights,**" the following:

"including the information specified in subsection 5 of this section,"; and

Further amend said section, Page 66, Line 4, by inserting the following after all of said line:

"5. The general information on voting rights to be displayed at each polling place shall contain the following language:

(1) You have the right to vote if you are in line when the poll closes at 7:00 p.m., or at any other time between 6:00 a.m. and 7:00 p.m. pursuant to section 115.407, RSMo;

(2) You should bring your voter identification card or some other type of identification with you to the polls. If your voter identification card is lost, you have a right to receive a new card pursuant to subsection 5 of section 115.427 and subsection 3 of section 115.163, RSMo;

(3) If you cannot read or write, or you are blind, or otherwise disabled, you have the right to request special assistance to help you vote pursuant to subsection 3 of section 115.445, RSMo;

(4) All polling places should be accessible to elderly and disabled voters. You have the right to vote outside the polling place within two hundred feet of the entrance pursuant to section 115.436, RSMo;

(5) If you have moved from one residence to another within the same election authority's jurisdiction and you have not been removed from the list of registered voters, then you have the right to vote at a central polling place or at the polling place that serves your new address pursuant to subsection 2 of section 115.165, RSMo;

(6) If you make a mistake or "spoil" your ballot or ballot card and have not cast the ballot, then you have the right to receive a replacement ballot from an election judge pursuant to subsection 4 of section 115.439, RSMo;

(7) If you were convicted of a felony other than one related to voting, and you have fully completed your sentence, including being fully discharged from probation or parole, then you have the right to register to vote pursuant to subsection 4 of section 115.133, RSMo;

(8) No one is allowed to try to influence your vote within twenty-five feet of the polling place pursuant to subdivision (18) of section 115.637, RSMo; and,

(9) You have the right to bring children under the age of eighteen into the polling place with you pursuant to section 115.409, RSMo."

Representative Riback Wilson (25) offered **House Amendment No. 1 to House Amendment No. 4.**

House Amendment No. 1
to
House Amendment No. 4

AMEND House Amendment No. 4 to House Substitute for House Bill No. 511, Page 2, Section 115.417, Line 28, by inserting the following after all of said line:

"(10) If a court has terminated a guardianship over you or has otherwise adjudged you no longer incapacitated, you have the right to register to vote pursuant to chapter 115, RSMo."

Representative Riback Wilson (25) moved that **House Amendment No. 1 to House Amendment No. 4** be adopted.

Which motion was defeated.

Representative LeVota moved that **House Amendment No. 4** be adopted.

Which motion was defeated by the following vote:

AYES: 070

Abel	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Corcoran	Curls
Darrough	Daus	Davis 122	Dixon	Donnelly
Dougherty	El-Amin	Fraser	George	Graham
Green	Hampton	Harris 110	Harris 23	Henke
Hilgemann	Hoskins	Hubbard	Johnson 61	Johnson 90
Jolly	Jones	Kelly 36	Kratky	Kuessner
LeVota	Liese	Lowe	McKenna	Meiners
Merideth	Muckler	Page	Ransdall	Sager
Salva	Sander	Schoemehl	Seigfreid	Selby
Shoemyer	Skaggs	Spreng	Thompson	Villa
Vogt	Wagner	Walker	Walsh	Walton
Ward	Whorton	Wildberger	Willoughby	Wilson 25
Wilson 42	Witte	Yaeger	Young	Zweifel

NOES: 086

Angst	Avery	Bean	Bearden	Behnen
Bivins	Black	Bough	Brown	Bruns
Byrd	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Davis 19	Deeken	Dempsey
Dethrow	Dusenberg	Emery	Engler	Ervin
Fares	Goodman	Guest	Hobbs	Holand
Hunter	Ice	Jackson	Jetton	Johnson 47
Kelly 144	King	Kingery	Lager	Lembke
Lipke	Luetkemeyer	Marsh	May	Mayer
Miller	Moore	Morris	Munzlinger	Myers
Nieves	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Schaaf
Schlottach	Schneider	Self	Shoemaker	Smith 118
Smith 14	St. Onge	Stefanick	Stevenson	Sutherland

Taylor	Threlkeld	Townley	Viebrock	Wallace
Wasson	Wilson 130	Wood	Wright	Yates
Madam Speaker				

PRESENT: 000

ABSENT WITH LEAVE: 007

Adams	Baker	Campbell	Carnahan	Haywood
Lawson	Wilson 119			

Representative Sager offered House Amendment No. 5.

House Amendment No. 5

AMEND House Substitute for House Bill No. 511, Page 5, Section 115.074, Line 5, by inserting the following after all of said line:

"After January 1, 2007, any voting system or equipment purchased in whole or in part with moneys from this section shall have at least one voting booth in each precinct that is fully accessible to all voters and shall allow all voters, including those with disabilities and those who are blind or visually impaired, to cast a private, independent and verifiable ballot."

Representative Sager moved that **House Amendment No. 5** be adopted.

Which motion was defeated by the following vote:

AYES: 065

Abel	Avery	Barnitz	Bishop	Bringer
Brooks	Burnett	Byrd	Corcoran	Curls
Darrough	Daus	Davis 122	Donnelly	Dougherty
El-Amin	Fraser	George	Graham	Green
Hampton	Harris 110	Harris 23	Henke	Hilgemann
Hoskins	Hubbard	Johnson 61	Johnson 90	Jolly
Jones	Kelly 36	Kratky	Kuessner	LeVota
Liese	Lowe	McKenna	Meiners	Muckler
Page	Ransdall	Sager	Salva	Schoemehl
Seigfreid	Selby	Shoemyer	Skaggs	Spreng
Thompson	Villa	Vogt	Wagner	Walker
Walsh	Ward	Wildberger	Willoughby	Wilson 25
Wilson 42	Witte	Yaeger	Young	Zweifel

NOES: 086

Angst	Bean	Bearden	Behnen	Bivins
Black	Bough	Brown	Bruns	Cooper 120
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Guest
Hobbs	Holand	Hunter	Ice	Jackson
Jetton	Johnson 47	Kelly 144	King	Kingery
Lager	Lembke	Lipke	Luetkemeyer	Marsh
May	Mayer	Miller	Moore	Morris
Munzlinger	Myers	Nieves	Parker	Pearce

Phillips	Portwood	Pratt	Purgason	Quinn
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sander	Schaaf	Schlottach	Schneider
Self	Shoemaker	Smith 118	Smith 14	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Threlkeld
Townley	Viebrock	Wallace	Wasson	Whorton
Wilson 119	Wilson 130	Wood	Wright	Yates
Madam Speaker				

PRESENT: 000

ABSENT WITH LEAVE: 012

Adams	Baker	Bland	Boykins	Campbell
Carnahan	Cooper 155	Crawford	Haywood	Lawson
Merideth	Walton			

Representative Zweifel offered **House Amendment No. 6.**

House Amendment No. 6

AMEND House Substitute for House Bill No. 511, Section 115.430, Page 67, Line 1, by adding the following to the end of said line:

"If such ballot is not counted, then the election authority shall mail the voter a voter registration card within one week of the determination that the ballot shall not count."

Representative Sager offered **House Amendment No. 1 to House Amendment No. 6.**

House Amendment No. 1

to

House Amendment No. 6

AMEND House Amendment No. 6 to House Substitute for House Bill No. 511, Page 1, Section 115.430, Line 2, by deleting the word "card" and inserting in lieu thereof the word "**application**"; and

Add after all lines the following: "**with an explanation of why the ballot does not count.**".

Representative Sager moved that **House Amendment No. 1 to House Amendment No. 6** be adopted.

Which motion was defeated.

Representative Zweifel moved that **House Amendment No. 6** be adopted.

Which motion was defeated.

Representative Wilson (42) offered **House Amendment No. 7.**

House Amendment No. 7

AMEND House Substitute for House Bill No. 511, Section 115.085, Page 9, Line 7, by deleting the opening bracket (()) before "the"; and

Further amend said section, Page 9, Line 8, by deleting the closing bracket (()) after "appointed" and deleting "this"; and

Further amend said section, Page 9, Lines 9-12, by deleting all of said lines; and

Further amend said section, Page 9, Line 13, by deleting "prospective judges are registered to vote"; and

Further amend said substitute, Section 115.105, Page 13, Line 11, by deleting ","; and

Further amend said section, Page 13, Lines 12-13, by deleting all of said lines; and

Further amend said section, Page 13, Line 14, by deleting "is designated as a challenger"; and

Further amend said substitute, Section 115.107, Page 13, Lines 15-25, and Page 14, Lines 1-5, by deleting all of said lines; and

Further amend the title, enacting clause and intersectional references accordingly.

Representative Wilson (42) moved that **House Amendment No. 7** be adopted.

Which motion was defeated.

Representative Jones offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Substitute for House Bill No. 511, Section 115.103, Page 11, Line 10, by inserting "1." after said section number and deleting the opening bracket (()) before "Any"; and

Further amend said section, Page 11, Lines 15-22, by deleting all of said lines and inserting in lieu thereof the following:

"district.

2. Subject to appropriation of federal funds, by not later than August 28, 2004, the secretary of state shall develop by rule a statewide training course for election judges that addresses accommodations for voters with disabilities and non-English speaking voters in accordance with current and future guidelines set by the Voting Rights Act of 1964, procedures for administering and processing provisional ballots, curbside voting procedures, and general sensitivity training. After the implementation of this course, all election judges must complete such course before serving as an election judge at a primary or general election.

3. Any rule or portion of a rule, as that term is defined in section 536.010, RSMo, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, RSMo, and, if applicable, section 536.026, RSMo. This section and chapter 536, RSMo, are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, RSMo, to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2003, shall be invalid and void."; and

Further amend the title, enacting clause, and intersectional references accordingly.

Representative Jones moved that **House Amendment No. 8** be adopted.

Which motion was defeated.

Representative Seigfreid offered **House Amendment No. 9.**

House Amendment No. 9

AMEND House Substitute for House Bill No. 511, Section 116.025, Page 73, Lines 7-23, by deleting all of said lines; and

Further amend the title, enacting clause, and intersectional references accordingly.

Representative Seigfreid moved that **House Amendment No. 9** be adopted.

Which motion was defeated.

Representative Riback Wilson (25) offered **House Amendment No. 10.**

Representative Yates raised a point of order that **House Amendment No. 10** is not germane and goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

Representative Willoughby offered **House Amendment No. 11.**

House Amendment No. 11

AMEND House Substitute for House Bill No. 511, Page 66, Section 115.430, Line 22, by inserting the following after the word "**place**":

"the voter shall be advised that a provisional ballot cast at the incorrect polling place shall not be counted, and".

Representative Willoughby moved that **House Amendment No. 11** be adopted.

Which motion was defeated by the following vote:

AYES: 067

Abel	Barnitz	Bishop	Bland	Bough
Boykins	Bringer	Brooks	Burnett	Corcoran
Curls	Darrough	Daus	Davis 122	Donnelly
Dougherty	El-Amin	Fraser	George	Goodman
Graham	Green	Harris 110	Harris 23	Henke
Hilgemann	Hoskins	Hubbard	Johnson 90	Jolly
Jones	Kelly 36	Kuessner	LeVota	Liese
Lowe	McKenna	Meiners	Merideth	Muckler
Page	Ransdall	Sager	Salva	Schoemehl
Seigfreid	Selby	Shoemyer	Skaggs	Spreng

Thompson	Villa	Vogt	Wagner	Walker
Walsh	Walton	Ward	Whorton	Wildberger
Willoughby	Wilson 25	Wilson 42	Witte	Yaeger
Young	Zweifel			

NOES: 085

Angst	Avery	Bean	Bearden	Behnen
Bivins	Black	Brown	Bruns	Byrd
Cooper 120	Cooper 155	Crawford	Crowell	Cunningham 145
Cunningham 86	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Dusenberg	Emery	Engler	Ervin
Fares	Guest	Hobbs	Hunter	Icet
Jackson	Jetton	Kelly 144	King	Kingery
Lager	Lembke	Lipke	Luetkemeyer	Marsh
May	Mayer	Miller	Moore	Morris
Munzlinger	Myers	Nieves	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sander	Schaaf	Schlottach	Schneider
Self	Shoemaker	Smith 118	Smith 14	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Threlkeld
Townley	Viebrock	Wallace	Wasson	Wilson 119
Wilson 130	Wood	Wright	Yates	Madam Speaker

PRESENT: 000

ABSENT WITH LEAVE: 011

Adams	Baker	Campbell	Carnahan	Hampton
Haywood	Holand	Johnson 47	Johnson 61	Kratky
Lawson				

HB 511, with HS, as amended, pending, was laid over.

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were referred to the Committee indicated:

HCR 21 - Homeland Security and Veterans Affairs

HCR 27 - Homeland Security and Veterans Affairs

REFERRAL OF HOUSE JOINT RESOLUTION

The following House Joint Resolution was referred to the Committee indicated:

HJR 22 - Transportation and Motor Vehicles

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 495 - Health Care Policy
HB 543 - Health Care Policy
HB 588 - Judiciary
HB 667 - Crime Prevention and Public Safety
HB 669 - Crime Prevention and Public Safety
HB 670 - Crime Prevention and Public Safety
HB 671 - Local Government
HB 672 - Conservation and Natural Resources
HB 673 - Children and Families
HB 674 - Corrections and State Institutions
HB 676 - Local Government
HB 677 - Local Government
HB 681 - Budget
HB 682 - Tourism and Cultural Affairs
HB 683 - Tourism and Cultural Affairs
HB 684 - Transportation and Motor Vehicles
HB 685 - Financial Services
HB 686 - Elections
HB 688 - Health Care Policy
HB 689 - Transportation and Motor Vehicles
HB 690 - Health Care Policy
HB 691 - Health Care Policy
HB 692 - Corrections and State Institutions
HB 693 - Job Creation and Economic Development
HB 694 - Financial Services

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SS SB 13 - Judiciary
SB 15 - Administration and Accounts
SB 54 - Transportation and Motor Vehicles
SB 101 - Judiciary
SB 108 - Corrections and State Institutions
SB 121 - Local Government
SCS SB 122 - Local Government
SB 136 - Elections
SB 142 - Local Government
SB 173 - Elections
SCS SB 202 - Local Government

SCS#2 SB 224 - Local Government
SCS SB 238 - Local Government
SCS SB 269 - Tax Policy
SCS SB 281 - Local Government
SCS SB 308 - Health Care Policy
SB 321 - Elections
SB 355 - Transportation and Motor Vehicles
SB 356 - Transportation and Motor Vehicles
SB 426 - Budget
SB 456 - Retirement

COMMITTEE REPORT

Committee on Health Care Policy, Chairman Holand reporting:

Madam Speaker: Your Committee on Health Care Policy, to which was referred **HB 121**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 165**, entitled:

An act to repeal sections 33.750, 33.752, 33.753, 33.756, 67.653, 70.379, 92.418, and 643.310, RSMo, and to enact in lieu thereof eight new sections relating to the Missouri minority business advocacy commission.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 373**, entitled:

An act to repeal sections 415.405, 415.410, 415.415, and 415.420, RSMo, and to enact in lieu thereof four new sections relating to warehouse and self-service storage facilities.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 399**, entitled:

An act to repeal section 217.360, RSMo, and to enact in lieu thereof one new section relating to delivery or concealment of controlled substances in city or county jails, with penalty provisions.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 480**, entitled:

An act to repeal sections 334.530, 334.540, 334.550, 334.560, 334.655, 334.660, 334.665, and 334.670, RSMo, and to enact in lieu thereof ten new sections relating to physical therapists.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 492**, entitled:

An act to repeal section 324.409, RSMo, and to enact in lieu thereof one new section relating to commercial interior designers.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 534**, entitled:

An act to repeal section 198.006, RSMo, and to enact in lieu thereof one new section relating to supervision in nursing homes.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 548**, entitled:

An act to amend chapter 23, RSMo, by adding thereto one new section relating to the joint committee on legislative research.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 571**, entitled:

An act to repeal sections 210.115 and 352.400, RSMo, and to enact in lieu thereof two new sections relating to Christian Science practitioners.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 607**, entitled:

An act to repeal section 288.060, RSMo, and to enact in lieu thereof one new section relating to employment.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 618**, entitled:

An act to amend chapter 630, RSMo, by adding thereto one new section relating to suicide.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 616**, entitled:

An act to repeal section 355.176 as enacted by house substitute for senate bill no. 768, eighty-eighth general assembly, second regular session, and to enact in lieu thereof one new section for the sole purpose of reenacting section 355.176 which was held unconstitutional by the Missouri Supreme Court.

In which the concurrence of the House is respectfully requested.

ADJOURNMENT

On motion of Representative Dusenberg, the House adjourned until 10:00 a.m., Wednesday, April 2, 2003.

CORRECTION TO THE HOUSE JOURNAL

AFFIDAVIT

I, State Representative Larry Taylor, District 68, hereby state and affirm that my vote as recorded on Page 845 of the House Journal for Monday, March 31, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 1st day of April 2003.

/s/ Larry Taylor
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 1st day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

AGRICULTURE

Wednesday, April 2, 2003, 8:00 a.m. Hearing Room 1.

Possible Executive Session.

Public Hearing to be held on: HB 436, SB 36, SB 84

BUDGET

Wednesday, April 2, 2003. Hearing Room 1 upon afternoon adjournment.

Executive Session may follow.

Public Hearing to be held on: HB 52, HB 134, HB 517, HJR 3

CONSERVATION AND NATURAL RESOURCES

Wednesday, April 2, 2003, 12:00 p.m. Hearing Room 5.

Executive Session may follow.

Public Hearing to be held on: HB 447, HB 620, HJR 20

EDUCATION

Wednesday, April 2, 2003, 5:00 p.m. or upon evening adjournment. Hearing Room 3.

Possible Executive Session.

Public Hearing to be held on: HB 45, HB 655, HB 665, SB 215, SB 371

HEALTH CARE POLICY

Wednesday, April 2, 2003, 5:00 p.m. Hearing Room 6.

Public Hearing to be held on: HB 644, SB 317

Executive Session to be held on: HB 350, HB 455, HB 484, HB 507, HB 530, HB 536, SB 266

HOMELAND SECURITY AND VETERANS AFFAIRS

Wednesday, April 2, 2003. Hearing Room 5 upon evening adjournment. AMENDED NOTICE

Executive Session may follow.

Public Hearing to be held on: HCR 27, HCR 29

JOB CREATION AND ECONOMIC DEVELOPMENT

Wednesday, April 2, 2003, 12:00 p.m. Hearing Room 6.

Public Hearing to be held on: HB 569, SB 310

JOINT COMMITTEE ON ECONOMIC DEVELOPMENT, POLICY & PLANNING

Thursday, April 3, 2003, 8:30 a.m. Hearing Room 2.

Organizational meeting.

Presentation by Department of Economic Development.

JOINT COMMITTEE ON GAMING AND WAGERING

Wednesday, April 9, 2003, 9:00 a.m. Hearing Room 7.

Organizational meeting/ Election of Chairman and Vice Chairman.

JOINT COMMITTEE ON LEGISLATIVE RESEARCH

Wednesday, April 2, 2003, 12:30 p.m. Hearing Room 3.

Testimony from witnesses regarding agency directives.

JUDICIARY

Wednesday, April 2, 2003, 8:00 a.m. Hearing Room 6. AMENDED NOTICE

Public Hearing to be held on: HB 98, HB 213, HB 373, HB 382, HB 504,
HB 593, SB 203

Executive Session to be held on: HB 44, HB 98, HB 105, HB 213, HB 373,
HB 500, HB 504, HB 593, SB 203

JUDICIARY

Wednesday, April 2, 2003, 12:00 p.m. Hearing Room 1.

Committee will take up any bills that were not completed at the 8:00 a.m. hearing.

LOCAL GOVERNMENT

Thursday, April 3, 2003, 8:30 a.m. Hearing Room 6.

Executive Session may follow.

Public Hearing to be held on: SB 14, SB 68, SB 130, SB 218, SB 282, SB 383

LOCAL GOVERNMENT

Monday, April 7, 2003, 7:00 p.m. Hearing Room 6.

Executive Session on bills listed and potentially other bills that have been previously heard.

Public Hearing to be held on: SB 7, SB 186, SB 228, SB 250, SB 288,
SB 370, SB 379

Executive Session to be held on: SB 14, SB 68, SB 130, SB 218,
SB 282, SB 383

SMALL BUSINESS

Wednesday, April 2, 2003, 12:00 p.m or upon morning recess. Hearing Room 4.

Executive Session may follow.

Public Hearing to be held on: HB 480

TRANSPORTATION AND MOTOR VEHICLES

Wednesday, April 2, 2003, 12:00 p.m. Hearing Room 7. AMENDED NOTICE

Possible Executive Session.

Public Hearing to be held on: HB 466, HB 614, SB 289, SB 314

WORKFORCE DEVELOPMENT AND WORKPLACE SAFETY

Wednesday, April 2, 2003, 12:00 p.m. Hearing Room 2.

Public Hearing to be held on: HB 250, HB 475, HCR 7

HOUSE CALENDAR

FORTY-FIFTH DAY, WEDNESDAY, APRIL 2, 2003

HOUSE BILLS FOR SECOND READING

HB 711 through HB 714

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 132, 173, 117 & 48 - Wright
- 2 HCS HB 346 & 174 - Dempsey
- 3 HB 511, HS, as amended, pending - Deeken
- 4 HB 267 - Smith (118)
- 5 HCS HB 215, 218, 115 & 83 - Myers
- 6 HCS HB 190 & 214 - Fares
- 7 HCS HB 51 - Mayer
- 8 HCS HB 387 - Pearce
- 9 HCS HB 109 & 34 - Fares
- 10 HCS HB 404, 324, 403, 344, 426 & 541 - Rector
- 11 HB 263 - Cooper (120)
- 12 HB 470 - Mayer
- 13 HB 668, HCAs 1, 2, 3, 4, 5, 6, 7 & 8 - Crawford
- 14 HB 182 - May
- 15 HB 444 - Jackson
- 16 HCS HB 121 - Portwood

HOUSE BILLS FOR THIRD READING

- 1 HS HCS HB 517, 94, 149, 150 & 342, E.C. (Budget 3-10-03) - Portwood
- 2 HCS HB 380 - Byrd

SENATE BILLS FOR SECOND READING

- 1 SCS SB 73
- 2 SB 93
- 3 SB 165
- 4 SB 204
- 5 SCS SB 295
- 6 SCS SB 358
- 7 SCS SB 373
- 8 SB 399
- 9 SB 407
- 10 SB 425
- 11 SB 431

12 SB 480
13 SB 492
14 SB 506
15 SB 519
16 SB 529
17 SB 534
18 SCS SB 547
19 SB 548
20 SB 571
21 SB 607
22 SB 616
23 SB 618

SENATE BILL FOR THIRD READING

SCS SB 299 & 40 - Bearden

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

FORTY-FIFTH DAY, WEDNESDAY, APRIL 2, 2003

Representative Hunter in the Chair.

Prayer by Reverend James Earl Jackson.

Heavenly Father, our Helper and Sustainer, it is written, "the fear of the Lord is the instruction of wisdom and before honor is humility". Even so may we receive instruction of wisdom as we conduct ourselves humbly before You.

May our decisions be based on Your wisdom. May we function as one great assembly accomplishing what is necessary for this great state. Give us wisdom beyond ourselves.

Heavenly Father, grant us insight to overcome unrealistic expectations resulting in frustration, guilt or anger. May we not give in to the pressures to perform, but yield to Your truth and Your way.

We would be remiss if we did not join in the celebration of the rescue of Jessica Lynch and the release of the four journalists. Thank You for answered prayers.

Now, may the grace of our Lord, and the love of God be with us all.

In the name of Your Son we pray. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Adrienne Meyer, Tony Filla, Maddi Avery, Kurt Steinke, Maddie Stevenson, Caleb Messer and Drew Ireland.

The Journal of the forty-fourth day was approved as corrected.

Speaker Hanaway assumed the Chair.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 1267

and

House Resolution No. 1268 - Representative Lager

House Resolution No. 1269 - Representative Deeken

House Resolution No. 1270

through

House Resolution No. 1272 - Representative Hunter

House Resolution No. 1273 - Representatives Munzlinger and Quinn

House Resolution No. 1274
through
House Resolution No. 1287 - Representative Bruns
House Resolution No. 1288 - Representative George
House Resolution No. 1289 - Representative Black
House Resolution No. 1290
and
House Resolution No. 1291 - Representative Villa
House Resolution No. 1292 - Representative Vogt
House Resolution No. 1293 - Representative Munzlinger
House Resolution No. 1294 - Representative Wilson (119)
House Resolution No. 1295 - Representative Schaaf
House Resolution No. 1296 - Representative Guest
House Resolution No. 1297 - Representative Viebrock
House Resolution No. 1298 - Representatives Viebrock and Holand
House Resolution No. 1299 - Representative Barnitz
House Resolution No. 1300
and
House Resolution No. 1301 - Representative Johnson (61)

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 715, introduced by Representatives Bruns and Deeken, relating to the family development account program.

HB 716, introduced by Representative Behnen, relating to the poet laureate of the state.

HB 717, introduced by Representative Behnen, relating to Missouri Physicians Mutual Insurance Company Act.

HB 718, introduced by Representatives Schaaf, Lipke, Kingery, May, Guest, St. Onge, Shoemaker (8), Bruns, Hobbs, Deeken, Goodman, Stevenson, Wood, Dixon and Cooper (155), et al, relating to the Missouri catalog of assistance programs.

SECOND READING OF HOUSE BILLS

HB 711 through **HB 714** were read the second time.

SECOND READING OF SENATE BILLS

SCS SB 73, SB 93, SB 165, SB 204, SCS SB 295, SCS SB 358, SCS SB 373, SB 399, SB 407, SB 425, SB 431, SB 480, SB 492, SB 506, SB 519, SB 529, SB 534, SCS SB 547, SB 548, SB 571, SB 607, SB 616 and SB 618 were read the second time.

PERFECTION OF HOUSE BILL

HB 511, with HS, as amended, pending, relating to elections, was taken up by Representative Deeken.

Representative Johnson (90) offered **House Amendment No. 12**.

House Amendment No. 12

AMEND House Substitute for House Bill No. 511, Page 73, Section 116.025, Line 22, by inserting after the word "approve" the words "**or disapprove**"; and

Further amend title, enacting clause and intersectional references accordingly.

Representative Purgason assumed the Chair.

On motion of Representative Johnson (90), **House Amendment No. 12** was adopted.

Representative Donnelly offered **House Amendment No. 13**.

House Amendment No. 13

AMEND House Substitute for House Bill No. 511, Page 70, Section 115.430, Lines 9-11, by deleting said lines and inserting in lieu thereof the following:

"closing the polls in section 115.407, may vote and such ballot shall be separated and held apart from other ballots cast by".

Representative Donnelly moved that **House Amendment No. 13** be adopted.

Which motion was defeated by the following vote:

AYES: 068

Abel	Barnitz	Bishop	Boykins	Bringer
Brooks	Burnett	Campbell	Corcoran	Curls
Darrough	Daus	Davis 122	Donnelly	Dougherty
El-Amin	Fraser	George	Graham	Green
Hampton	Harris 110	Harris 23	Henke	Hilgemann
Hoskins	Hubbard	Johnson 61	Johnson 90	Jolly
Jones	Kelly 36	Kratky	Kuessner	LeVota
Liese	Lowe	McKenna	Meiners	Merideth
Muckler	Page	Ransdall	Sager	Salva
Schoemehl	Seigfreid	Selby	Shoemyer	Skaggs
Spreng	Thompson	Villa	Vogt	Wagner
Walker	Walsh	Walton	Ward	Whorton
Wildberger	Willoughby	Wilson 25	Wilson 42	Witte
Yaeger	Young	Zweifel		

NOES: 088

Angst	Avery	Bean	Bearden	Behnen
Bivins	Black	Bough	Brown	Bruns
Byrd	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dusenberg	Emery	Engler
Ervin	Fares	Goodman	Guest	Hobbs
Holand	Hunter	Ice	Jackson	Jetton
Johnson 47	Kelly 144	King	Kingery	Lager
Lembke	Lipke	Luetkemeyer	Marsh	May
Mayer	Miller	Moore	Munzlinger	Myers
Nieves	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sander
Schaaf	Schlottach	Schneider	Self	Shoemaker
Smith 118	Smith 14	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Threlkeld	Townley	Viebrock
Wallace	Wasson	Wilson 119	Wilson 130	Wood
Wright	Yates	Madam Speaker		

PRESENT: 000

ABSENT WITH LEAVE: 007

Adams	Baker	Bland	Carnahan	Haywood
Lawson	Morris			

Representative Johnson (90) offered **House Amendment No. 14**.

House Amendment No. 14

AMEND House Substitute for House Bill No. 511, Section 115.027, Page 3, Lines 18-25, and Page 4, Lines 1-18, by deleting all of said lines; and

Further amend the title, enacting clause and intersectional references accordingly.

Representative Hunter resumed the Chair.

Representative Johnson (90) moved that **House Amendment No. 14** be adopted.

Which motion was defeated by the following vote:

AYES: 067

Abel	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Campbell	Corcoran
Curls	Darrough	Daus	Davis 122	Donnelly
Dougherty	El-Amin	Fraser	George	Graham
Green	Hampton	Harris 110	Harris 23	Henke
Hilgemann	Hoskins	Hubbard	Johnson 61	Johnson 90
Jolly	Jones	Kelly 36	Kratky	Kuessner
Liese	Lowe	McKenna	Meiners	Merideth
Muckler	Page	Ransdall	Sager	Salva
Schoemehl	Seigfreid	Selby	Shoemyer	Skaggs

Spreng	Thompson	Villa	Vogt	Wagner
Walker	Walsh	Walton	Ward	Whorton
Wildberger	Willoughby	Wilson 25	Wilson 42	Witte
Yaeger	Zweifel			

NOES: 090

Angst	Avery	Bean	Bearden	Behnen
Bivins	Black	Bough	Brown	Bruns
Byrd	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dusenberg	Emery	Engler
Ervin	Fares	Goodman	Guest	Hobbs
Holand	Hunter	Icet	Jackson	Jetton
Johnson 47	Kelly 144	King	Kingery	Lager
Lembke	LeVota	Lipke	Luetkemeyer	Marsh
May	Mayer	Miller	Moore	Munzlinger
Myers	Nieves	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sander	Schaaf	Schlottach	Schneider	Self
Shoemaker	Smith 118	Smith 14	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Threlkeld	Townley
Viebrock	Wallace	Wasson	Wilson 119	Wilson 130
Wood	Wright	Yates	Young	Madam Speaker

PRESENT: 000

ABSENT WITH LEAVE: 006

Adams	Baker	Carnahan	Haywood	Lawson
Morris				

On motion of Representative Deeken, **HS HB 511, as amended**, was adopted.

On motion of Representative Deeken, **HS HB 511, as amended**, was ordered perfected and printed.

HB 267, relating to county government, was taken up by Representative Smith (118).

Representative Smith (118) offered **HS HB 267**.

Representative Smith (118) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Substitute for House Bill No. 267, Page 3, Section 49.650, Line 6, by adding after the period, the following:

"If any such ordinance, order or resolution conflicts with a municipal ordinance, the municipal ordinance provisions shall prevail within the corporate boundaries of the municipality."

On motion of Representative Smith (118), **House Amendment No. 1** was adopted.

Representative Rector offered **House Amendment No. 2.***House Amendment No. 2*

AMEND House Substitute for House Bill No. 267, by inserting in the appropriate location the following:

"137.082. 1. Notwithstanding the provisions of sections 137.075 and 137.080, to the contrary, a building or other structure classified as residential property pursuant to section 137.016, newly constructed and occupied on any parcel of real property shall be assessed and taxed on such assessed valuation as of the first day of the month following the date of occupancy for the proportionate part of the remaining year at the tax rates established for that year, in all taxing jurisdictions located in the county adopting this section as provided in subsection 8 of this section. Newly constructed residential property which has never been occupied shall not be assessed as improved real property until such occupancy or the first day of January of the second year following the year in which construction of the improvements was completed.

2. The assessor may consider a property residentially occupied upon personal verification or when any two of the following conditions have been met:

- (1) An occupancy permit has been issued for the property;
- (2) A deed transferring ownership from one party to another has been filed with the recorder of deeds' office subsequent to the date of the first permanent utility service;
- (3) A utility company providing service in the county has verified a transfer of service for property from one party to another;
- (4) The person or persons occupying the newly constructed property has registered a change of address with any local, state or federal governmental office or agency.

3. In implementing the provisions of this section, the assessor may use occupancy permits, building permits, warranty deeds, utility connection documents, including telephone connections, or other official documents as may be necessary to discover the existence of newly constructed properties. No utility company shall refuse to provide verification monthly to the assessor of a utility connection to a newly occupied single family building or structure.

4. In the event that the assessment under subsections 1 and 2 of this section is not completed until after the deadline for filing appeals in a given tax year, the owner of the newly constructed property who is aggrieved by the assessment of the property may appeal this assessment the following year to the county board of equalization in accordance with chapter 138, RSMo, and may pay any taxes under protest in accordance with section 139.031, RSMo. The collector shall impound such protested taxes and shall not disburse such taxes until resolution of the appeal.

5. The increase in assessed valuation resulting from the implementation of the provisions of this section shall be considered new construction and improvements under the provisions of this chapter.

6. In counties which adopt the provisions of subsections 1 to 7 of this section, an amount not to exceed ten percent of all ad valorem property tax collections on newly constructed and occupied residential property allocable to each taxing authority within counties of the first classification having a population of nine hundred thousand or more, one-tenth of one percent of all ad valorem property tax collections allocable to each taxing authority within all other counties of the first classification **other than any county of the first classification with more than eighty-two thousand but less than eighty-two thousand one hundred inhabitants** and one-fifth of one percent of all ad valorem property tax collections allocable to each taxing authority within counties of the second, third and fourth classifications **and any county of the first classification with more than eighty-two thousand but less than eighty-two thousand one hundred inhabitants**, in addition to the amount prescribed by section 137.720 shall be deposited into the assessment fund of the county for collection costs.

7. For purposes of figuring the tax due on such newly constructed residential property, the assessor or the board of equalization shall place the full amount of the assessed valuation on the tax book upon the first day of the month following occupancy. Such assessed valuation shall be taxed for each month of the year following such date at its new assessed valuation, and for each month of the year preceding such date at its previous valuation. The percentage derived from dividing the number of months at which the property is taxed at its new valuation by twelve shall be applied to the total assessed valuation of the new construction and improvements, and such product shall be included in the next year's base for the purposes of figuring the next year's tax levy rollback. The untaxed percentage shall be considered as new construction and improvements in the following year and shall be exempt from the rollback provisions.

8. Subsections 1 to 7 of this section shall be effective in those counties including any city not within a county in which the governing body of such county elects to adopt a proposal to implement the provisions of subsections 1 to 7

of this section. Such subsections shall become effective in such county on the first day of January of the year following such election.

9. In any county which adopts the provisions of subsections 1 to 7 of this section prior to the first day of June in any year pursuant to subsection 8 of this section, the assessor of such county shall, upon application of the property owner, remove on a pro rata basis from the tax book for the current year any residential real property improvements destroyed by a natural disaster if such property is unoccupied and uninhabitable due to such destruction. On or after the first day of June, the board of equalization shall perform such duties. Any person claiming such destroyed property shall provide a list of such destroyed property to the county assessor. The assessor shall have available a supply of appropriate forms on which the claim shall be made. The assessor may verify all such destroyed property listed to ensure that the person made a correct statement. Any person who completes such a list and, with intent to defraud, includes property on the list that was not destroyed by a natural disaster shall, in addition to any other penalties provided by law, be assessed double the value of any property fraudulently listed. The list shall be filed by the assessor, after he has provided a copy of the list to the county collector and the board of equalization, in the office of the county clerk who, after entering the filing thereof, shall preserve and safely keep them. If the assessor, subsequent to such destruction, considers such property occupied as provided in subsection 2 of this section, the assessor shall consider such property new construction and improvements and shall assess such property accordingly as provided in subsection 1 of this section. For the purposes of this section, the term "natural disaster" means any disaster due to natural causes such as tornado, fire, flood, or earthquake.

10. Any political subdivision may recover the loss of revenue caused by subsection 9 of this section by adjusting the rate of taxation, to the extent previously authorized by the voters of such political subdivision, for the tax year immediately following the year of such destruction in an amount not to exceed the loss of revenue caused by this section."; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Rector, **House Amendment No. 2** was adopted.

Representative Seigfreid offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Substitute for House Bill No. 267, Page 5, Section 49.650, Line 6 of said page, by inserting after all of said line the following:

"67.1775. 1. The governing body of a city not within a county, or any county of [the first classification with a charter form of government with a population not less than nine hundred thousand inhabitants, or any county of the first classification with a charter form of government with a population not less than two hundred thousand inhabitants and not more than six hundred thousand inhabitants, or any noncharter county of the first classification with a population not less than one hundred seventy thousand and not more than two hundred thousand inhabitants, or any noncharter county of the first classification with a population not less than eighty thousand and not more than eighty-three thousand inhabitants, or any third classification county with a population not less than twenty-eight thousand and not more than thirty thousand inhabitants, or any county of the third classification with a population not less than nineteen thousand five hundred and not more than twenty thousand inhabitants] **this state** may, after voter approval pursuant to this section, levy a sales tax not to exceed one-quarter of a cent in the county for the purpose of providing services described in section 210.861, RSMo, including counseling, family support, and temporary residential services to persons nineteen years of age or less. The question shall be submitted to the qualified voters of the county at a county or state general, primary or special election upon the motion of the governing body of the county or upon the petition of eight percent of the qualified voters of the county determined on the basis of the number of votes cast for governor in such county at the last gubernatorial election held prior to the filing of the petition. The election officials of the county shall give legal notice as provided in chapter 115, RSMo. The question shall be submitted in substantially the following form:

Shall County be authorized to levy a sales tax of (not to exceed one-quarter of a cent) in the county for the purpose of establishing a community children's services fund for the purpose of providing services to protect the well-being and safety of children and youth nineteen years of age or less and to strengthen families?

☐ Yes

☐ No

If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of the question, then the tax shall be levied and collected as otherwise provided by law. If a majority of the votes cast on the question by the qualified voters voting thereon are opposed to the question, then the tax shall not be levied unless and until the question is again submitted to the qualified voters of the county and a majority of such voters are in favor of such a tax, and not otherwise.

2. All revenues generated by the tax prescribed in this section shall be deposited in the county treasury to the credit of a special "Community Children's Services Fund". Such fund shall be administered by a board of directors, established pursuant to section 210.861, RSMo."; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Seigfreid, **House Amendment No. 3** was adopted.

Representative Daus offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Substitute for House Bill No. 267, Page 5, Section 49.650, Line 6, by adding after said line one new subsection to be known as subsection "4" and to read as follows:

"4. The power authorized by this section shall not permit the adoption of ordinances, resolutions or regulations which affect entities licensed or regulated by the state or federal government."

Representative Daus moved that **House Amendment No. 4** be adopted.

Which motion was defeated.

On motion of Representative Smith (118), **HS HB 267, as amended**, was adopted.

On motion of Representative Smith (118), **HS HB 267, as amended**, was ordered perfected and printed.

HB 182, relating to the official state grass, was taken up by Representative May.

Representative Purgason offered **House Amendment No. 1**.

House Amendment No. 1 was withdrawn.

Representative Sager offered **House Amendment No. 2**.

House Amendment No. 2 was withdrawn.

Representative Fraser offered **House Amendment No. 3**.

House Amendment No. 3 was withdrawn.

On motion of Representative May, **HB 182** was ordered perfected and printed.

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 16**, entitled:

An act to repeal section 137.721, RSMo, relating to the percentage of ad valorem property tax collections to be deposited in county assessment funds, and to enact in lieu thereof one new section relating to the same subject.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 120**, entitled:

An act to repeal section 137.082, RSMo, relating to assessment of newly constructed property, and to enact in lieu thereof one new section relating to the same subject.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 180**, entitled:

An act to repeal section 105.269, RSMo, and to enact in lieu thereof one new section relating to retired teachers and administrators in urban school districts.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 351**, entitled:

An act to repeal section 194.220, RSMo, and to enact in lieu thereof one new section relating to health care.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 504**, entitled:

An act to repeal section 135.207, RSMo, and to enact in lieu thereof open one new section relating to satellite enterprise zones.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 513**, entitled:

An act to repeal section 84.140, RSMo, and to enact in lieu thereof one new section relating to paid vacation of St. Louis City police members.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 562**, entitled:

An act to authorize the conveyance of property owned by the state at the Missouri Eastern Correctional facility in the County of St. Louis to the City of Pacific.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 577**, entitled:

An act to authorize the governor to convey state property to the city of St. Joseph, Missouri.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 578**, entitled:

An act to authorize the governor to convey a tract of land owned by the state in the county of Platte.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 590**, entitled:

An act to repeal section 67.990, RSMo, and to enact in lieu thereof one new section relating to tax levy for services to the elderly.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 592**, entitled:

An act to repeal section 488.429, RSMo, and to enact in lieu thereof one new section relating to law library funds.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 621**, entitled:

An act to amend chapter 82, RSMo, by adding thereto one new section relating to removal of nuisances, with a termination date.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SBs 632 & 644**, entitled:

An act to repeal section 162.700, RSMo, and to enact in lieu thereof one new section relating to the placement of certain special education pupils.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 635**, entitled:

An act to repeal sections 33.752, 207.060, 302.137, 650.005, and 660.010, RSMo, and to enact in lieu thereof five new sections relating to the reorganization of executive branch departments.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 642**, entitled:

An act to repeal section 171.033, RSMo, and to enact in lieu thereof one new section relating to inclement weather exceptions for mandatory days of school attendance, with an emergency clause.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 666**, entitled:

An act to amend chapter 162, RSMo, by adding thereto one new section relating to intra-school district transfer policies.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 676**, entitled:

An act to repeal section 171.033, RSMo, and to enact in lieu thereof one new section relating to exceptions to mandatory hours of school attendance, with an emergency clause.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 686**, entitled:

An act to repeal section 165.011, RSMo, and to enact in lieu thereof one new section relating to transfers from the capital projects fund to the incidental fund, with an emergency clause.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

On motion of Representative Engler, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Pro Tem Jetton.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 1302	-	Representative Smith
House Resolution No. 1303	-	Representative Munzlinger
House Resolution No. 1304		
and		
House Resolution No. 1305	-	Representative LeVota
House Resolution No. 1306		
and		
House Resolution No. 1307	-	Representative Donnelly
House Resolution No. 1308	-	Representative Donnelly, et al
House Resolution No. 1309	-	Representative Fares
House Resolution No. 1310	-	Representatives Fares and Byrd
House Resolution No. 1311	-	Representatives Fares and Donnelly
House Resolution No. 1312	-	Representative Angst
House Resolution No. 1313		
and		
House Resolution No. 1314	-	Representative Behnen
House Resolution No. 1315	-	Representative Luetkemeyer
House Resolution No. 1316		
through		
House Resolution No. 1329	-	Representatives Bivins and Schoemehl
House Resolution No. 1330		
through		
House Resolution No. 1343	-	Representatives Yaeger and Lembke
House Resolution No. 1344		
through		
House Resolution No. 1357	-	Representatives Bivins and Lembke
House Resolution No. 1358	-	Representative Guest

House Resolution No. 1359
 through
 House Resolution No. 1366 - Representative Hobbs
 House Resolution No. 1367 - Representative Harris (23)
 House Resolution No. 1368 - Representative Hanaway

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 719, introduced by Representative May, et al, relating to certain student financial assistance programs.

HB 720, introduced by Representative Merideth, relating to human resources.

HB 721, introduced by Representative Icet, relating to students admissible to the University of Missouri.

PERFECTION OF HOUSE BILLS

HCS HBs 346 & 174, relating to the public school retirement systems, was taken up by Representative Dempsey.

On motion of Representative Dempsey, **HCS HBs 346 & 174** was adopted.

Representative Johnson (90) suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 133

Angst	Avery	Barnitz	Bearden	Behnen
Bishop	Black	Bland	Bough	Boykins
Bringer	Brooks	Brown	Bruns	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Engler	Ervin	Fares	George	Green
Guest	Hampton	Harris 110	Henke	Hobbs
Holand	Hoskins	Hubbard	Hunter	Ice
Jackson	Jetton	Johnson 61	Jolly	Jones
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lembke	LeVota	Liese	Lipke
Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Merideth	Miller	Muckler	Munzlinger
Myers	Nieves	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Rector
Reinhart	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schoemehl

Seigfreid	Selby	Self	Shoemaker	Shoemyer
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Walker
Wallace	Walsh	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 001

Daus

PRESENT: 000

ABSENT WITH LEAVE: 029

Abel	Adams	Baker	Bean	Bivins
Burnett	Byrd	Dixon	Fraser	Goodman
Graham	Harris 23	Haywood	Hilgemann	Johnson 47
Johnson 90	Kelly 144	Lawson	Meiners	Moore
Morris	Page	Ransdall	Richard	Schneider
Skaggs	Smith 118	Walton	Wright	

On motion of Representative Dempsey, **HCS HBs 346 & 174** was ordered perfected and printed.

HB 668, with House Committee Amendment Nos. 1, 2, 3, 4, 5, 6, 7 & 8, relating to transportation accountability, was taken up by Representative Crawford.

Representative Crawford offered **HS HB 668**.

Representative Crawford offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Substitute for House Bill No. 668, Page 3, Section 21.795, Lines 5 to 9, by deleting all of said lines and inserting in lieu thereof the following:

"(a) State revenues by sources, amounts of federal revenues by"; and

Further amend said bill, Page 7, Section 21.795, Lines 1 to 5, by deleting all of said lines and inserting in lieu thereof the following: "**transportation revenues and expenditures**"; and

Further amend said bill, Page 7, Section 21.795, Line 24, by deleting all of said line; and

Further amend said bill, Page 8, Section 21.795, Lines 1 to 25, by deleting all of said lines; and

Further amend said bill, Page 9, Section 21.795, Lines 1 to 8, by deleting all of said lines and inserting in lieu thereof the following:

"7. The committee shall submit records of its meetings to"; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Crawford, **House Amendment No. 1** was adopted.

Representative Goodman offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Substitute for House Bill No. 668, Pages 1-2, Section 21.795, Lines 20-21 on Page 1 and Line 1 on Page 2 by deleting in Line 20, Page 1, the word "seven" and inserting in lieu thereof the word "**fourteen**"; and

Further amend by inserting in Line 21, Page 1, the word "**seven**" between the words "the" and "senate,"; and

Further amend by inserting in Line 1, Page 2, the word "**seven**" between the words "the" and "house.".

On motion of Representative Goodman, **House Amendment No. 2** was adopted.

Representative St. Onge offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Substitute for House Bill No. 668, Page 12, Section 226.030, Line 9, by inserting immediately after said line the following:

"**226.096 1.** This section shall govern any controversy or claim to which the Missouri department of transportation is a party, that arises out of or relates to a contract awarded pursuant to subdivision (9) of subsection 1 of section 226.130 and the claim exceeds twenty-five thousand dollars. Provided a claim has been filed pursuant to the procedures set forth in the Missouri Standard Specifications for Highway Construction, or its successor, upon issuance of a final decision as provided in such standards or upon expiration of ninety days from the date the claim was filed, the controversy or claim shall upon written demand by any party to the contract, be settled by arbitration administered by the American Arbitration Association under its Construction Industry Arbitration Rules, except as provided herein. The highway and transportation commission shall promulgate rules pursuant to chapter 536, RSMo, to become effective on or before July 1, 2004, establishing a method for appointment of arbitrators and allowing for the mediation of claims upon agreement of both parties. Judgment upon awards rendered under arbitration shall be entered in the circuit court of Cole County, Missouri.

2. Any rule or portion of a rule, as that term is defined in section 536.010, RSMo, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, RSMo, and, if applicable, section 536.028, RSMo. This section and chapter 536, RSMo, are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, RSMo, to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2003, shall be invalid and void.".

On motion of Representative St. Onge, **House Amendment No. 3** was adopted.

Representative Black offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Substitute for House Bill No. 668, Page 12, Section 226.030, Line 9, by inserting after all of said line the following:

"**226.033. 1.** Except as provided in subsection 3 of this section, a commission member, during his or her tenure, shall not directly or indirectly make any contribution to or hold any office in a political party or

organization, or take part in any political campaign.

2. If a commission member engages in any of the activities set forth in subsection 1 of this section, such activity shall be considered misconduct pursuant to section 226.030. If the governor finds that the commissioner's involvement in such activities affects the commissioner's ability to carry out his or her official duties in a nonpartisan manner, the governor may remove the offending commissioner from the commission.

3. A commission member shall be permitted to contribute to political campaigns if the campaign is for elective office sought by a commission member's spouse or family member related within the second degree of consanguinity. In addition, a commission member may participate in a fund-raiser for that member's employer so long as such fund-raiser is not for political purposes."; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Dempsey offered **House Amendment No. 1 to House Amendment No. 4.**

*House Amendment No. 1
to
House Amendment No. 4*

AMEND House Amendment No. 4 to House Substitute for House Bill No. 668, Page 1, Section 226.033, Line 16, by inserting after the words "to contribute to", the words "**or take part in**".

On motion of Representative Dempsey, **House Amendment No. 1 to House Amendment No. 4** was adopted.

On motion of Representative Black, **House Amendment No. 4, as amended**, was adopted by the following vote:

AYES: 096

Angst	Avery	Barnitz	Bean	Bearden
Bivins	Black	Bough	Bringer	Brooks
Brown	Bruns	Campbell	Cooper 120	Cooper 155
Crawford	Crowell	Cunningham 145	Cunningham 86	Davis 122
Davis 19	Deeken	Dempsey	Dethrow	Dixon
Dusenberg	Emery	Engler	Ervin	Fares
Goodman	Guest	Hampton	Hobbs	Holand
Hunter	Icet	Jackson	Jetton	Jolly
Kelly 144	King	Kingery	Lager	Lipke
Lowe	Luetkemeyer	Marsh	May	Mayer
Meiners	Merideth	Miller	Moore	Munzlinger
Myers	Nieves	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sander	Schaaf	Schlottach	Schneider	Seigfreid
Self	Shoemaker	Smith 118	Smith 14	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Townley
Viebrock	Wallace	Wasson	Willoughby	Wilson 119
Wilson 130	Witte	Wood	Wright	Yates
Madam Speaker				

NOES: 059

Behnen	Bishop	Bland	Boykins	Burnett
Byrd	Carnahan	Corcoran	Curls	Darrough

Daus	Donnelly	Dougherty	El-Amin	Fraser
George	Graham	Green	Harris 110	Harris 23
Henke	Hilgemann	Hoskins	Hubbard	Johnson 47
Johnson 61	Johnson 90	Jones	Kelly 36	Kratky
Kuessner	Lembke	LeVota	Liese	Muckler
Page	Ransdall	Sager	Salva	Schoemehl
Selby	Shoemyer	Skaggs	Spreng	Thompson
Villa	Vogt	Wagner	Walker	Walsh
Walton	Ward	Whorton	Wildberger	Wilson 25
Wilson 42	Yaeger	Young	Zweifel	

PRESENT: 002

McKenna Threlkeld

ABSENT WITH LEAVE: 006

Abel	Adams	Baker	Haywood	Lawson
Morris				

Representative Dempsey offered **House Amendment No. 5**.

Representative Seigfreid raised a point of order that **House Amendment No. 5** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

Representative Hunter resumed the Chair.

Representative Henke offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Substitute for House Bill No. 668, Page 26, Section 226.199, Line 2, by inserting after said line the following:

"Section 1. The Missouri department of transportation shall not employ or have a position of inspector general or any person who acts in the capacity as the inspector general with the function provided in section 226.194."

On motion of Representative Henke, **House Amendment No. 6** was adopted by the following vote:

AYES: 154

Angst	Avery	Barnitz	Bearden	Behnen
Bishop	Bivins	Black	Bland	Bough
Boykins	Bringer	Brown	Bruns	Burnett
Byrd	Campbell	Carnahan	Cooper 120	Cooper 155
Corcoran	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Darrough	Daus	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Engler

Ervin	Fares	Fraser	George	Goodman
Graham	Green	Guest	Hampton	Harris 110
Harris 23	Henke	Hilgemann	Hobbs	Hoskins
Hubbard	Hunter	Ice	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lembke	LeVota	Liese
Lipke	Lowe	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Merideth	Miller
Moore	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Selby	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Wagner	Walker	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Young	Zweifel	Madam Speaker	

NOES: 000

PRESENT: 001

Brooks

ABSENT WITH LEAVE: 008

Abel	Adams	Baker	Bean	Haywood
Holand	Lawson	Morris		

Representative Seigfreid offered **House Amendment No. 7.**

House Amendment No. 7

AMEND House Substitute for House Bill No. 668, Page 11, Section 226.030, Line 3, by deleting the word "fifteen" and inserting in lieu thereof the word "**thirty**"; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Seigfreid, **House Amendment No. 7** was adopted.

Representative Johnson (90) offered **House Amendment No. 8.**

House Amendment No. 8

AMEND House Substitute for House Bill No. 668, Page 2, Section 21.795, Line 1, by inserting after the word "senate" the following: "**and minority leader of the senate**"; and

Further amend said substitute, page and section, Line 2, by inserting after the word "representatives" the following: "**and minority floor leader of the house of representatives**".

On motion of Representative Johnson (90), **House Amendment No. 8** was adopted.

Representative Willoughby offered **House Amendment No. 9**.

House Amendment No. 9

AMEND House Substitute for House Bill No. 668, Page 25, Section 226.199, Line 13, by deleting the word "person" and inserting in its place the following: "**employee**"; and

Further amend said section, Line 16, by deleting the words "desired or" and inserting in its place the following: "**reasonably**".

On motion of Representative Willoughby, **House Amendment No. 9** was adopted.

On motion of Representative Crawford, **HS HB 668, as amended**, was adopted.

On motion of Representative Crawford, **HS HB 668, as amended**, was ordered perfected and printed by the following vote:

AYES: 151

Angst	Avery	Barnitz	Bean	Bearden
Behnen	Bishop	Bivins	Black	Bland
Bough	Boykins	Bringer	Brooks	Brown
Bruns	Burnett	Byrd	Campbell	Carnahan
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Davis 122
Davis 19	Deeken	Dempsey	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Engler	Ervin	Fares	Fraser	George
Goodman	Graham	Green	Guest	Hampton
Harris 110	Harris 23	Henke	Hilgemann	Hobbs
Holand	Hoskins	Hubbard	Icet	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly 144	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	Meiners	Merideth	Miller
Moore	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Townley	Viebrock	Villa
Vogt	Wagner	Walker	Wallace	Walsh
Walton	Ward	Wasson	Whorton	Wildberger
Willoughby	Wilson 119	Wilson 130	Witte	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 003

Daus Selby Wilson 25

PRESENT: 002

McKenna Wilson 42

ABSENT WITH LEAVE: 007

Abel Adams Baker Haywood Hunter
Lawson Morris

COMMITTEE REPORTS

Committee on Budget, Chairman Bearden reporting:

Madam Speaker: Your Committee on Budget, to which was referred **HS HCS HBs 517, 94, 149, 150 & 342** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

Committee on Ethics, Chairman Crowell reporting:

Madam Speaker: Your Committee on Ethics, to which was referred the **2nd Congressional District Caucus**, begs leave to report it has examined the same and **approves it pursuant to 105.473.3(2)(c)d RSMo**.

TO: Representative Jason Crowell, Chairman
 House Ethics Committee

FROM: Representative Allen Icet

DATE: February 20, 2003

RE: 2nd Congressional District Caucus

Pursuant to Section 105.473.3(2)(c)d RSMo, 1998 and the rules of the Missouri House of Representatives, a listing of members of the 92nd General Assembly House of Representatives 2nd Congressional District Caucus is attached.

Please consider this letter a formal application to the Committee on Ethics to approve this caucus to be recognized as a duly filed and approved caucus of the General Assembly.

I will serve as the designated member to present this request to the Committee. Please contact me at (573)751-1247 if you have any questions.

/s/ Senator Chuck Gross - 23
/s/ Senator Jon Dolan - 2
/s/ Sherman Parker - 12
/s/ Scott T. Rupp - 13
/s/ Joe Smith - 14
/s/ Carl Bearden - 16
/s/ Vicki Schneider - 17

/s/ Senator John Loudon - 7
/s/ Senator John Griesheimer - 26
/s/ Jane Cunningham - 86
/s/ Catherine Hanaway - 87
/s/ Neal St. Onge - 88
/s/ Charles Portwood - 92
/s/ Jodi Stefanick - 93

/s/ Tom Dempsey - 18	/s/ Richard Byrd - 94
/s/ Cynthia L. Davis - 19	/s/ Jim Avery - 95
/s/ Allen Icet - 84	/s/ Walt Bivins - 97
/s/ Jack Jackson - 89	
/s/ Annie Reinhart - 34	

Madam Speaker: Your Committee on Ethics, to which was referred the **Faith and Family Caucus**, begs leave to report it has examined the same and **approves it pursuant to 105.473.3(2)(c)d RSMo.**

TO: Representative Jason Crowell

FROM: Representative Rod Jetton

DATE: January 24, 2003

RE: Faith and Family Caucus

In accordance with Section 105.473.3(2)(c)d RSMo 2000, we are listing the following members of the General Assembly as members of the Faith and Family Caucus.

Representative	District
/s/ Rod Jetton	156
/s/ Jason Crowell	158
/s/ Carl Bearden	16
/s/ Jack C. Jackson	89
/s/ Charles Portwood	92
/s/ Catherine L. Hanaway	87
/s/ Dan F. Ward	62
/s/ Mike Sager	48
/s/ Brian Munzlinger	1
/s/ Annie Reinhart	34
/s/ Brian Yates	56
/s/ Randy Angst	146
/s/ Jim Avery	95
/s/ Allen Icet	84
/s/ Jay Wasson	141
/s/ Jason Brown	30
/s/ Jim Viebrock	134
/s/ Larry Crawford	117
/s/ Mark Bruns	113
/s/ J.C. Kuessner	152
/s/ Susan Phillips	32
/s/ Doug Ervin	35
/s/ Steve Hobbs	21
/s/ Roy W. Holand	135
/s/ Cynthia Davis	19
/s/ Rachel Bringer	6
/s/ Kevin Wilson	130
/s/ Scott Rupp	13
/s/ Frank Barnitz	150
/s/ Ronnie Miller	133
/s/ Therese Sander	22

/s/ John Quinn	7
/s/ Mike Sutherland	99
/s/ Bob Dixon	140
/s/ Ed Emery	126
/s/ Peter Myers	160
/s/ Brian Baker	123
/s/ Mike Cunningham	145
/s/ Danie Moore	20
/s/ Bob Behnen	2
/s/ Jim Lembke	85

Madam Speaker: Your Committee on Ethics, to which was referred the **Friends of CMSU Caucus**, begs leave to report it has examined the same and **approves it pursuant to 105.473.3(2)(c)d RSMo.**

February 12, 2003

The Honorable Jason Crowell, Chair
House Committee on Ethics
Missouri House of Representatives
Jefferson City, MO 65101

Dear Representative Crowell:

Please accept the request of the undersigned Senators and Representatives to form the Friends of Central Missouri State University (CMSU) Caucus which will consist of the elected members of the General Assembly who are alumni and/or represent districts within the 21-county catchment area.

Sincerely,

/s/ Senator Harold Caskey, District 31
/s/ Senator James L. Mathewson, District 21
/s/ Representative Dan Bishop, District 38
/s/ Representative John Burnett, District 40
/s/ Representative Larry Crawford, District 117
/s/ Representative D.J. Davis, District 122
/s/ Representative Kathlyn Fares, District 91
/s/ Representative Jenee Lowe, District 44
/s/ Representative Kate Meiners, District 46
/s/ Representative Mike Sager, District 48
/s/ Representative Todd Smith, District 118
/s/ Representative Merrill Townley, District 112
/s/ Representative Maynard Wallace, District 143
/s/ Representative Yvonne Wilson, District 42
/s/ Representative Terry Young, District 49
/s/ Representative Bryan Pratt, District 55
/s/ Representative Jim Seigfreid, District 26

/s/ Senator Ronnie DePasco, District 11
/s/ Senator Sarah Steelman, District 16
/s/ Senator Charles Wheeler, District 10
/s/ Representative Brian Baker, District 123
/s/ Representative Mark Bruns, District 113
/s/ Representative Shannon Cooper, District 120
/s/ Representative Gary Dusenberg, District 54
/s/ Representative Robert Johnson, District 47
/s/ Representative Gary Kelly, District 36
/s/ Representative Paul LeVota, District 52
/s/ Representative Blaine Luetkemeyer, District 115
/s/ Representative David Pearce, District 121
/s/ Representative Rex Rector, District 124
/s/ Representative Vicki Walker, District 50
/s/ Representative Larry Wilson, District 119
/s/ Representative Brian Yates, District 56

Madam Speaker: Your Committee on Ethics, to which was referred the **Missouri Democrats for Life Caucus**, begs leave to report it has examined the same and **approves it pursuant to 105.473.3(2)(c)d RSMo.**

February 26, 2003

The Honorable Jason Crowell
Chairman, Ethics Committee
Missouri House of Representatives
201 W. Capitol Avenue
Jefferson City, MO 65101

Dear Representative Crowell:

In accordance with Section 105.473.3(2)(c)d RSMo 2000, the rules of the Missouri House of Representatives, a listing of the House Caucus is as follows:

We request approval from the Ethics Committee for this caucus.

Missouri Democrats for Life Caucus

Representatives	District
/s/ Frank A. Barnitz	150
/s/ Rachel L. Bringer	6
/s/ Curt Dougherty	53
/s/ Tom George	74
/s/ Mark Hampton	147
/s/ Belinda Harris	110
/s/ Wayne Henke	11
/s/ Fred Kratky	65
/s/ Albert Liese	79
/s/ Ryan McKenna	102
/s/ Kate Meiners	46
/s/ Denny Meredith	162
/s/ Matt Muckler	70
/s/ Ray Salva	51
/s/ Sue Schoemehl	100
/s/ Harold Selby	105
/s/ Wes Shoemyer	9
/s/ Mike Spreng	76
/s/ Tom Villa	108
/s/ Pat Yaeger	96
/s/ J.C. Kuessner	152
/s/ Wes Wagner	104
/s/ Dan Ward	107
/s/ Gary Kelly	36

Madam Speaker: Your Committee on Ethics, to which was referred the **NCOIL Caucus**, begs leave to report it has examined the same and **approves it pursuant to 105.473.3(2)(c)d RSMo.**

TO: Representative Jason Crowell

FROM: Representative Dan Ward

DATE: 23 January 2003

SUBJECT: NCOIL (National Conference of Insurance Legislators) Caucus

In accordance with Section 105.473.3(2)(c)d and the rules of the Missouri House of Representatives, listing of the members of the 92nd General Assembly House of Representatives and members of the 92nd General Assembly State Senate NCOIL Caucus is attached.

Consider this letter a formal application to the Committee on Ethics to approve this caucus, the commonality of the attached representatives listed if you have any questions concerning the caucus organization. Rep. Dan Ward (Room 105a) (573-751-2317) will serve as the designated member to present this caucus to the Committee.

NCOIL
CAUCUS

/s/ Dan Ward - 107	/s/ Wes Wagner - 104
/s/ Al Liese - 79	/s/ Trent Skaggs - 31
/s/ Mike Daus - 67	/s/ Scott Rupp - 13
/s/ Sharon Sanders Brooks - 37	/s/ Brad Roark - 139
/s/ Michael Vogt - 66	/s/ Larry Morris - 138
/s/ Ron Richard - 129	/s/ Larry D. Wilson - 119
/s/ Blaine Luetkemeyer - 115	/s/ Tom Self - 116
/s/ Sherman Parker - 12	/s/ Bob Dixon - 140
/s/ Kevin Engler - 106	/s/ David Pearce - 121
/s/ Michael Spreng - 76	

Madam Speaker: Your Committee on Ethics, to which was referred the **additions to Midnight Caucus**, begs leave to report it has examined the same and **approves it pursuant to 105.473.3(2)(c)d RSMo.**

TO: Rep. Jason Crowell, Ethics Committee

FROM: Rep. Jodi Stefanick

DATE: March 18, 2003

SUBJECT: Additional members joining the Midnight Caucus

I respectfully add the following names to the Midnight Caucus. Thank you for your assistance.

NAME	DISTRICT
/s/ Bryan P. Stevenson	128
/s/ Brian Baker	123

TO: Rep. Jason Crowell, Ethics Committee

FROM: Rep. Jodi Stefanick

DATE: March 5, 2003

SUBJECT: Additional members joining the Midnight Caucus

I respectfully add the following names to the Midnight Caucus. Thank you for your assistance.

NAME	DISTRICT
/s/ Paul LeVota	52
/s/ Jim Viebrock	134
/s/ Therese Sander	22
/s/ Larry Taylor	68
/s/ Rex Rector	124
/s/ Trent Skaggs	31
/s/ Brian Munzlinger	1
/s/ Marilyn Ruestman	131
/s/ Kevin Wilson	130
/s/ Wayne Cooper	155
/s/ Charles Schlottach	111
/s/ Jay Wasson	141
/s/ Joe Smith	14

Madam Speaker: Your Committee on Ethics, to which was referred the **additions to Missouri Sportmen's Caucus**, begs leave to report it has examined the same and **approves it pursuant to 105.473.3(2)(c)d RSMo.**

TO: Representative Jason Crowell
Chairman, Ethics Committee

FROM: Representative Mark Hampton

RE: Missouri Sportsmen's Caucus

DATE: February 26, 2003

I would like to add the following to the Missouri Sportsmen's Caucus in accordance with Section 105.473.3(2)(c)d RSMo:

Representatives	District
/s/ Catherine L. Hanaway	87
/s/ Otto Bean, Jr.	163
/s/ Michael G. Corcoran	77
/s/ Thomas George	74
/s/ Fred Kratky	65
/s/ Larry Wilson	119
/s/ Kevin Wilson	130
/s/ David Pearce	121
/s/ Dan Ward	107
/s/ Jodi Stefanick	93

Madam Speaker: Your Committee on Ethics, to which was referred the **additions to Missouri Winery Promotion Caucus**, begs leave to report it has examined the same and **approves it pursuant to 105.473.3(2)(c)d RSMo.**

TO: Representative Jason Crowell

FROM: Representative Dan Ward

905 *Journal of the House*

DATE: 20 February 2003

SUBJECT: Missouri Winery Promotion Caucus

This is to request that Representative Gayle Kingery, District 154 be added to the Missouri Winery Promotion Caucus.

Your consideration is greatly appreciated.

February 20, 2003

The Honorable Dan Ward
Room 105A, State Capitol
Jefferson City, Missouri 65101

Dear Representative Ward:

This letter comes to request that my name be added to the Missouri Winery Promotion Caucus.

Thank you for your time and consideration in the matter.

Sincerely,

/s/ Gayle Kingery
State Representative
District 154

Madam Speaker: Your Committee on Ethics, to which was referred the **additions to Representatives Across Missouri Caucus**, begs leave to report it has examined the same and **approves it pursuant to 105.473.3(2)(c)d RSMo.**

March 6, 2003

Honorable Dan Ward
State Representative, District 107
State Capitol, Room 105A
Jefferson City, MO 65101

Dear Dan:

Please consider this letter my request to be named as a member of the "Representatives Across the Missouri" Caucus.

Thank you.

Sincerely,

/s/ Mark Hampton

TO: Representative Jason Crowell

FROM: Representative Dan Ward

DATE: 10 March 2003

SUBJECT: Representatives Across Missouri Caucus

This is to request that Representative Mark Hampton, be added to Representatives Across Missouri Caucus.

Your consideration is greatly appreciated.

Madam Speaker: Your Committee on Ethics, to which was referred the **additions to Small Business Caucus**, begs leave to report it has examined the same and **approves it pursuant to 105.473.3(2)(c)d RSMo.**

February 25, 2003

Representative Brian Baker
State Capitol
Jefferson City, MO 65101

Dear Representative Baker:

I am requesting permission to join the Small Business Caucus. Your consideration of my request is most appreciated.

Sincerely,

/s/ J.C. Kuessner

February 26, 2003

Honorable Jason Crowell
Chairman, Ethics Committee
State Capitol, House Post Office
Jefferson City, MO 65101

Dear Representative Crowell,

Please add my name to the Small Business Caucus. I have discussed this with the Chairman, Brian Baker. Your consideration of this request is appreciated.

Sincerely,

/s/ Ron Richard
District 129

/s/ Brian Baker
District 135

Madam Speaker: Your Committee on Ethics, to which was referred the **additions to University of Missouri Caucus**, begs leave to report it has examined the same and **approves it pursuant to 105.473.3(2)(c)d RSMo.**

TO: Representative Jason Crowell, Chair
Ethics Committee

FROM: Representative Russ Carnahan

DATE: February 20, 2003

RE: University of Missouri Caucus

I would like to add the following members of the General Assembly as members of the University of Missouri Caucus in accordance with Section 105.473.3(2)(c)d RSMo 2000.

Representative	District
/s/ Dan Bishop	38
/s/ Catherine L. Hanaway	87

TO: Representative Jason Crowell, Chair
Ethics Committee

FROM: Representative Russ Carnahan

DATE: February 27, 2003

RE: University of Missouri Caucus

I would like to add the following member of the General Assembly as a member of the University of Missouri Caucus in accordance with Section 105.473.3(2)(c)d RSMo 2000.

Representative	District
/s/ Yvonne Wilson	42

Committee on Homeland Security and Veterans Affairs, Chairman Shoemaker (8)
reporting:

Madam Speaker: Your Committee on Homeland Security and Veterans Affairs, to which was referred **HCR 29**, begs leave to report it has examined the same and recommends that it **Do Pass**.

HOUSE CONCURRENT RESOLUTION NO. 29

WHEREAS, for more than a decade, the United States and other nations have pursued patient and honorable efforts to disarm the Iraqi regime without war; and

WHEREAS, on November 8, 2002, the United Nations Security Council approved Security Council Resolution 1441 under Chapter VII of the United Nations Charter by a vote of 15-0, giving Iraq "a final opportunity to comply with its disarmament obligations"; and

WHEREAS, on November 21, 2002, the North Atlantic Treaty Organization's North Atlantic Council unanimously approved a declaration stating, "We deplore Iraq's failure to comply fully with its obligations which were imposed as a necessary step to restore international peace and security and we recall that the Security Council has decided in its resolution to afford Iraq a final opportunity to comply with its disarmament obligations under relevant resolutions of the Council."; and;

WHEREAS, Iraq's conventional, chemical, biological, and nuclear weapons and ballistic missile programs and its demonstrated willingness to use weapons of mass destruction pose a grave threat to world peace; and

WHEREAS, Iraq is in material breach of United Nations Security Council resolutions, including United Nations Resolution 1441; and

WHEREAS, the clear and present danger posed by Saddam Hussein's regime requires a united response from the community of democracies; and

WHEREAS, the United States of America has the sovereign authority to use force in assuring its own national security; and

WHEREAS, pursuant to United Nations Resolutions 678 and 687 the United States and our allies are authorized to use force in ridding Iraq of weapons of mass destruction; and

WHEREAS, the President of the United States declared on March 17, 2003, that the decades of deceit and cruelty have reached an end and that Saddam Hussein and his sons must leave Iraq within 48 hours; and

WHEREAS, Saddam Hussein and his sons remain in Iraq and have rejected the President's demand; and

WHEREAS, the security of the world requires disarming Saddam Hussein without delay:

NOW, THEREFORE, BE IT RESOLVED that the members of the House of Representatives of the Ninety-second General Assembly, First Regular Session, the Senate concurring therein, hereby patriotically support the work to advance liberty and peace in the Iraqi region; and

BE IT FURTHER RESOLVED that the power and appeal of human liberty is felt in every life and every land, and the greatest power of freedom is to overcome hatred and violence, and turn the creative gifts of men and women to the pursuits of peace; and

BE IT FURTHER RESOLVED that free nations have a duty to defend their people by uniting against the violent and oppressive; and

BE IT FURTHER RESOLVED that we support our national leaders in bringing to justice Osama bin Laden and those responsible for terrorist attacks on United States soil and its citizens; and

BE IT FURTHER RESOLVED that now that the "moment of truth" is upon us, we, the members of the Missouri General Assembly, Ninety-second General Assembly, First Regular Session, express our strongest affirmation of support for the actions of the President and offer our unfettered dedication to all members of the United States' armed forces; and

BE IT FURTHER RESOLVED that we hereby call upon all state-wide elected officials to publicly stand by us in unity as brothers and sisters in freedom in support of our resolutions proclaimed herein by sending a letter of support to the President of the United States and the members of the Missouri Congressional delegation; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare a properly inscribed copy of this resolution for the President of the United States and the members of the Missouri Congressional delegation.

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 293**, entitled:

An act to repeal section 143.481, RSMo, and to enact in lieu thereof one new section relating to procedures for filing income taxes.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 334**, entitled:

An act to repeal sections 319.125, 319.127, 319.139, RSMo, and section 319.137 as enacted by house committee substitute for senate substitute for senate bill no. 3, eighty-eighth general assembly, first regular session, and section 319.137 as enacted by house bill no. 251, eighty-eighth general assembly, first regular session, and to enact in lieu thereof four new sections relating to underground storage tanks.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 392**, entitled:

An act to repeal section 260.475 and 260.479, RSMo, and to enact in lieu thereof two new sections relating to hazardous waste generator fees.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 606**, entitled:

An act to amend chapter 253, RSMo, by adding thereto one new section relating to conveyances of land by the department of natural resources.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 611**, entitled:

An act to repeal section 262.290, RSMo, and to enact in lieu thereof one new section relating to county agricultural and mechanical societies.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 651**, entitled:

An act to amend chapter 10, by adding thereto one new section relating to the establishment of an official state grape.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 668**, entitled:

An act to repeal section 348.432, RSMo, and to enact in lieu thereof one new section relating to new generation cooperatives.

In which the concurrence of the House is respectfully requested.

ADJOURNMENT

On motion of Representative Engler, the House adjourned until 10:00 a.m., Thursday, April 3, 2003.

CORRECTIONS TO THE HOUSE JOURNAL

AFFIDAVITS

I, State Representative Sharon Sanders Brooks, District 37, hereby state and affirm that my vote as recorded on Page 856 of the House Journal for Tuesday, April 1, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 2nd day of April 2003.

/s/ Sharon Sanders Brooks
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 2nd day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Larry Wilson, District 119, hereby state and affirm that my vote as recorded on Page 867 of the House Journal for Tuesday, April 1, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted no. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 2nd day of April 2003.

/s/ Larry Wilson
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 2nd day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Mark Hampton, District 147, hereby state and affirm that my vote as recorded on Page 871 of the House Journal for Tuesday, April 1, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 2nd day of April 2003.

/s/ Mark Hampton
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 2nd day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Fred Kratky, District 65, hereby state and affirm that my vote as recorded on Page 871 of the House Journal for Tuesday, April 1, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 2nd day of April 2003.

/s/ Fred Kratky
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 2nd day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

CHILDREN AND FAMILIES

Thursday, April 3, 2003. Hearing Room 3 upon evening adjournment.
Executive Session to be held on: HB 679

JOINT COMMITTEE ON ECONOMIC DEVELOPMENT, POLICY & PLANNING

Thursday, April 3, 2003, 8:30 a.m. Hearing Room 3.

Organizational meeting.

Presentation by Department of Economic Development. AMENDED-LOCATION

JOINT COMMITTEE ON GAMING AND WAGERING

Wednesday, April 9, 2003, 9:00 a.m. Hearing Room 7.

Organizational meeting/ Election of Chairman and Vice Chairman.

JUDICIARY

Thursday, April 3, 2003. Hearing Room 7 upon morning adjournment.

Executive Session to be held on: HB 44, HB 98, HB 105, HB 213, HB 373,
HB 500, HB 593, SB 203

LOCAL GOVERNMENT

Thursday, April 3, 2003, 8:30 a.m. Hearing Room 6.

Executive Session may follow.

Public Hearing to be held on: SB 14, SB 68, SB 130, SB 218, SB 282, SB 383

LOCAL GOVERNMENT

Monday, April 7, 2003, 7:00 p.m. Hearing Room 6.

Executive Session on bills listed and potentially other bills that have been previously heard.

Public Hearing to be held on: SB 7, SB 186, SB 228, SB 250, SB 288,
SB 370, SB 379

Executive Session to be held on: SB 14, SB 68, SB 130, SB 218, SB 282, SB 383

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, April 9, 2003, 7:30 p.m. Hearing Room 5.

Informational meeting with representatives from Doctors of Osteopathy,
Chiropractic, Physicians' Assistants etc.

TAX POLICY

Tuesday, April 8, 2003, 12:00 p.m. Hearing Room 7.

Executive Session may follow.

Public Hearing to be held on: HB 143, HB 424, HB 595, HJR 15, SB 11

WORKFORCE DEVELOPMENT AND WORKPLACE SAFETY

Thursday, April 3, 2003. Side gallery upon morning adjournment.

Executive Session to be held on: HB 475

HOUSE CALENDAR

FORTY-SIXTH DAY, THURSDAY, APRIL 3, 2003

HOUSE BILLS FOR SECOND READING

HB 715 through HB 721

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 132, 173, 117 & 48 - Wright
- 2 HCS HB 215, 218, 115 & 83 - Myers
- 3 HCS HB 190 & 214 - Fares
- 4 HCS HB 51 - Mayer
- 5 HCS HB 387 - Pearce
- 6 HCS HB 109 & 34 - Fares
- 7 HCS HB 404, 324, 403, 344, 426 & 541 - Rector
- 8 HB 263 - Cooper (120)
- 9 HB 470 - Mayer
- 10 HB 444 - Jackson
- 11 HCS HB 121 - Portwood

HOUSE CONCURRENT RESOLUTION FOR THIRD READING

HCR 29, (4-2-03) - Brown

HOUSE BILLS FOR THIRD READING

- 1 HS HCS HB 517, 94, 149, 150 & 342, E.C. - Portwood
- 2 HCS HB 380 - Byrd
- 3 HS HB 511 - Deeken
- 4 HS HB 267 - Smith (118)
- 5 HB 182 - May
- 6 HCS HB 346 & 174, E.C. - Dempsey
- 7 HS HB 668 - Crawford

SENATE BILLS FOR SECOND READING

- 1 SCS SB 16
- 2 SB 120
- 3 SB 180
- 4 SB 293
- 5 SB 334
- 6 SCS SB 351
- 7 SB 392
- 8 SB 504
- 9 SCS SB 513
- 10 SCS SB 562
- 11 SB 577
- 12 SB 578
- 13 SB 590
- 14 SCS SB 592
- 15 SB 606

16 SB 611
17 SCS SB 621
18 SCS SB 632 & 644
19 SCS SB 635
20 SCS SB 642
21 SB 651
22 SCS SB 666
23 SB 668
24 SCS SB 676
25 SCS SB 686

SENATE BILL FOR THIRD READING

SCS SB 299 & 40 - Bearden

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

FORTY-SIXTH DAY, THURSDAY, APRIL 3, 2003

Representative Byrd in the Chair.

Prayer by Ms. Rhonda Nunn, House of Representatives Staff.

“Let the words of my mouth and the meditation of my heart be acceptable in thy sight, Oh Lord, my strength, and my redeemer”. (Psalm 19:14)

Father, as You look down upon us send Your Holy Spirit that will enable us to receive Your Word into our hearts. God, Your Word says that You are no respecter of persons and that everyone can be of a chosen generation, a royal priesthood, a holy nation and a peculiar people as each of us show forth praises of You who hath called us out of darkness into Your marvelous light. (I Peter 2:9)

Lord, give a special blessing to the representatives who work to establish laws for our people. One of the greatest positions, statuses, or authorities a person could ever hold is to be a SERVANT of others. Please open our hearts to becoming men and women of integrity. Let us make decisions with Your guidance in establishing just and fair laws and exercising patience and tolerance toward others. May our lives be pleasing unto You. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Dustin Gieselmann, Elliott Hill, Chris Mitchell, Claire Sedovic, Resa Vanderfelz, LaDonna Nichols, Crystal Covey, Crystal Brown, Justin Skipper, Dustin Thompson, Trish Judy, Audrey Vadnais, Kimberly Maberry, Matthew Assel, Matt Wever, Morgan Crowell, Breanne Baker and Brittany Ridenhour.

The Journal of the forty-fifth day was approved as corrected.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 1369

through

House Resolution No. 1376 - Representative Reinhart

House Resolution No. 1377

and

House Resolution No. 1378 - Representative Cunningham (145)

House Resolution No. 1379

through

House Resolution No. 1381 - Representative Crowell

House Resolution No. 1382	
through	
House Resolution No. 1385	- Representative Myers
House Resolution No. 1386	- Representative Jetton
House Resolution No. 1387	- Representative Engler
House Resolution No. 1388	- Representative Wagner
House Resolution No. 1389	
through	
House Resolution No. 1394	- Representatives Lipke and Engler
House Resolution No. 1395	
and	
House Resolution No. 1396	- Representative Wildberger
House Resolution No. 1397	- Representative Ruestman, et al
House Resolution No. 1398	
and	
House Resolution No. 1399	- Representative Wilson (130)
House Resolution No. 1400	- Representative LeVota
House Resolution No. 1401	- Representative Threlkeld
House Resolution No. 1402	- Representative Bringer
House Resolution No. 1403	- Representative Curls
House Resolution No. 1404	- Representative Fraser
House Resolution No. 1405	- Representative Reinhart
House Resolution No. 1406	- Representative Young, et al
House Resolution No. 1407	- Representative Sanders Brooks
House Resolution No. 1408	- Representative Moore
House Resolution No. 1409	- Representative Dougherty
House Resolution No. 1410	
and	
House Resolution No. 1411	- Representative St. Onge, et al
House Resolution No. 1412	- Representative Kelly (36)
House Resolution No. 1413	
through	
House Resolution No. 1416	- Representative Lager
House Resolution No. 1417	- Representative Wright

INTRODUCTION OF HOUSE CONCURRENT RESOLUTION

The following House Concurrent Resolution was read the first time and copies ordered printed:

HCR 30, introduced by Representative El-Amin, relating to the Nathaniel J. "Nat" Rivers Office of the Division of Workplace Development.

INTRODUCTION OF HOUSE BILL - APPROPRIATIONS

The following House Bill was read the first time and copies ordered printed:

HB 19, introduced by Representative Bearden, to appropriate money for planning, expenses, and for capital improvements including but not limited to major additions and renovations, new structures, and land improvements or acquisitions, and to transfer money among certain funds.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 722, introduced by Representatives Schaaf, Page, Cooper (155), Holand and Threlkeld, relating to seat belts.

HB 723, introduced by Representatives Jetton, Behnen, Sutherland, Crowell, Mayer, Lipke, Stevenson, Munzlinger, Sander, Dixon and Wasson, et al, relating to reimbursement of nursing homes.

HB 724, introduced by Representatives Crawford and Schlottach, relating to correction of statutory references in compliance with directives of executive order no. 02-03, signed by the governor on February 7, 2002.

HB 725, introduced by Representatives Kingery, Crawford and Schlottach, relating to registration of commercial motor vehicles.

HB 726, introduced by Representatives Cooper (120), Lager, Goodman, Icet, Lipke, Sutherland, Smith (118) and Stevenson, et al, relating to the joint committee on tax policy.

HB 727, introduced by Representatives Crawford and Viebrock, relating to housemovers.

HB 728, introduced by Representatives Davis (19), Phillips, Ruestman and Stevenson, relating to grandparent visitation.

HB 729, introduced by Representatives Stefanick, Threlkeld, Page, Schaaf, Portwood and Holand, et al, relating to licensed dentists.

SECOND READING OF HOUSE BILLS

HB 715 through **HB 721** were read the second time.

SECOND READING OF SENATE BILLS

SCS SB 16, SB 120, SB 180, SB 293, SB 334, SCS SB 351, SB 392, SB 504, SCS SB 513, SCS SB 562, SB 577, SB 578, SB 590, SCS SB 592, SB 606, SB 611, SCS SB 621, SCS SBs 632

& 644, SCS SB 635, SCS SB 642, SB 651, SCS SB 666, SB 668, SCS SB 676 and SCS SB 686 were read the second time.

HOUSE CONCURRENT RESOLUTION

HCR 29, relating to support for the Armed Forces, was taken up by Representative Brown.

On motion of Representative Brown, **HCR 29** was adopted.

Representative Purgason assumed the Chair.

THIRD READING OF HOUSE BILLS

HS HCS HBs 517, 94, 149, 150 & 342, relating to assistance for the elderly, was taken up by Representative Lembke.

On motion of Representative Lembke, **HS HCS HBs 517, 94, 149, 150 & 342** was read the third time and passed by the following vote:

AYES: 108

Abel	Angst	Avery	Baker	Bean
Bearden	Behnen	Bishop	Bivins	Bringer
Brown	Burnett	Byrd	Carnahan	Cooper 120
Corcoran	Crawford	Crowell	Cunningham 145	Cunningham 86
Darrough	Davis 19	Dethrow	Dusenberg	Emery
Engler	Ervin	Goodman	Green	Guest
Hampton	Harris 110	Harris 23	Henke	Hobbs
Holand	Hunter	Ice	Jetton	Johnson 90
Jolly	Jones	Kelly 144	King	Kingery
Kratky	Lager	Lembke	LeVota	Liese
Lipke	Marsh	May	Mayer	McKenna
Meiners	Moore	Muckler	Munzlinger	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Self	Shoemyer
Smith 14	St. Onge	Stefanick	Stevenson	Thompson
Threlkeld	Viebrock	Vogt	Wagner	Walker
Ward	Wasson	Wildberger	Willoughby	Wilson 119
Wilson 130	Wood	Wright	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 028

Black	Brooks	Campbell	Daus	Davis 122
Deeken	Donnelly	Fraser	Graham	Hoskins
Johnson 47	Kuessner	Lowe	Luetkemeyer	Merideth
Miller	Myers	Shoemaker	Smith 118	Sutherland
Taylor	Townley	Villa	Wallace	Walton
Whorton	Wilson 25	Witte		

PRESENT: 017

Bland	Boykins	Bruns	Cooper 155	Curls
Dixon	Dougherty	El-Amin	Fares	George
Hilgemann	Johnson 61	Kelly 36	Ransdall	Spreng
Walsh	Wilson 42			

ABSENT WITH LEAVE: 010

Adams	Barnitz	Bough	Dempsey	Haywood
Hubbard	Jackson	Lawson	Morris	Skaggs

Representative Purgason declared the bill passed.

Representative Stevenson requested a verification of the roll call on the motion to third read and pass **HS HCS HBs 517, 94, 149, 150 & 342**.

The emergency clause was adopted by the following vote:

AYES: 149

Abel	Angst	Avery	Baker	Bean
Bearden	Behnen	Bishop	Bivins	Bland
Boykins	Bringer	Brooks	Brown	Bruns
Burnett	Byrd	Campbell	Carnahan	Cooper 120
Cooper 155	Corcoran	Crawford	Crowell	Cunningham 145
Cunningham 86	Curls	Darrough	Daus	Davis 122
Davis 19	Deeken	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Engler
Ervin	Fares	Fraser	George	Goodman
Graham	Green	Guest	Hampton	Harris 110
Harris 23	Henke	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	Ice	Jackson
Jetton	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Miller
Moore	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Selby	Self
Shoemyer	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Wagner
Walker	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Young	Zweifel	Madam Speaker	

NOES: 007

Black	Bough	Johnson 47	Merideth	Shoemaker
Sutherland	Wallace			

PRESENT: 000

ABSENT WITH LEAVE: 007

Adams	Barnitz	Dempsey	Haywood	Morris
Skaggs	Wilson 119			

HCS HB 380, relating to securities regulation, was taken up by Representative Byrd.

On motion of Representative Byrd, **HCS HB 380** was read the third time and passed by the following vote:

AYES: 153

Abel	Angst	Avery	Baker	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Boykins	Bringer	Brown
Bruns	Burnett	Byrd	Campbell	Carnahan
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis 122	Davis 19	Deeken	Dethrow	Dixon
Donnelly	Dougherty	Dusenberry	El-Amin	Emery
Engler	Ervin	Fares	Fraser	George
Goodman	Graham	Green	Guest	Hampton
Harris 110	Harris 23	Henke	Hilgemann	Hobbs
Holand	Hoskins	Hubbard	Hunter	Ice
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson
LeVota	Liese	Lipke	Lowe	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Merideth	Miller	Moore	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Self	Shoemaker	Shoemyer	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Thompson	Threlkeld	Townley	Viebrock	Villa
Vogt	Wagner	Walker	Wallace	Walsh
Walton	Ward	Wasson	Whorton	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 001

Selby

PRESENT: 001

Brooks

ABSENT WITH LEAVE: 008

Adams	Barnitz	Dempsey	Haywood	Lembke
Morris	Skaggs	Taylor		

Representative Purgason declared the bill passed.

HS HB 267, relating to county government, was taken up by Representative Smith (118).

On motion of Representative Smith (118), **HS HB 267** was read the third time and passed by the following vote:

AYES: 154

Abel	Angst	Avery	Baker	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Boykins	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Davis 19	Deeken	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	Emery
Engler	Ervin	Fares	Fraser	George
Goodman	Graham	Green	Guest	Hampton
Harris 110	Harris 23	Henke	Hilgemann	Hobbs
Holand	Hoskins	Hubbard	Hunter	Ice
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lipke	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Merideth	Miller	Moore	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Selby	Self	Shoemaker	Shoemyer
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Wagner
Wallace	Walsh	Walton	Ward	Wasson
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Young	Zweifel	Madam Speaker	

NOES: 002

Walker	Whorton
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PRESENT: 001

El-Amin

ABSENT WITH LEAVE: 006

Adams	Barnitz	Dempsey	Haywood	Morris
Skaggs				

Representative Purgason declared the bill passed.

HB 182, relating to the official state grass, was taken up by Representative May.

On motion of Representative May, **HB 182** was read the third time and passed by the following vote:

AYES: 144

Abel	Angst	Baker	Bean	Bearden
Behnen	Bishop	Bivins	Black	Bland
Bough	Boykins	Bringer	Brooks	Brown
Burnett	Byrd	Campbell	Carnahan	Cooper 120
Cooper 155	Corcoran	Crawford	Crowell	Cunningham 145
Cunningham 86	Curls	Darrough	Daus	Davis 122
Davis 19	Deeken	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Engler
Ervin	Fares	Fraser	George	Goodman
Green	Guest	Hampton	Harris 110	Harris 23
Hilgemann	Holand	Hoskins	Hubbard	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lipke
Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Miller	Moore	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Self	Shoemaker	Shoemyer	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Wagner	Walker	Walsh
Wasson	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Young	Zweifel	Madam Speaker	

NOES: 009

Avery	Graham	Henke	Merideth	Sager
Selby	Ward	Whorton	Wildberger	

PRESENT: 002

Bruns	Walton
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ABSENT WITH LEAVE: 008

Adams	Barnitz	Dempsey	Haywood	Hobbs
Morris	Skaggs	Wallace		

Representative Purgason declared the bill passed.

HCS HBs 346 & 174, relating to public school retirement systems, was taken up by Representative Smith (118).

On motion of Representative Smith (118), **HCS HBs 346 & 174** was read the third time and passed by the following vote:

AYES: 156

Abel	Angst	Avery	Baker	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Boykins	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Davis 19	Deeken	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Henke	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lipke
Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Merideth	Miller	Moore
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Wagner	Walker	Walsh	Walton	Ward
Wasson	Whorton	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 007

Adams	Barnitz	Dempsey	Haywood	Morris
Skaggs	Wallace			

Representative Purgason declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 156

Abel	Angst	Avery	Baker	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Boykins	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis 122	Davis 19	Deeken	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Engler	Ervin	Fares	Fraser	George
Goodman	Graham	Green	Guest	Hampton
Harris 110	Harris 23	Henke	Hilgemann	Hobbs
Holand	Hoskins	Hubbard	Hunter	Icet
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lipke	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Merideth	Miller	Moore	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Selby	Self	Shoemaker	Shoemyer
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Wagner
Walker	Wallace	Walsh	Walton	Ward
Wasson	Whorton	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 007

Adams	Barnitz	Crowell	Dempsey	Haywood
Morris	Skaggs			

HS HB 668, relating to transportation accountability, was taken up by Representative Crawford.

On motion of Representative Crawford, **HS HB 668** was read the third time and passed by the following vote:

AYES: 148

Abel	Angst	Avery	Baker	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Bringer	Brown	Bruns
Burnett	Byrd	Campbell	Carnahan	Cooper 120
Cooper 155	Corcoran	Crawford	Crowell	Cunningham 145
Cunningham 86	Curls	Darrough	Davis 122	Davis 19
Deeken	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Ice	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lipke
Luetkemeyer	Marsh	May	Mayer	Meiners
Merideth	Miller	Moore	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Self	Shoemaker	Shoemyer	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Wagner	Walker	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 003

Daus	Selby	Wilson 25
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PRESENT: 003

Brooks	George	McKenna
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ABSENT WITH LEAVE: 009

Adams	Barnitz	Boykins	Dempsey	Haywood
Kelly 144	Lowe	Morris	Skaggs	

Representative Purgason declared the bill passed.

REFERRAL OF HOUSE CONCURRENT RESOLUTION

The following House Concurrent Resolution was referred to the Committee indicated:

HCR 28 - Transportation and Motor Vehicles

REFERRAL OF HOUSE JOINT RESOLUTION

The following House Joint Resolution was referred to the Committee indicated:

HJR 23 - Tax Policy

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HS HB 511 - Budget (Fiscal Note)
HB 678 - Local Government
HB 687 - Local Government
HB 696 - Health Care Policy
HB 697 - Crime Prevention and Public Safety
HB 698 - Budget
HB 699 - Homeland Security and Veterans Affairs
HB 700 - Professional Registration and Licensing
HB 701 - Tax Policy
HB 702 - Transportation and Motor Vehicles
HB 703 - Tax Policy
HB 704 - Health Care Policy
HB 705 - Children and Families
HB 706 - Education
HB 707 - Transportation and Motor Vehicles
HB 708 - Professional Registration and Licensing
HB 709 - Crime Prevention and Public Safety
HB 710 - Workforce Development and Workplace Safety

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SS SB 34 - Health Care Policy
SCS#2 SB 52 - Tax Policy
SCS SB 61 - Financial Services
SB 207 - Transportation and Motor Vehicles
SCS SB 238 - Local Government
SCS SB 246 - Communications, Energy and Technology
SS SCS SB 264 - Education
SS SS SCS SB 280 - Judiciary
SS SCS SB 298 - Local Government
SB 376 - Professional Registration and Licensing
SB 388 - Agriculture
SB 394 - Judiciary

SB 395 - Judiciary
SCS SB 421 - Judiciary
SB 423 - Transportation and Motor Vehicles
SB 448 - Judiciary
SB 467 - Crime Prevention and Public Safety
SB 469 - Judiciary
SB 470 - Judiciary
SB 471 - Judiciary
SCS SB 478 - Professional Registration and Licensing
SB 496 - Financial Services
SB 519 - Education
SB 521 - Judiciary
SB 522 - Tax Policy
SB 537 - Judiciary
SB 540 - Professional Registration and Licensing
SCS SB 546 - Local Government

COMMITTEE REPORTS

Committee on Children and Families, Chairman Phillips reporting:

Madam Speaker: Your Committee on Children and Families, to which was referred **HB 679** and **HB 396**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Committee on Communications, Energy and Technology, Chairman Rector reporting:

Madam Speaker: Your Committee on Communications, Energy and Technology, to which was referred **HB 142**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Madam Speaker: Your Committee on Communications, Energy and Technology, to which was referred **SB 255**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Committee on Health Care Policy, Chairman Holand reporting:

Madam Speaker: Your Committee on Health Care Policy, to which was referred **HB 481**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Committee on Judiciary, Chairman Byrd reporting:

Madam Speaker: Your Committee on Judiciary, to which was referred **HB 468**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Committee on Professional Registration and Licensing, Chairman Behnen reporting:

Madam Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 564**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Committee on Small Business, Chairman St. Onge reporting:

Madam Speaker: Your Committee on Small Business, to which was referred **SCS SBs 194 & 189**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Committee on Transportation and Motor Vehicles, Chairman Crawford reporting:

Madam Speaker: Your Committee on Transportation and Motor Vehicles, to which was referred **HB 435**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Madam Speaker: Your Committee on Transportation and Motor Vehicles, to which was referred **SCS SB 4**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent with House Committee Amendment No. 1**.

House Committee Amendment No. 1

AMEND Senate Committee Substitute for Senate Bill No. 4, Page 1, Section 41.033, Line 6, by deleting all of said line and inserting in lieu thereof the following: "**301.3123, RSMo, private donations and grants, or any**"; and

Further amend said title, enacting clause and intersectional references accordingly.

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 275**, entitled:

An act to repeal section 2, as enacted by senate bill no. 1168, ninety-first general assembly, second regular session, section 2, as enacted by senate committee substitute for house bill no. 1811, ninety-first general assembly, second regular session, and section 3, as enacted by senate bill no. 1041, ninety-first general assembly, second regular session relating to conveyance of property owned by the state.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 385**, entitled:

An act to repeal section 287.310, RSMo, and to enact in lieu thereof three new sections relating to workers' compensation policies.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 422**, entitled:

An act to repeal sections 162.261 and 162.601, RSMo, and to enact in lieu thereof two new sections relating to qualification for service on a seven-director or urban school board.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 438**, entitled:

An act to amend chapter 227, RSMo, by adding thereto one new section relating to a memorial highway.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 447**, entitled:

An act to amend chapters 477 and 488, RSMo, by adding thereto two new sections relating to the basic civil legal services fund.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 463**, entitled:

An act to repeal section 355.331 as enacted by house substitute for senate bill no. 768, eighty-eighth general assembly, second regular session, and to enact in lieu thereof one new section for the sole purpose of reenacting section 355.331 as enacted by house substitute for senate bill no. 768, eighty-eighth general assembly, second regular session which was held unconstitutional by the Missouri Supreme Court.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 511**, entitled:

An act to amend chapter 21, RSMo, by adding thereto one new section relating to the joint committee on the life sciences.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 544**, entitled:

An act to amend chapter 23, RSMo, by adding thereto fifteen new sections relating to the Missouri sunset act.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 552**, entitled:

An act to repeal section 513.430, RSMo, and to enact in lieu thereof one new section relating to property exempt from attachment.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 554**.

Emergency clause adopted.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 594**, entitled:

An act to amend chapter 304, RSMo, by adding thereto one new section relating to operation of low-speed vehicles on public highways.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 598**, entitled:

An act to amend chapter 227, RSMo, by adding thereto one new section relating to the creation of the Corporal Bobbie J. Harper Memorial Highway.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 623**, entitled:

An act to repeal sections 116.175 and 116.190, RSMo, and to enact in lieu thereof two new sections relating to challenges to fiscal notes and fiscal note summaries.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 697**, entitled:

An act to amend chapter 227, RSMo, by adding thereto one new section relating to the George Washington Carver Memorial Highway.

In which the concurrence of the House is respectfully requested.

The following member's presence was noted: Dempsey.

ADJOURNMENT

On motion of Representative Lager, the House adjourned until 4:00 p.m., Monday, April 7, 2003.

CORRECTIONS TO THE HOUSE JOURNAL

AFFIDAVITS

I, State Representative John Burnett, District 40, hereby state and affirm that my vote as recorded on Page 893 of the House Journal for Wednesday, April 2, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 3rd day of April 2003.

/s/ John Burnett
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 3rd day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Bob Dixon, District 140, hereby state and affirm that my vote as recorded on Page 893 of the House Journal for Wednesday, April 2, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 3rd day of April 2003.

/s/ Bob Dixon
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 3rd day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Barbara Wall Fraser, District 83, hereby state and affirm that my vote as recorded on Page 893 of the House Journal for Wednesday, April 2, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that

Subscribed and sworn to before me this 3rd day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Mark Wright, District 137, hereby state and affirm that my vote as recorded on Page 893 of the House Journal for Wednesday, April 2, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 3rd day of April 2003.

/s/ Mark Wright
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 3rd day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Steve Hunter, District 127, hereby state and affirm that my vote as recorded on Page 899 of the House Journal for Wednesday, April 2, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 3rd day of April 2003.

/s/ Steve Hunter
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 3rd day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

ADMINISTRATION AND ACCOUNTS

Thursday, April 10, 2003, 8:30 a.m. Hearing Room 1.

Executive Session may follow.

Public Hearing to be held on: SB 15

AGRICULTURE

Tuesday, April 8, 2003, 12:00 p.m. Hearing Room 1.

Possible Executive Session.

Public Hearing to be held on: HB 494, HB 638, SB 36, SB 84

AGRICULTURE

Wednesday, April 9, 2003, 8:00 a.m. Hearing Room 6.

Possible Executive Session.

Public Hearing to be held on: HB 436, HB 457, SB 36, SB 84

BUDGET

Tuesday, April 8, 2003, 8:00 a.m. Hearing Room 3.

Possible Executive Session. Fiscal Review on HS HB 511.

Public Hearing to be held on: HB 52, HB 134, HB 179, HB 585, HB 641, HCR 17

CONSERVATION AND NATURAL RESOURCES

Monday, April 7, 2003, 1:00 p.m. Hearing Room 5.

Executive Session may be held.

Public Hearing to be held on: HB 620

CONSERVATION AND NATURAL RESOURCES

Wednesday, April 9, 2003, 12:00 p.m. Hearing Room 5.

Executive Session may follow.

Public Hearing to be held on: HB 205, HB 442, HB 672

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, April 8, 2003, 5:00 p.m. Hearing Room 3.

Executive Session may follow.

Public Hearing to be held on: HB 148, HB 223, HB 360, HB 654, HB 658, SB 294, SB 466

ELECTIONS

Tuesday, April 8, 2003, 6:00 p.m. Hearing Room 7.

Executive Session will precede hearing.

Public Hearing to be held on: HB 686, SB 136, SB 173, SB 321

Executive Session to be held on: HB 544, HB 577, HB 657, SB 57

FINANCIAL SERVICES

Tuesday, April 8, 2003, 12:00 p.m. Hearing Room 6.

Public Hearing to be held on: HB 460, HB 612, SB 292

JOB CREATION AND ECONOMIC DEVELOPMENT

Wednesday, April 9, 2003, 12:00 p.m. Hearing Room 6. AMENDED NOTICE

Executive Session will follow.

Public Hearing to be held on: HB 680, HB 693

JOINT COMMITTEE ON GAMING AND WAGERING

Wednesday, April 9, 2003, 9:00 a.m. Hearing Room 7.

Organizational meeting/Election of Chairman and Vice-Chairman.

LOCAL GOVERNMENT

Monday, April 7, 2003, 7:00 p.m. Hearing Room 6.

Executive Session on bills listed and potentially other bills that have been previously heard.

Public Hearing to be held on: SB 7, SB 186, SB 228, SB 250, SB 288, SB 370, SB 379

Executive Session to be held on: SB 14, SB 68, SB 130, SB 218, SB 282, SB 383

LOCAL GOVERNMENT

Thursday, April 10, 2003, 8:00 a.m. Hearing Room 6.

Executive Session on previously heard Senate Bills.

Public Hearing to be held on: SB 121, SB 122, SB 142, SB 202, SB 212,
SB 224, SB 238, SB 281, SB 301

LOCAL GOVERNMENT

Thursday, April 10, 2003. Hearing Room 6 upon morning recess.

Executive Session on previously heard Senate Bills.

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, April 9, 2003, 7:30 p.m. Hearing Room 5.

Informational meeting.

Reps. Doctors of Osteopathy, Chiropractic, Physicians' Assistants, etc.

SENIOR SECURITY

Monday, April 7, 2003. Hearing Room 1 upon evening adjournment.

Public Hearing to be held on: SB 391

SUBCOMMITTEE ON LICENSE PLATES AND TABS

Monday, April 7, 2003, 2:00 p.m. Hearing Room 6.

Study the Department of Revenue's distribution of license plates (regular, personalized) and tabs.

TAX POLICY

Tuesday, April 8, 2003, 12:00 p.m. Hearing Room 7.

Executive Session may follow.

Public Hearing to be held on: HB 143, HB 424, HB 595, HJR 15, SB 11

TRANSPORTATION AND MOTOR VEHICLES

Wednesday, April 9, 2003, 12:00 p.m. Hearing Room 7.

Possible Executive Session HBs 614, 466, 689, 684; SBs 289, 314, 355, 356, 54.

Public Hearing to be held on: HB 684, HB 689, SB 54, SB 355, SB 356

HOUSE CALENDAR

FORTY-SEVENTH DAY, MONDAY, APRIL 7, 2003

HOUSE CONCURRENT RESOLUTION FOR SECOND READING

HCR 30

HOUSE BILLS FOR SECOND READING

HB 722 through HB 729

HOUSE BILL FOR SECOND READING - APPROPRIATIONS

HB 19

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 132, 173, 117 & 48 - Wright
- 2 HCS HB 215, 218, 115 & 83 - Myers
- 3 HCS HB 190 & 214 - Fares
- 4 HCS HB 51 - Mayer
- 5 HCS HB 387 - Pearce
- 6 HCS HB 109 & 34 - Fares
- 7 HCS HB 404, 324, 403, 344, 426 & 541 - Rector
- 8 HB 263 - Cooper (120)
- 9 HB 470 - Mayer
- 10 HB 444 - Jackson
- 11 HCS HB 121 - Portwood
- 12 HCS HB 679 & 396 - Hanaway
- 13 HB 481 - Crowell
- 14 HCS HB 468 - Byrd
- 15 HCS HB 142 - Dempsey
- 16 HCS HB 564 - Behnen

HOUSE BILL FOR PERFECTION - FEDERAL MANDATE

HCS HB 435 - Engler

HOUSE BILL FOR THIRD READING

HS HB 511, (Budget 4-03-03) - Deeken

SENATE BILLS FOR SECOND READING

- 1 SB 275
- 2 SCS SB 385
- 3 SCS SB 422
- 4 SB 438
- 5 SCS SB 447
- 6 SB 463
- 7 SB 511
- 8 SCS SB 544
- 9 SB 552
- 10 SB 554
- 11 SCS SB 594
- 12 SB 598
- 13 SB 623
- 14 SB 697

SENATE BILLS FOR THIRD READING - CONSENT

(4-07-03)

SCS SB 4, HCA 1 - Johnson (47)
SB 255 - Engler

SENATE BILL FOR THIRD READING

SCS SB 299 & 40 - Bearden

SENATE BILL FOR THIRD READING - FEDERAL MANDATE

SCS SB 194 & 189, E.C. - St. Onge

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

FORTY-SEVENTH DAY, MONDAY, APRIL 7, 2003

Speaker Hanaway in the Chair.

Prayer by Father David Buescher.

This House, O God, again needs Your spirit. We count on Your presence in these difficult days of our state and for our nation. For our country and for the people of Iraq, we pray for a peaceful end to hostilities and open doors to new and creative beginnings.

For this our state, we invite even more wisdom and courage for these our representatives to continue to devise, discuss, and decide on plans which will help all our citizens, whatever their age, race, creed, or socio-economic status. In any insecurity, plant deeply a sense of belonging with You, of being home, always, with You, and consequently with each other. Amen.

The Pledge of Allegiance to the flag was recited.

SIGNING OF HOUSE BILL

All other business of the House was suspended while **HCS HB 554** was read at length and, there being no objection, was signed by the Speaker to the end that the same may become law.

Having been duly signed in open session of the Senate, **HCS HB 554** was delivered to the Governor by the Chief Clerk of the House.

The Journal of the forty-sixth day was approved as corrected.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 1418	-	Representative Burnett
House Resolution No. 1419	-	Representative Pearce
House Resolution No. 1420	-	Representative Viebrock
House Resolution No. 1421		
and		
House Resolution No. 1422	-	Representative Shoemyer (9)
House Resolution No. 1423	-	Representative Jetton
House Resolution No. 1424	-	Representative Moore
House Resolution No. 1425	-	Representative Hanaway
House Resolution No. 1426	-	Representative Stevenson
House Resolution No. 1427	-	Representative Sander

House Resolution No. 1428	
through	
House Resolution No. 1430	- Representative Lager
House Resolution No. 1431	
through	
House Resolution No. 1444	- Representatives Rector and Baker
House Resolution No. 1445	
and	
House Resolution No. 1446	- Representative Lager
House Resolution No. 1447	
and	
House Resolution No. 1448	- Representative Jetton
House Resolution No. 1449	- Representative Spreng
House Resolution No. 1450	- Representative Bruns
House Resolution No. 1451	
and	
House Resolution No. 1452	- Representative Sager, et al
House Resolution No. 1453	- Representative Sager
House Resolution No. 1454	- Representative Sutherland
House Resolution No. 1455	- Representative Emery
House Resolution No. 1456	- Representative Lager
House Resolution No. 1457	- Representative Viebrock
House Resolution No. 1458	
through	
House Resolution No. 1460	- Representative Harris (110)
House Resolution No. 1461	- Representative Munzlinger
House Resolution No. 1462	- Representative Sander
House Resolution No. 1463	- Representative Ervin
House Resolution No. 1464	- Representative Lipke
House Resolution No. 1465	- Representative Ruestman, et al
House Resolution No. 1466	- Representative Pearce
House Resolution No. 1467	- Representative Ervin
House Resolution No. 1468	- Representative Bough
House Resolution No. 1469	- Representative Ward
House Resolution No. 1470	
and	
House Resolution No. 1471	- Representative Guest

INTRODUCTION OF HOUSE JOINT RESOLUTION

The following House Joint Resolution was read the first time and copies ordered printed:

HJR 25, introduced by Representative Shoemaker (8), relating to executive departments.

INTRODUCTION OF HOUSE BILLS - APPROPRIATIONS

The following House Bills were read the first time and copies ordered printed:

HB 16, introduced by Representative Bearden, to appropriate money for capital improvement and other purposes for the several departments of state government and the divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, from the funds herein designated for the period beginning July 1, 2003 and ending June 30, 2005.

HB 17, introduced by Representative Bearden, to appropriate money for expenses, grants, refunds, distributions and other purposes for the several departments of state government and the divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, from the funds designated herein.

HB 18, introduced by Representative Bearden, to appropriate money for capital improvement projects involving the maintenance, repair, replacement, and improvement of state buildings and facilities, including installation, modification, and renovation of facility components, equipment or systems, and to transfer money among certain funds.

HB 20, introduced by Representative Bearden, to appropriate money for capital improvement and other purposes for the several departments of state government and the divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, from the funds herein designated for the period beginning July 1, 2003 and ending June 30, 2005.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 730, introduced by Representatives Goodman, Mayer, Lipke, Moore and Stevenson, relating to criminal procedures.

HB 731, introduced by Representatives Burnett and Vogt, relating to reinstatement of drivers' licenses.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 30 was read the second time.

SECOND READING OF HOUSE BILL - APPROPRIATIONS

HB 19 was read the second time.

SECOND READING OF HOUSE BILLS

HB 722 through **HB 729** were read the second time.

SECOND READING OF SENATE BILLS

SB 275, SCS SB 385, SCS SB 422, SB 438, SCS SB 447, SB 463, SB 511, SCS SB 544, SB 552, SB 554, SCS SB 594, SB 598, SB 623 and SB 697 were read the second time.

PERFECTION OF HOUSE BILL

HB 444, relating to excursion boat gaming fees, was taken up by Representative Jackson.

Representative Quinn assumed the Chair.

Representative Behnen assumed the Chair.

Representative Quinn resumed the Chair.

Speaker Pro Tem Jetton assumed the Chair.

Representative Ward offered **House Amendment No. 1**.

Representative Goodman raised a point of order that **House Amendment No. 1** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

Representative Quinn resumed the Chair.

Representative Seigfreid offered **House Amendment No. 2**.

House Amendment No. 2 was withdrawn.

Representative Sager offered **House Amendment No. 3**.

Speaker Hanaway resumed the Chair.

Representative Goodman raised a point of order that **House Amendment No. 3** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

Representative Quinn resumed the Chair.

Representative Kuessner offered **House Amendment No. 4**.

Representative Goodman raised a point of order that **House Amendment No. 4** goes beyond the scope of the bill.

Representative Quinn requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

Representative Darrough offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Bill No. 444, Pages 6 and 7, Section 313.835, Line 191, by deleting Lines 191 through 197.

Representative Darrough moved that **House Amendment No. 5** be adopted.

Which motion was defeated.

Representative Riback Wilson (25) offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Bill No. 444, Page 3, Section 313.835, Line 68, by deleting the word “**seven**” and inserting in lieu thereof the words:

“**until June 30, 2005, five million dollars shall be transferred to the veterans’ commission capital improvement trust fund. After June 30, 2005, three**”.

Representative Riback Wilson (25) moved that **House Amendment No. 6** be adopted.

Which motion was defeated.

On motion of Representative Jackson, **HB 444** was ordered perfected and printed by the following vote:

AYES: 119

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bivins	Black
Bringer	Brown	Bruns	Byrd	Carnahan
Cooper 120	Cooper 155	Crawford	Crowell	Cunningham 145
Cunningham 86	Darrough	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Green
Guest	Hampton	Harris 110	Haywood	Henke
Hobbs	Holand	Hunter	Icet	Jackson
Jetton	Johnson 47	Johnson 90	Kelly 144	King
Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	Liese	Lipke	Luetkemeyer	Marsh
May	Mayer	McKenna	Merideth	Miller
Moore	Morris	Munzlinger	Nieves	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sager	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid

Selby	Self	Shoemaker	Skaggs	Smith 118
Smith 14	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Threlkeld	Townley	Villa	Wagner
Ward	Wasson	Whorton	Wildberger	Willoughby
Wilson 119	Wilson 130	Witte	Wood	Wright
Yaeger	Yates	Young	Madam Speaker	

NOES: 034

Bishop	Bland	Bough	Brooks	Burnett
Campbell	Corcoran	Curls	Daus	Donnelly
Dougherty	El-Amin	Fraser	Graham	Harris 23
Hilgemann	Hoskins	Hubbard	Johnson 61	Jolly
Jones	LeVota	Lowe	Meiners	Muckler
Page	Shoemyer	Thompson	Vogt	Walker
Walton	Wilson 25	Wilson 42	Zweifel	

PRESENT: 006

George	Salva	Spreng	Viebrock	Wallace
Walsh				

ABSENT WITH LEAVE: 004

Adams	Boykins	Kelly 36	Myers
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REFERRAL OF HOUSE RESOLUTIONS

The following House Resolutions were referred to the Committee indicated:

HR 887 - Small Business

HR 1086 - Rules

REFERRAL OF HOUSE CONCURRENT RESOLUTION

The following House Concurrent Resolution was referred to the Committee indicated:

HCR 30 - Special Committee on Urban Issues

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SCS#2 SB 1 - Tourism and Cultural Affairs

SB 93 - Tax Policy

SB 120 - Local Government

SB 143 - Judiciary

SB 165 - Small Business

SB 175 - Tax Policy

SB 204 - Education

SCS SB 237 - Tourism and Cultural Affairs

SB 293 - Tax Policy
SCS SB 295 - Local Government
SB 327 - Professional Registration and Licensing
SB 334 - Conservation and Natural Resources
SCS SB 358 - Elections
SCS SB 373 - Financial Services
SCS SB 385 - Financial Services
SB 392 - Conservation and Natural Resources
SB 399 - Crime Prevention and Public Safety
SB 407 - Financial Services
SCS SB 422 - Elections
SB 425 - Crime Prevention and Public Safety
SCS SB 427 - Financial Services
SB 431 - Health Care Policy
SB 457 - Judiciary
SB 463 - Judiciary
SB 504 - Local Government
SB 534 - Senior Security
SCS SB 544 - Budget
SCS SB 547 - Local Government
SB 548 - Judiciary
SB 552 - Retirement
SB 529 - Transportation and Motor Vehicles
SCS SB 562 - Local Government
SB 571 - Children and Families
SB 577 - Local Government
SB 578 - Local Government
SB 590 - Tax Policy
SCS SB 592 - Local Government
SCS SB 594 - Transportation and Motor Vehicles
SB 598 - Transportation and Motor Vehicles
SB 606 - Conservation and Natural Resources
SB 607 - Workforce Development and Workplace Safety
SB 611 - Financial Services
SB 616 - Judiciary
SB 618 - Health Care Policy
SCS SB 621 - Local Government
SB 623 - Budget
SCS SBs 632 & 644 - Education
SCS SB 635 - Children and Families
SCS SB 642 - Education
SB 651 - Agriculture
SCS SB 666 - Education
SB 668 - Agriculture
SCS SB 676 - Education

SCS SB 686 - Education

SB 697 - Transportation and Motor Vehicles

COMMITTEE REPORT

Committee on Education, Chairman Cunningham (86) reporting:

Madam Speaker: Your Committee on Education, to which was referred **HCR 11**, begs leave to report it has examined the same and recommends that it **Do Pass**.

HOUSE CONCURRENT RESOLUTION NO. 11

WHEREAS, current studies indicate that children left at home alone and unsupervised have lower academic test scores, have higher absentee rates at school, exhibit higher levels of fear, stress, nightmares, loneliness, and boredom, are 1.7 times more likely to use alcohol, and are 1.6 times more likely to smoke cigarettes; and

WHEREAS, recent data shows that violent juvenile crime rates soar and children are most likely to be victims of a violent crime committed by a nonfamily member between the hours of 3 p.m. and 8 p.m., the hours immediately after school; and

WHEREAS, according to the National Center for Juvenile Justice, children are at greater risk of being involved in crime, substance abuse, and teenage pregnancy in the hours after school, especially between the hours of 3 p.m. and 4 p.m.; and

WHEREAS, the most common activity for children after school is watching television, resulting in an average 23 hours of television watching per week; and

WHEREAS, the parents of more than 800,000 Missouri school-age children work outside the home; and

WHEREAS, according to the estimates of the Urban Institute of the United States Census Bureau, at least 7 million and as many as 15 million "latchkey children" return to an empty house on any given afternoon; and

WHEREAS, in the United States, families worry about their children being unsafe and having too much idle, unsupervised time; and

WHEREAS, the United States Departments of Education and Justice report that children in quality out-of-school programs have better academic performance, school attendance, behavior, and greater expectations for the future; and

WHEREAS, children who attend high quality out-of-school programs have better peer relations, emotional adjustment, conflict resolution skills, grades, and conduct in school compared to their peers who are not in out-of-school programs; and

WHEREAS, children who attend out-of-school programs spend more time in learning opportunities, academic activities, and enrichment activities, and spend less time watching television than their peers; and

WHEREAS, children who attend out-of-school programs miss fewer days of school, have better homework completion, better school behavior, and higher test scores; and

WHEREAS, the United States Congress has recognized the beneficial impact of out-of-school programs to our youth, and has increased the funding of out-of-school programs administered by the Missouri Department of Elementary and Secondary Education; and

WHEREAS, 92% of all Americans believe there should be organized activities for all youth during out-of-school hours; and

WHEREAS, it is estimated that less than 25% of all school-age children attend any out-of-school program, leaving 75% of our youth without a safe, supportive, and enriching environment during the unsupervised hours after the formal school day ends; and

WHEREAS, the Joint Interim committee on After-School Programs has studied several of the above-mentioned issues during the tenure of the Ninety-first General Assembly and recommends that a similar study committee be established to continue the study during the tenure of the Ninety-second General Assembly:

NOW, THEREFORE, BE IT RESOLVED by the members of the House of Representatives of the Ninety-second General Assembly, First Regular Session, the Senate concurring therein, that the "Joint Legislative Committee on Out-of-School Programs" be created to be comprised of five members of the Senate, appointed by the President Pro Tem of the Senate and the Senate Minority Floor Leader and five members of the House of Representatives, appointed by the Speaker of the House of Representatives and the House Minority Floor Leader; and

BE IT FURTHER RESOLVED that the committee continue and expand the in-depth studies conducted by the prior Joint Interim Committee on After-school Programs and to make a comprehensive analysis of the quantity and quality of Missouri out-of-school programs, including the solicitation of information from appropriate state agencies, public schools, youth development organizations, law enforcement agencies and juvenile officers, youth development and education experts, and the public (including youth) regarding the status of out-of-school programs; and

BE IT FURTHER RESOLVED that the committee, in consultation with the Departments of Elementary and Secondary Education, Social Services, and all other relevant agencies, make recommendations for an efficient and effective development plan to provide the opportunity for every Missouri school-age child to access quality out-of-school programs and design a system to train, mentor, and support out-of-school programs, and thereby guarantee their sustainability; and

BE IT FURTHER RESOLVED that the committee be authorized to hold hearings as it deems advisable, and that the staffs of Senate Research, House Research, and the Committee on Legislative Research provide such legal, research, clerical, technical, and bill drafting services requested by the committee; and

BE IT FURTHER RESOLVED that the General Assembly endorses all of state government to enthusiastically encourage our citizens to engage in innovative out-of-school programs and activities that ensure that all Missouri school-age children are not only safe, but also productive when the school day ends; and

BE IT FURTHER RESOLVED that the committee report its recommendations and findings to the General Assembly by January 1, 2005, and the authority of such committee shall terminate on December 31, 2004, unless reauthorized.

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SS SCR 7**.

SENATE SUBSTITUTE FOR SENATE CONCURRENT RESOLUTION NO. 7

WHEREAS, the State of Missouri is currently facing a budget crisis and has limited resources for state spending; and

WHEREAS, the General Assembly is a co-equal branch of state government and is responsible for the appropriation of state funds for various governmental entities; and

WHEREAS, the public expects and requires the General Assembly to ensure that state resources are being used as efficiently and effectively as possible; and

WHEREAS, the General Assembly is responsible for the appropriation of funds to support the operation of the forty-five judicial circuits of this state; and

WHEREAS, the General Assembly has a duty to ensure that funds appropriated to the forty-five judicial circuits are being used efficiently and effectively:

NOW THEREFORE BE IT RESOLVED that the members of the Missouri Senate, Ninety-Second General Assembly, First Regular Session, the House of Representatives concurring therein, hereby establish the Joint Interim Committee on Judicial Resources in Missouri; and

BE IT FURTHER RESOLVED that the Committee shall be composed of two majority members and one minority member of the Senate, to be appointed by the President Pro Tem of the Senate; two majority members and one minority member of the House of Representatives, to be appointed by the Speaker of the House of Representatives; and one appellate judge, one circuit judge, and one associate circuit judge, to be appointed by the chief justice of the supreme court; and

BE IT FURTHER RESOLVED that the Committee shall conduct a comprehensive analysis of the activities of the state's forty-five judicial circuits, including an examination of the caseload of each circuit judge, associate circuit judge, and any commissioner of the circuit, examine any other issues that the committee deems relevant, and make any recommendations for improving the efficiency and effectiveness of the judicial circuits; and

BE IT FURTHER RESOLVED that the Committee be authorized to hold hearings as it deems advisable, and may solicit any input or information necessary to fulfill its obligations from the Office of State Courts Administrator, any judicial circuit within the state and the Missouri Bar; and

BE IT FURTHER RESOLVED that the staffs of House Research, Senate Research and the Committee on Legislative Research shall provide such legal, research, clerical, technical and bill drafting services as the Committee may require in the performance of its duties; and

BE IT FURTHER RESOLVED that the Committee, its members, and any staff personnel assigned to the Committee shall receive reimbursement for their actual and necessary expenses incurred in attending meetings of the Committee or any subcommittee thereof; and

BE IT FURTHER RESOLVED that the Committee report its recommendations and findings to the Missouri General Assembly by January 1, 2004, and the authority of such Committee shall terminate on December 31, 2003; and

BE IT FURTHER RESOLVED that the Secretary of the Missouri Senate be instructed to prepare properly inscribed copies of this resolution for the President Pro Tem of the Senate, the Speaker of the House of Representatives, the office of the State Courts Administrator which office shall supply a copy to each judicial circuit in the state, and the Missouri Bar Association.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has third read and passed **SS SCS SCR 13**, entitled.

SENATE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
SENATE CONCURRENT RESOLUTION NO. 13

Establishing a Subcommittee on Competition and Privatization within the Joint Committee on Legislative Research.

WHEREAS, the current budgetary situation has brought about a heightened necessity to re-examine the state's expenditures; and

WHEREAS, the state performs many functions which are similarly performed by private industry; and

WHEREAS, certain aspects of state administration and services may be more efficiently served by private involvement; and

WHEREAS, the Joint Committee on Legislative Research is established pursuant to the Constitution to carry out the duties assigned to it by law:

NOW, THEREFORE, BE IT RESOLVED by the members of the Missouri Senate, Ninety-second General Assembly, First Regular Session, the House of Representatives concurring therein, that we hereby create a Subcommittee on Competition and Privatization within the Joint Committee on Legislative Research; and

BE IT FURTHER RESOLVED, the subcommittee shall identify ways to reduce cost to state government and increase quality of state services to the citizens of this state; and

BE IT FURTHER RESOLVED, the subcommittee shall perform both a competition review and privatization review and make recommendations based on its findings; and

BE IT FURTHER RESOLVED that the Subcommittee herein established shall consist of sixteen members of which four shall be members of the Senate appointed by the President Pro Tem of the Senate of which at least two shall be members of the minority party, four shall be members of the House of Representatives appointed by the Speaker of the House of Representatives of which at least two shall be members of the minority party, four shall be representatives of private businesses appointed by the President Pro Tem of the Senate of which at least two shall be members of the minority party, four shall be representatives of private business appointed by the Speaker of the House of Representatives of which at least two shall be members of the minority party, and the President Pro Tem of the Senate and the Speaker of the House of Representatives shall collaborate to ensure that the membership of the Subcommittee reflects adequate minority and gender representation; and

BE IT FURTHER RESOLVED that the Joint Committee on Legislative Research shall provide the necessary staff resources for the Subcommittee from its own staff, although it may choose to call upon the additional resources of the Senate and House Research offices; and

BE IT FURTHER RESOLVED that the subcommittee is authorized to call upon any department, office, division, or agency of this state to assist in gathering information pursuant to its objective provided herein; and

BE IT FURTHER RESOLVED that within funds available to the committee, it may employ necessary consulting services to assist in its objectives and provide for reasonable reimbursement of non-legislative members of the committee; and

BE IT FURTHER RESOLVED that the subcommittee shall hold its initial meeting no later than the first Friday after the start of the first September Veto Session of the Ninety-second General Assembly and shall meet at least quarterly thereafter; and

BE IT FURTHER RESOLVED that the subcommittee must deliver its first report to the Governor, General Assembly, the state Auditor, and the Joint Committee on Legislative Research with its findings and recommendations by January 15, 2004 and a second report to the same by December 31, 2004; and

BE IT FURTHER RESOLVED that the subcommittee shall expire at the end of the Ninety-second General Assembly; and

BE IT FURTHER RESOLVED that the Secretary of the Senate be instructed to prepare a properly inscribed copy of this resolution for the President Pro Tem of the Senate, the Speaker of the House of Representatives, and the Joint Committee on Legislative Research.

In which the concurrence of the House is respectfully requested.

ADJOURNMENT

On motion of Representative Brown, the House adjourned until 10:00 a.m., Tuesday, April 8, 2003.

CORRECTIONS TO THE HOUSE JOURNAL

Correct House Journal, Forty-sixth Day, Thursday, April 3, 2003, page 926, line 31, by deleting said line.

AFFIDAVITS

I, State Representative Maynard Wallace, District 143, hereby state and affirm that my vote as recorded on Pages 922 and 923 of the House Journal for Thursday, April 3, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 7th day of April 2003.

/s/ Maynard Wallace
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 7th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Steve Hobbs, District 21, hereby state and affirm that my vote as recorded on Page 923 of the House Journal for Thursday, April 3, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 7th day of April 2003.

/s/ Steve Hobbs
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 7th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Jason Crowell, District 158, hereby state and affirm that my vote as recorded on Page 924 of the House Journal for Thursday, April 3, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 7th day of April 2003.

/s/ Jason Crowell
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 7th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

ADMINISTRATION AND ACCOUNTS

Thursday, April 10, 2003, 8:30 a.m. Hearing Room 1.
Executive Session may follow.
Public Hearing to be held on: SB 15

AGRICULTURE

Tuesday, April 8, 2003, 12:00 p.m. Hearing Room 1.
Possible Executive Session.
Public Hearing to be held on: HB 494, HB 638, SB 36, SB 84

AGRICULTURE

Wednesday, April 9, 2003, 8:00 a.m. Hearing Room 6.
Possible Executive Session.
Public Hearing to be held on: HB 436, HB 457, SB 36, SB 84

BUDGET

Tuesday, April 8, 2003, 8:00 a.m. Hearing Room 3.

Possible Executive Session.

Fiscal Review on HS HB 511.

Public Hearing to be held on: HB 52, HB 134, HB 179, HB 585, HB 641, HCR 17

CHILDREN AND FAMILIES

Tuesday, April 8, 2003, 6:00 p.m. Hearing Room 1.

Executive Session may follow.

Public Hearing to be held on: HB 673, SB 30, SB 63, SB 330

COMMUNICATIONS, ENERGY AND TECHNOLOGY

Tuesday, April 8, 2003, 12:00 p.m. Hearing Room 3.

Executive Session may follow.

Public Hearing to be held on: HB 635, SB 246

CONSERVATION AND NATURAL RESOURCES

Wednesday, April 9, 2003, 12:00 p.m. Hearing Room 5.

Executive Session may follow.

Public Hearing to be held on: HB 205, HB 442, HB 672

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, April 8, 2003, 5:00 p.m. Hearing Room 3.

Executive Session may follow.

Public Hearing to be held on: HB 148, HB 223, HB 360, HB 654, HB 658, SB 294, SB 466

ELECTIONS

Tuesday, April 8, 2003, 6:00 p.m. Hearing Room 7.

Executive Session will precede hearing.

Public Hearing to be held on: HB 686, SB 136, SB 173, SB 321

Executive Session to be held on: HB 544, HB 577, HB 657, SB 57

FINANCIAL SERVICES

Tuesday, April 8, 2003, 12:00 p.m. Hearing Room 6. AMENDED NOTICE

Possible Executive Session.

Public Hearing to be held on: HB 460, HB 612, SB 292, SB 496

HOMELAND SECURITY AND VETERANS AFFAIRS

Tuesday, April 8, 2003, 5:00 p.m. Hearing Room 5.

Executive Session to be held on: HB 632, HCR 19, SB 325

JOB CREATION AND ECONOMIC DEVELOPMENT

Wednesday, April 9, 2003, 12:00 p.m. Hearing Room 6. AMENDED NOTICE

Executive Session will follow.

Public Hearing to be held on: HB 680, HB 693

JOINT COMMITTEE ON GAMING AND WAGERING

Wednesday, April 9, 2003, 9:00 a.m. Hearing Room 7.

Organizational meeting / Election of Chairman and Vice-Chairman.

JUDICIARY

Wednesday, April 9, 2003, 8:00 a.m. Hearing Room 3.

Executive Session may follow on HBs 105, 213, 382, 374, 406; SBs 203, 101, 214, 357, 421, 469, 521 and 537.

Public Hearing to be held on: HB 238, HB 374, HB 406, SB 101, SB 214, SB 357, SB 421, SB 469, SB 521, SB 537

LOCAL GOVERNMENT

Thursday, April 10, 2003, 8:00 a.m. Hearing Room 6.

Executive Session on previously heard Senate Bills.

Public Hearing to be held on: SB 121, SB 122, SB 142, SB 202, SB 212, SB 224, SB 238, SB 281, SB 301

LOCAL GOVERNMENT

Thursday, April 10, 2003. Hearing Room 6 upon morning recess.

Executive Session on previously heard Senate Bills.

PROFESSIONAL REGISTRATION AND LICENSING

Tuesday, April 8, 2003, 12:00 p.m. Hearing Room 4.

Executive Session may follow.

Public Hearing to be held on: HB 520, HB 579, HB 700, SB 376, SB 478, SB 540

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, April 9, 2003, 7:30 p.m. Hearing Room 5.

Informational meeting.

Reps. Doctors of Osteopathy, Chiropractic, Physicians' Assistants, etc.

SPECIAL COMMITTEE ON URBAN ISSUES

Tuesday, April 8, 2003, 5:00 p.m. Hearing Room 2.

Committee will meet at 5:00 p.m. or upon evening adjournment.

Executive Session to be held on: HB 340, HB 607, HB 640

TAX POLICY

Tuesday, April 8, 2003, 12:00 p.m. Hearing Room 7. AMENDED NOTICE #2

Executive Session may follow.

Public Hearing to be held on: HB 143, HB 424, HB 595, HJR 15, SB 11, SB 52, SB 269, SB 522

TRANSPORTATION AND MOTOR VEHICLES

Wednesday, April 9, 2003, 12:00 p.m. Hearing Room 7. AMENDED NOTICE

Possible Executive Session HBs 614, 466, 689, 684, 702; SBs 289, 314, 355, 356, 54, 207, 423.

Public Hearing to be held on: HB 684, HB 689, HB 702, SB 54, SB 207, SB 355, SB 356, SB 423

HOUSE CALENDAR

FORTY-EIGHTH DAY, TUESDAY, APRIL 8, 2003

HOUSE JOINT RESOLUTION FOR SECOND READING

HJR 25

HOUSE BILLS FOR SECOND READING

HB 730 and HB 731

HOUSE BILLS FOR SECOND READING - APPROPRIATIONS

- 1 HB 16
- 2 HB 17
- 3 HB 18
- 4 HB 20

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 132, 173, 117 & 48 - Wright
- 2 HCS HB 215, 218, 115 & 83 - Myers
- 3 HCS HB 190 & 214 - Fares
- 4 HCS HB 51 - Mayer
- 5 HCS HB 387 - Pearce
- 6 HCS HB 109 & 34 - Fares
- 7 HCS HB 404, 324, 403, 344, 426 & 541 - Rector
- 8 HB 263 - Cooper (120)
- 9 HB 470 - Mayer
- 10 HCS HB 121 - Portwood
- 11 HCS HB 679 & 396 - Hanaway
- 12 HB 481 - Crowell
- 13 HCS HB 468 - Byrd
- 14 HCS HB 142 - Dempsey
- 15 HCS HB 564 - Behnen

HOUSE BILL FOR PERFECTION - FEDERAL MANDATE

HCS HB 435 - Engler

HOUSE BILL FOR THIRD READING

HS HB 511, (Budget 4-03-03) - Deeken

SENATE CONCURRENT RESOLUTION FOR SECOND READING

SS SCS SCR 13

SENATE BILLS FOR THIRD READING - CONSENT

(4-07-03)

1 SCS SB 4, HCA 1 - Johnson (47)

2 SB 255 - Engler

SENATE BILL FOR THIRD READING

SCS SB 299 & 40 - Bearden

SENATE BILL FOR THIRD READING - FEDERAL MANDATE

SCS SB 194 & 189, E.C. - St. Onge

HOUSE CONCURRENT RESOLUTION

HCR 11, (4-07-03) - Moore

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

FORTY-EIGHTH DAY, TUESDAY, APRIL 8, 2003

Speaker Hanaway in the Chair.

Prayer by Reverend James Earl Jackson.

Heavenly Father, Our Source of Strength, it is written, "When I am afraid, I will put my trust in You", even so we trust in You in the midst of fearful and stressful times.

You are, indeed, the Source of everything: Strength for our day, wisdom for our task, grace for every battle, provision for each need, assistance for every encounter, and comfort for our soul.

Open our eyes that we might see victories rather than failures, progress rather than confusion, opportunities rather than opposition.

Now may the grace of our Lord and the love of God be with us all.

To You be the glory, both now and forevermore.

In the name of Your Son we pray. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Kaylee Conley, Jenna Eck, Katie Eiskina and Kimberly Heidlage.

The Journal of the forty-seventh day was approved as corrected.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 1472

through

House Resolution No. 1478 - Representative Avery

House Resolution No. 1479

through

House Resolution No. 1492 - Representative Fares

House Resolution No. 1493

through

House Resolution No. 1506 - Representatives Bivins and Lembke

House Resolution No. 1507 - Representative Shoemyer (9)

House Resolution No. 1508

and

House Resolution No. 1509 - Representative Dixon

House Resolution No. 1510

and

House Resolution No. 1511 - Representative Skaggs

INTRODUCTION OF HOUSE BILL

The following House Bill was read the first time and copies ordered printed:

HB 732, introduced by Representatives Dixon and Viebrock, relating to compensation for those released from the department of corrections after post-conviction DNA testing.

SECOND READING OF HOUSE JOINT RESOLUTION

HJR 25 was read the second time.

SECOND READING OF HOUSE BILLS

HB 730 and **HB 731** were read the second time.

SECOND READING OF HOUSE BILLS - APPROPRIATIONS

HB 16, **HB 17**, **HB 18** and **HB 20** were read the second time.

SECOND READING OF SENATE CONCURRENT RESOLUTION

SS SCS SCR 13 was read the second time.

PERFECTION OF HOUSE BILLS

HB 470, relating to methamphetamine materials, was taken up by Representative Mayer.

Representative Mayer offered **HS HB 470**.

Representative Goodman offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Substitute for House Bill No. 470, Page 1, Line 5, by inserting the word "**precursors**" after the word "methamphetamine".

On motion of Representative Goodman, **House Amendment No. 1** was adopted.

Representative Seigfreid offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Substitute for House Bill No. 470, Page 2, Section 195.417, Line 8, by deleting the words "six feet" and inserting in lieu thereof the words "**line of sight**".

Representative Stevenson offered **House Substitute Amendment No. 1 for House Amendment No. 2**.

Representative Purgason assumed the Chair.

House Substitute Amendment No. 1 for House Amendment No. 2 was withdrawn.

Representative Jolly offered **House Substitute Amendment No. 2 for House Amendment No. 2**.

*House Substitute Amendment No. 2
for
House Amendment No. 2*

AMEND House Substitute for House Bill No. 470, Page 2, Line 8, by inserting immediately after the word "feet" the words "**and an unobstructed view**".

On motion of Representative Jolly, **House Substitute Amendment No. 2 for House Amendment No. 2** was adopted.

Representative Stevenson offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Substitute for House Bill No. 470, Page 2, Section 195.417.2, Line 11, by inserting after the word "that" on said line the following:

"utilizes a product tag and detection alarm which".

On motion of Representative Stevenson, **House Amendment No. 3** was adopted by the following vote:

AYES: 094

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Bringer
Brown	Bruns	Byrd	Cooper 120	Cooper 155
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Daus	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Dusenberg	Emery	Engler	Ervin
Fares	Fraser	Goodman	Guest	Hobbs
Holand	Hunter	Icet	Jackson	Jetton
Johnson 90	Jolly	Kelly 144	Kelly 36	Kingery
Lager	Lembke	LeVota	Lipke	Luetkemeyer
Marsh	May	Mayer	Miller	Moore

Morris	Munzlinger	Nieves	Parker	Pearce
Phillips	Portwood	Pratt	Quinn	Rector
Reinhart	Roark	Ruestman	Rupp	Sander
Schaaf	Schlottach	Schneider	Selby	Shoemaker
Shoemyer	Smith 118	Smith 14	Stefanick	Stevenson
Sutherland	Taylor	Threlkeld	Viebrock	Villa
Wallace	Wasson	Wilson 119	Wilson 130	Wood
Wright	Yates	Young	Madam Speaker	

NOES: 062

Abel	Barnitz	Bishop	Bland	Brooks
Burnett	Campbell	Carnahan	Corcoran	Darrough
Davis 122	Donnelly	Dougherty	El-Amin	George
Graham	Green	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hoskins	Hubbard
Johnson 47	Johnson 61	Jones	Kratky	Kuessner
Liese	Lowe	McKenna	Meiners	Merideth
Muckler	Page	Purgason	Ransdall	Sager
Salva	Schoemehl	Seigfreid	Self	Skaggs
Spreng	St. Onge	Thompson	Townley	Vogt
Walker	Walsh	Walton	Ward	Whorton
Wildberger	Willoughby	Wilson 25	Wilson 42	Witte
Yaeger	Zweifel			

PRESENT: 000

ABSENT WITH LEAVE: 007

Adams	Boykins	King	Lawson	Myers
Richard	Wagner			

On motion of Representative Mayer, **HS HB 470, as amended**, was adopted.

On motion of Representative Mayer, **HS HB 470, as amended**, was ordered perfected and printed.

HCS HBs 404, 324, 403, 344, 426 & 541, relating to the regulation of utilities, was taken up by Representative Rector.

Representative Rector offered **HS HCS HBs 404, 324, 403, 344, 426 & 541**.

Representative Byrd offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Substitute for House Committee Substitute for House Bill Nos. 404, 324, 403, 344, 426 & 541, Page 39, Section 393.1018, Line 11 of said page, by inserting immediately after all of said line the following:

"Section 1. A steam heating company having fewer than one hundred customers in this state may file under the small company rate procedure established by the public service commission in 4 CSR 240-2.200 by giving notice to the secretary of the commission, the public counsel, each customer, and each gas corporation or electric corporation providing utility service in the area. Any customer, gas corporation, or electric corporation

responding within thirty days of the date of notice shall be entitled to copies of all filings subsequently made in the case and may participate in any conferences or hearings therein."; and

Further amend said bill in the title, enacting clause, and intersectional references accordingly.

On motion of Representative Byrd, **House Amendment No. 1** was adopted.

Representative Johnson (90) requested a division of the question on **HS HCS HBs 404, 324, 403, 344, 426 & 541, as amended.**

Representative Byrd requested an additional division of the question on **HS HCS HBs 404, 324, 403, 344, 426 & 541, as amended.**

Representative Johnson (90) withdrew the motion to divide the question on **HS HCS HBs 404, 324, 403, 344, 426 & 541, as amended.**

Representative Byrd withdrew the additional motion to divide the question on **HS HCS HBs 404, 324, 403, 344, 426 & 541, as amended.**

HCS HBs 404, 324, 403, 344, 426 & 541, with HS, as amended, pending, was laid over.

On motion of Representative Crowell, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Representative Purgason.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Stephanie Agre, Jared Agre and Lacey Underwood.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 1512	-	Representative Baker
House Resolution No. 1513	-	Representative Walker
House Resolution No. 1514	-	Representative Fares
House Resolution No. 1515	-	Representative Smith (14), et al
House Resolution No. 1516	-	Representative Kelly (36)
House Resolution No. 1517	-	Representative Deeken
House Resolution No. 1518	-	Representative Liese
House Resolution No. 1519	-	Representative Dusenberg
House Resolution No. 1520		
and		
House Resolution No. 1521	-	Representative Cooper (120)
House Resolution No. 1522		
through		
House Resolution No. 1605	-	Representative Hobbs

House Resolution No. 1606

through

House Resolution No. 1610 - Representative Wilson (119)

House Resolution No. 1611 - Representative Smith (14)

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 733, introduced by Representatives Goodman, Stevenson and Lipke, relating to assault in the third degree.

HB 734, introduced by Representatives Goodman and Stevenson, relating to the appointment of circuit clerks.

HB 735, introduced by Representatives Bruns, Wildberger, Carnahan, Bivins, Muckler, Lembke and Icet, et al, relating to firemen's retirement systems.

PERFECTION OF HOUSE BILL

HCS HBs 404, 324, 403, 344, 426 & 541, with HS, as amended, pending, relating to the regulation of utilities, was again taken up by Representative Rector.

Representative Johnson (90) requested a division of the question on **HS HCS HBs 404, 324, 403, 344, 426 & 541, as amended**.

On motion of Representative Rector, **Part I of HS HCS HBs 404, 324, 403, 344, 426 & 541** was adopted by the following vote:

AYES: 146

Abel	Angst	Avery	Baker	Barnitz
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Bringer	Brown	Bruns
Burnett	Byrd	Campbell	Carnahan	Cooper 155
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Green
Guest	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hobbs	Hoskins	Hubbard
Hunter	Ice	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lipke
Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Merideth	Miller	Moore
Morris	Munzlinger	Nieves	Page	Parker

Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Ruestman	Rupp
Sager	Salva	Schaaf	Schlottach	Schoemehl
Seigfreid	Selby	Self	Shoemaker	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Wagner
Walker	Wallace	Walsh	Walton	Ward
Wasson	Whorton	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 000

PRESENT: 001

Taylor

ABSENT WITH LEAVE: 016

Adams	Bean	Boykins	Brooks	Cooper 120
Corcoran	Graham	Holand	Kratky	Muckler
Myers	Reinhart	Richard	Roark	Sander
Schneider				

Representative Willoughby offered **House Amendment No. 1 to Part II**.

House Amendment No. 1

AMEND Part II of House Substitute for House Committee Substitute for House Bill Nos. 404, 324, 403, 344, 426 & 541, Page 3, Section 386.135, Lines 7-9, by deleting all of said lines after the word "in", and inserting in lieu thereof the following:

"one or more of the following fields: accounting, economics, finance, engineering, utility operations, law or public policy."; and

Further amend Lines 15 and 16, by striking the word "or" and inserting in lieu thereof a ","; and striking the word "and" in Line 16, and inserting in lieu thereof the word ", **or**".

On motion of Representative Willoughby, **House Amendment No. 1 to Part II** was adopted.

On motion of Representative Rector, **Part II of HS HCS HBs 404, 324, 403, 344, 426 & 541, as amended**, was adopted.

Representative Smith (118) assumed the Chair.

On motion of Representative Rector, **Part III of HS HCS HBs 404, 324, 403, 344, 426 & 541** was adopted.

On motion of Representative Rector, **Part IV of HS HCS HBs 404, 324, 403, 344, 426 & 541** was adopted by the following vote:

AYES: 155

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Davis 19	Deeken	Dempsey
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Icet	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lawson	Lembke	LeVota	Liese
Lipke	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Merideth	Miller	Moore
Morris	Munzlinger	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 008

Adams	Boykins	Dethrow	Lowe	Muckler
Myers	Richard	Schneider		

Representative Fraser offered **House Amendment No. 1 to Part V.**

House Amendment No. 1

AMEND Part V of House Substitute for House Committee Substitute for House Bill Nos. 404, 324, 403, 344, 426 & 541, Page 12, Section 393.156, Line 13, by inserting immediately after the word "considered" and period:

"In making its decision, the commission is not limited to approving or rejecting the ratemaking principles proposed by the company. The commission may accept or reject the proposed principles filed by the company, or may prescribe other principles, including no pre-approval and a prudence determination to be made when the construction and/or contracting is completed and the costs are presented for inclusion in rates."

Representative Purgason resumed the Chair.

Representative Fraser moved that **House Amendment No. 1 to Part V** be adopted.

Which motion was defeated.

Representative Page offered **House Amendment No. 2 to Part V**.

Representative Stevenson raised a point of order that **House Amendment No. 2 to Part V** goes beyond the scope of the bill.

Representative Purgason requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

Representative Jones offered **House Amendment No. 3 to Part V**.

Representative Stevenson raised a point of order that **House Amendment No. 3 to Part V** goes beyond the scope of the bill.

Representative Purgason requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

Representative Walker offered **House Amendment No. 4 to Part V**.

House Amendment No. 4

AMEND Part V of House Substitute for House Committee Substitute for House Bill Nos. 404, 324, 403, 344, 426 & 541, Page 10, Section 393.156, Line 9 of said page, by inserting after the words "gas plant" the following:

"to be located within the State of Missouri"; and

Further amend said bill, Page 11, Section 393.156, Line 23 of said page, by deleting all of said line.

Representative Willoughby offered **House Substitute Amendment No. 1 for House Amendment No. 4 to Part V**.

*House Substitute Amendment No. 1
for
House Amendment No. 4*

AMEND Part V of House Substitute for House Committee Substitute for House Bill Nos. 404, 324, 403, 344, 426 & 541, Page 12, Section 393.156, Line 2 of said page, by inserting immediately after the word "ratepayers" the words **"and shall give preference to facilities to be located within the state of Missouri."**

On motion of Representative Willoughby, **House Substitute Amendment No. 1 for House Amendment No. 4 to Part V** was adopted.

Representative Johnson (90) offered **House Amendment No. 5 to Part V**.

Speaker Hanaway resumed the Chair.

Representative Stevenson raised a point of order that **House Amendment No. 5 to Part V** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

Representative Abel offered **House Amendment No. 6 to Part V**.

House Amendment No. 6 to Part V was withdrawn.

Representative El-Amin offered **House Amendment No. 7 to Part V**.

Representative St. Onge raised a point of order that **House Amendment No. 7 to Part V** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

On motion of Representative Rector, **Part V of HS HCS HBs 404, 324, 403, 344, 426 & 541, as amended**, was adopted.

Representative Abel offered **House Amendment No. 1 to Part VI**.

House Amendment No. 1

AMEND Part VI of House Substitute for House Committee Substitute for House Bill Nos. 404, 324, 403, 344, 426 & 541, Page 17, Subsection 6, Line 5, by [""] true-up ["].

On motion of Representative Abel, **House Amendment No. 1 to Part VI** was adopted.

HCS HBs 404, 324, 403, 344, 426 & 541, with Part VI of HS, as amended, pending, was laid over.

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SCS SB 16 - Local Government

SB 180 - Retirement

SB 275 - Local Government

SCS SB 351 - Health Care Policy

SCS SB 447 - Judiciary

SB 480 - Professional Registration and Licensing

SB 492 - Professional Registration and Licensing

SB 506 - Health Care Policy

SB 511 - Health Care Policy
SCS SB 513 - Local Government

COMMITTEE REPORTS

Committee on Budget, Chairman Bearden reporting:

Madam Speaker: Your Committee on Budget, to which was referred **HS HB 511** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

Committee on Education, Chairman Cunningham (86) reporting:

Madam Speaker: Your Committee on Education, to which was referred **SB 371**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Committee on Elections, Chairman May reporting:

Madam Speaker: Your Committee on Elections, to which was referred **SCS SB 29**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Elections, to which was referred **SB 50**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Committee on Health Care Policy, Chairman Holand reporting:

Madam Speaker: Your Committee on Health Care Policy, to which was referred **SB 266**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Committee on Local Government, Chairman Johnson (47) reporting:

Madam Speaker: Your Committee on Local Government, to which was referred **SB 14**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Local Government, to which was referred **SB 68**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Madam Speaker: Your Committee on Local Government, to which was referred **SCS SB 130**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Madam Speaker: Your Committee on Local Government, to which was referred **SCS SB 218**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Madam Speaker: Your Committee on Local Government, to which was referred **SB 232**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Local Government, to which was referred **SB 234**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Madam Speaker: Your Committee on Local Government, to which was referred **SB 235**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Local Government, to which was referred **SCS SB 239**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Local Government, to which was referred **SB 282**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Committee on Special Committee on General Laws, Chairman Wright reporting:

Madam Speaker: Your Committee on Special Committee on General Laws, to which was referred **SCS SB 296**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS#2 SCS SB 481**, entitled:

An act to repeal sections 21.795, 144.062, and 226.030, RSMo, and to enact in lieu thereof seven new sections relating to accountability measures governing the operations of the department of transportation.

With Senate Committee Amendment No. 1

Senate Committee Amendment No. 1

AMEND Senate Substitute #2 for Senate Committee Substitute for Senate Bill No. 481, Page 1, In the Title, Line 4, by inserting after "transportation" the following:

", with an effective date for a certain section"; and

Further amend said bill, Page 12, Section 2, Line 4, by inserting after all of said line the following:

"Section B. The repeal and reenactment of section 144.062 shall become effective July 1, 2005."

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SCR 2**.

SENATE CONCURRENT RESOLUTION NO. 2

WHEREAS, current studies indicate that children left at home alone and unsupervised have lower academic test scores, have higher absentee rates at school, exhibit higher levels of fear, stress, nightmares, loneliness, and boredom, are 1.7 times more likely to use alcohol, and are 1.6 times more likely to smoke cigarettes; and

WHEREAS, recent data shows that violent juvenile crime rates soar and children are most likely to be victims of a violent crime committed by a nonfamily member between the hours of 3 p.m. and 8 p.m., the hours immediately after school; and

WHEREAS, according to the National Center for Juvenile Justice, children are at greater risk of being involved in crime, substance abuse, and teenage pregnancy in the hours after school, especially between the hours of 3 p.m. and 4 p.m.; and

WHEREAS, the most common activity for children after school is watching television, resulting in an average 23 hours of television watching per week; and

WHEREAS, the parents of more than 800,000 Missouri school-age children work outside the home; and

WHEREAS, according to the estimates of the Urban Institute of the United States Census Bureau, at least 7 million and as many as 15 million "latchkey children" return to an empty house on any given afternoon; and

WHEREAS, in the United States, families worry about their children being unsafe and having too much idle, unsupervised time; and

WHEREAS, the United States Departments of Education and Justice report that children in quality out-of-school programs have better academic performance, school attendance, behavior, and greater expectations for the future; and

WHEREAS, children who attend high quality out-of-school programs have better peer relations, emotional adjustment, conflict resolution skills, grades, and conduct in school compared to their peers who are not in out-of-school programs; and

WHEREAS, children who attend out-of-school programs spend more time in learning opportunities, academic activities, and enrichment activities, and spend less time watching television than their peers; and

WHEREAS, children who attend out-of-school programs miss fewer days of school, have better homework completion, better school behavior, and higher test scores; and

WHEREAS, the United States Congress has recognized the beneficial impact of out-of-school programs to our youth, and has increased the funding of out-of-school programs administered by the Missouri Department of Elementary and Secondary Education; and

WHEREAS, 92% of all Americans believe there should be organized activities for all youth during out-of-school hours; and

WHEREAS, it is estimated that less than 25% of all school-age children attend any out-of-school program, leaving 75% of our youth without a safe, supportive, and enriching environment during the unsupervised hours after the formal school day ends; and

WHEREAS, the Joint Interim Committee on After-School Programs has studied several of the above-mentioned issues during the tenure of the Ninety-first General Assembly and recommends that a similar study committee be established to continue the study during the tenure of the Ninety-second General Assembly:

NOW, THEREFORE, BE IT RESOLVED by the members of the Senate of the Ninety-second General Assembly, First Regular Session, the House of Representatives concurring therein, that the "Joint Legislative Committee on Out-of-School Programs" be created to be comprised of five members of the Senate, appointed by the President Pro Tem of the Senate and the Senate Minority Floor Leader and five members of the House of Representatives, appointed by the Speaker of the House of Representatives and the House Minority Floor Leader; and

BE IT FURTHER RESOLVED that the committee continue and expand the in-depth studies conducted by the prior Joint Interim Committee on After-School Programs and to make a comprehensive analysis of the quantity and quality of Missouri out-of-school programs, including the solicitation of information from appropriate state agencies, public schools, youth development organizations, law enforcement agencies and juvenile officers, youth development and education experts, and the public (including youth) regarding the status of out-of-school programs; and

BE IT FURTHER RESOLVED that the committee, in consultation with the Departments of Elementary and Secondary Education, Social Services, and all other relevant agencies, make recommendations for an efficient and effective development plan to provide the opportunity for every Missouri school-age child to access quality out-of-school programs and design a system to train, mentor, and support out-of-school programs, and thereby guarantee their sustainability; and

BE IT FURTHER RESOLVED that the committee be authorized to hold hearings as it deems advisable, and that the staffs of Senate Research, House Research, and the Committee on Legislative Research provide such legal, research, clerical, technical, and bill drafting services requested by the committee; and

BE IT FURTHER RESOLVED that the General Assembly endorses all of state government to enthusiastically encourage our citizens to engage in innovative out-of-school programs and activities that ensure that all Missouri school-age children are not only safe, but also productive when the school day ends; and

BE IT FURTHER RESOLVED that the committee report its recommendations and findings to the General Assembly by January 1, 2005, and the authority of such committee shall terminate on December 31, 2004, unless reauthorized.

In which the concurrence of the House is respectfully requested.

MESSAGE FROM THE GOVERNOR

EXECUTIVE OFFICE
April 8, 2003

TO THE CHIEF CLERK OF THE
HOUSE OF REPRESENTATIVES
FIRST REGULAR SESSION
92ND GENERAL ASSEMBLY
STATE OF MISSOURI

Herewith I return to you **House Committee Substitute for House Bill No. 554**, entitled:

"AN ACT"

To repeal section 171.033, RSMo, and to enact in lieu thereof one new section relating to inclement weather exceptions for mandatory days of school attendance, with an emergency clause.

On April 8, 2003, I approved said **House Committee Substitute for House Bill No. 554**.

Respectfully submitted,

/s/ Bob Holden
Governor

ADJOURNMENT

On motion of Representative Crowell, the House adjourned until 10:00 a.m., Wednesday, April 9, 2003.

CORRECTION TO THE HOUSE JOURNAL

Correct House Journal, Forty-seventh Day, Monday, April 7, 2003, Page 941, Line 4, by deleting "**SB 554**" on said line.

COMMITTEE MEETINGS

ADMINISTRATION AND ACCOUNTS

Thursday, April 10, 2003, 8:30 a.m. Hearing Room 1. HEARING CANCELLED

Executive Session may follow.

Public Hearing to be held on: SB 15

AGRICULTURE

Wednesday, April 9, 2003, 8:00 a.m. Hearing Room 6.

Possible Executive Session.

Public Hearing to be held on: HB 436, HB 457, SB 36, SB 84

BUDGET

Wednesday, April 9, 2003, 5:00 p.m. Hearing Room 1.

Public Hearing to be held on: HB 698, HCR 17

Executive Session to be held on: HB 134, HB 179, HB 585, HB 641

CONSERVATION AND NATURAL RESOURCES

Wednesday, April 9, 2003, 12:00 p.m. Hearing Room 5. AMENDED NOTICE

Executive Session may follow.

Public Hearing to be held on: HB 205, HB 672, SB 334, SB 392, SB 606

CORRECTIONS AND STATE INSTITUTIONS

Wednesday, April 9, 2003, 6:00 p.m. Hearing Room 7.

Hearing will begin at 6:00 p.m. or upon evening adjournment.

Public Hearing to be held on: HB 674, HB 692, SB 108

Executive Session to be held on: HB 572, HCR 18

EDUCATION

Wednesday, April 9, 2003. Hearing Room 3 upon evening adjournment.

Possible Executive Session.

Possible hearing on SCS SB 632 & 644, SBs 676 & 666.

Public Hearing to be held on: SB 55, SB 204, SB 265, SB 519, SB 686

EDUCATION

Thursday, April 10, 2003, 8:00 a.m. Hearing Room 1.

Hearing on bills not heard Wednesday, April 9th.

Possible Executive Session.

HEALTH CARE POLICY

Wednesday, April 9, 2003, 6:00 p.m. Hearing Room 6.

Public Hearing to be held on: HB 688, HB 696, SB 34, SB 308, SB 618

Executive Session to be held on: SB 317

JOB CREATION AND ECONOMIC DEVELOPMENT

Wednesday, April 9, 2003, 12:00 p.m. Hearing Room 6. AMENDED NOTICE

Executive Session will follow.

Public Hearing to be held on: HB 680, HB 693

JOINT COMMITTEE ON GAMING AND WAGERING

Wednesday, April 9, 2003, 9:00 a.m. Hearing Room 7.

Organizational meeting/Election of Chairman and Vice-Chairman.

JUDICIARY

Wednesday, April 9, 2003, 8:00 a.m. Hearing Room 3.

Executive Session may follow on HBs 105, 213, 382, 374, 406;

SBs 203, 101, 214, 357, 421, 469, 521 & 537.

Public Hearing to be held on: HB 238, HB 374, HB 406, SB 101, SB 214,

SB 357, SB 421, SB 469, SB 521, SB 537

JUDICIARY

Wednesday, April 9, 2003, 12:00 p.m. Hearing Room 1.

Executive Session may follow on: SBs 474, 616, 471, 470, 465, 463, 457, 448, 401, 395, 394, 143

Will take up bills not heard 8:00 a.m.

Public Hearing to be held on: SB 143, SB 394, SB 395, SB 401, SB 448,

SB 457, SB 463, SB 465, SB 470, SB 471, SB 474, SB 616

LOCAL GOVERNMENT

Thursday, April 10, 2003, 8:00 a.m. Hearing Room 6.

Executive Session on previously heard Senate Bills.

Public Hearing to be held on: SB 121, SB 122, SB 142, SB 202, SB 212,

SB 224, SB 238, SB 281, SB 301

LOCAL GOVERNMENT

Thursday, April 10, 2003. Hearing Room 6 upon morning adjournment. AMENDED NOTICE
Executive Session on previously heard Senate Bills.
Public Hearing to be held on: SB 295, SB 562, SB 577

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, April 9, 2003, 7:30 p.m. Hearing Room 5.
Informational meeting.
Representatives from Doctors of Osteopathy, Chiropractic, Physicians' Assistants, etc.

RETIREMENT

Thursday, April 10, 2003, 8:30 a.m. Hearing Room 7.
Executive Session may follow.
Public Hearing to be held on: SB 180, SB 456, SB 552

SMALL BUSINESS

Wednesday, April 9, 2003, 12:00 p.m. Hearing Room 4.
Hearing will begin at 12:00 p.m. or upon morning recess.
Executive Session may follow.
Public Hearing to be held on: HR 887, SB 165

TOURISM AND CULTURAL AFFAIRS

Wednesday, April 9, 2003, 12:15 p.m. House Lounge.
Public Hearing to be held on: SB 1, SB 237
Executive Session to be held on: SB 1, SB 237

TRANSPORTATION AND MOTOR VEHICLES

Wednesday, April 9, 2003, 12:00 p.m. Hearing Room 7.
Executive Session may follow on HBs 614, 466, 689, 684, 702;
SBs 289, 314, 355, 356, 54, 207, 423, 594, 529, 598, 697. Amend.#2
Public Hearing to be held on: HB 684, HB 689, HB 702, SB 54, SB 207,
SB 355, SB 356, SB 423, SB 529, SB 594, SB 598, SB 697

WORKFORCE DEVELOPMENT AND WORKPLACE SAFETY

Wednesday, April 9, 2003, 12:00 p.m. Hearing Room 3.
Executive Session may follow.
Public Hearing to be held on: SB 607

HOUSE CALENDAR

FORTY-NINTH DAY, WEDNESDAY, APRIL 9, 2003

HOUSE BILLS FOR SECOND READING

HB 732 through HB 735

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 132, 173, 117 & 48 - Wright
- 2 HCS HB 215, 218, 115 & 83 - Myers
- 3 HCS HB 190 & 214 - Fares
- 4 HCS HB 51 - Mayer
- 5 HCS HB 387 - Pearce
- 6 HCS HB 109 & 34 - Fares
- 7 HCS HB 404, 324, 403, 344, 426 & 541, Part VI of HS, as amended, pending - Rector
- 8 HB 263 - Cooper (120)
- 9 HCS HB 121 - Portwood
- 10 HCS HB 679 & 396 - Hanaway
- 11 HB 481 - Crowell
- 12 HCS HB 468 - Byrd
- 13 HCS HB 142 - Dempsey
- 14 HCS HB 564 - Behnen

HOUSE BILL FOR PERFECTION - FEDERAL MANDATE

HCS HB 435 - Engler

HOUSE BILLS FOR THIRD READING

- 1 HS HB 511 - Deeken
- 2 HB 444 - Jackson

SENATE BILL FOR SECOND READING

SS#2 SCS SB 481, as amended

SENATE BILLS FOR THIRD READING - CONSENT

(4-07-03)

- 1 SCS SB 4, HCA 1 - Johnson (47)
- 2 SB 255 - Engler

(4-09-03)

- 1 HCS SB 234, E.C. - Ervin
- 2 SB 14 - Johnson (47)
- 3 SCS SB 29 -
- 4 SB 50 -
- 5 HCS SB 68 - Wasson
- 6 HCS SCS SB 130, E.C. - Davis (19)

- 7 HCS SCS SB 218 - George
- 8 SB 232 - Behnen
- 9 SB 235 - Johnson (47)
- 10 SCS SB 239 - Smith (118)
- 11 HCS SB 266 - Johnson (47)
- 12 SB 282 - Brown
- 13 SB 371 - Cunningham (86)

SENATE BILLS FOR THIRD READING

- 1 SCS SB 299 & 40 - Bearden
- 2 HCS SCS SB 296 - Sutherland

SENATE BILL FOR THIRD READING - FEDERAL MANDATE

SCS SB 194 & 189, E.C. - St. Onge

HOUSE CONCURRENT RESOLUTION

HCR 11, (4-07-03, Pages 945-946) - Moore

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

FORTY-NINTH DAY, WEDNESDAY, APRIL 9, 2003

Speaker Pro Tem Jetton in the Chair.

Prayer by Reverend James Earl Jackson.

Heavenly Father, we humbly approach You today on the basis of Your word, which says, "I will bless the Lord, who has given me counsel". For You give wisdom and out of Your mouth comes knowledge and understanding.

We are grateful that You guard the path of justice and preserve our way. Help us to discern righteousness, justice, fairness and every good way.

Father even as You have commanded light to shine out of darkness, may the light of understanding and truth shine in our hearts.

May You also continue to hold our families in Your hands and near Your heart as we serve apart from them.

Now may the grace of our Lord and the love of God be with us all.

To You be the glory, both now and forever. In the name of Your Son we pray. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Jacob Byrne, A.J. Bilyeu, Dominique Truelove, Tiffany Kanatzar, Jessica Etim, Andrew Lambur, Tamara Rice, Molly Starkey, Kari Salmon, Samantha Dobson, Ian Mackey, Cody Hinkle, Nick Mosley, Mark Pickerel, Ray Hickman, Jason Swann, Syeeda Fatima Hasan, Courtney Kozlowski and Tony Hernandez.

The Journal of the forty-eighth day was approved as corrected.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 1612	-	Representative Lipke
House Resolution No. 1613	-	Representative King, et al
House Resolution No. 1614		
through		
House Resolution No. 1655	-	Representative Moore
House Resolution No. 1656		
through		
House Resolution No. 1669	-	Representative Stefanick

House Resolution No. 1670

through

House Resolution No. 1683 - Representative Davis (19)

House Resolution No. 1684 - Representative Avery

House Resolution No. 1685 - Representative Bean

House Resolution No. 1686 - Representative Johnson (61)

House Resolution No. 1687 -

through

House Resolution No. 1689 - Representatives Harris (110) and Abel

House Resolution No. 1690 - Representative Harris (110)

House Resolution No. 1691 - Representative Lembke

House Resolution No. 1692 - Representative Kingery

House Resolution No. 1693 - Representative Bearden

House Resolution No. 1694 - Representative Salva

SECOND READING OF HOUSE BILLS

HB 732 through **HB 735** were read the second time.

SECOND READING OF SENATE BILL

SS#2 SCS SB 481, as amended, was read the second time.

PERFECTION OF HOUSE BILL

HCS HBs 679 & 396, relating to foster care, was taken up by Representative Hanaway.

Representative Hanaway offered **HS HCS HBs 679 & 396**.

Representative Hanaway offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Substitute for House Committee Substitute for House Bill Nos. 679 & 396, Page 36, Section 210.112, Line 14 of said page, by deleting all of said line and inserting in lieu thereof the following: "**2006.**"; and

Further amend said bill, Page 38, Section 210.145, Line 4 of said page, by inserting after the word "**all**" the phrase "**child abuse and neglect**"; and

Further amend said bill, Page 38, Section 210.145, Line 6 of said page, by inserting after the word "**All**" the phrase "**child abuse and neglect**"; and

Further amend said bill, Page 39, Section 210.145, Line 17 of said page, by deleting the words "**face-to-face**" and inserting in lieu thereof the words "**face-to-face**"; and

Further amend said bill, Page 41, Section 210.145, Line 12 of said page, by deleting all of said line and inserting in lieu thereof the following:

"are not the alleged abusers[, the parents] **and the abuse is alleged to have occurred in a school or child care**

facility, a parent of the child"; and

Further amend said bill, Page 49, Section 210.152, Lines 4 to 6 of said page, by deleting all of said lines and inserting in lieu thereof the following:

"five years from the date of the report; **except that, if no evidence of abuse or neglect is found by the division, no identifying information shall be retained by the division.** For"; and

Further amend said bill, Page 49, Section 210.152, Lines 10 to 12 of said page, by deleting all of said lines and inserting in lieu thereof the following:

"report; **except that, if no evidence of abuse or neglect is found by the division, no identifying information shall be retained by the division.** Such report shall include any exculpatory"; and

Further amend said bill, Page 61, Section 210.187, Line 9 of said page, by deleting the word "**and**"; and

Further amend said bill, Page 61, Section 210.187, Line 14 of said page, by deleting the period "." and inserting in lieu thereof the following:

"**; and**

_____ **(13) The number of children in foster care who have been adopted.**"; and

Further amend said bill, Page 76, Section 211.032, Line 15 of said page, by deleting the words "**transferring school**" and inserting in lieu thereof the phrase "**school that the child is transferring to**"; and

Further amend said bill, Pages 76 and 77, Section 211.059, Lines 24 and 25 of Page 76 and Lines 1 to 12 of Page 77, by deleting all of said lines and inserting in lieu thereof the following:

"211.059. 1. When a child is taken into custody by a juvenile officer"; and

Further amend said bill, Page 78, Section 211.059, Line 2 of said page, by deleting the numbers "[2.] 3." and inserting in lieu thereof the number "2."; and

Further amend said bill, Page 90, Section 211.321, Line 2 of said page, by deleting all of said line and inserting in lieu thereof the following:

"**5. For juvenile court proceedings described in subsection 1 of this section, pleadings and orders of the juvenile court other than**"; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Sager offered **House Amendment No. 1 to House Amendment No. 1.**

*House Amendment No. 1
to
House Amendment No. 1*

AMEND House Amendment No. 1 to House Substitute for House Committee Substitute for House Bill Nos. 679 & 396, Pages 20-68, by adding at the end of amendment:

Page 20, Line 5, add after "if a" **probable cause**; Line 6 remove [by a preponderance of the evidence]; and

Page 20, Line 22, add after "has had a" **probable cause**; Line 23 remove [by a preponderance of the evidence];

and

Page 25, Line 23, add after “found” **probable cause to believe**; remove [by a preponderance of the evidence]; and

Page 50, Lines 6 and 7, add after “determined that” **there is a probable cause to suspect**; delete [by a preponderance of the evidence]; and

Page 57, Line 3, add after “insufficient” **probable cause to believe**; Line 4 remove [evidence to prove by a preponderance of the evidence that]; and

Page 56, Line 22, add after “finds” **there is probable cause to believe**; Line 23, remove [by a preponderance of the evidence that]; and

Page 66, Line 19, add after “(2)” **probable cause**; remove [by a preponderance of the evidence]; and

Page 67, Line 12, add after “if a” **probable cause**; Line 13, remove [by a preponderance of the evidence]; and

Page 68, Line 14, add after “listings” **probable cause**.

Representative Sager moved that **House Amendment No. 1 to House Amendment No. 1** be adopted.

Which motion was defeated.

On motion of Representative Hanaway, **House Amendment No. 1** was adopted.

Representative Wright offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Substitute for House Committee Substitute for House Bill Nos. 679 & 396, Page 48, Section 210.147, Line 4 of said page, by inserting after the number “**210.147**,” the number “**1**.”; and

Further amend said bill, Page 48, Section 210.147, Line 16 of said page, by inserting after all of said line the following:

"2. All meetings and hearings held in relation to the removal of a child from the child's home by a juvenile officer or the division shall be recorded through the use of either audiotape or videotape equipment, or both, as determined by the division, and shall be transcribed by the division at the expense of the requesting party upon order of a court of competent jurisdiction. Any parent of a child that is the subject of such meetings and hearings may record such meetings and hearings or request a copy of the recording made by the division pursuant to this section. The division shall maintain the such recorded material for a period of six months after the case that is the subject of such meetings and hearings is closed by the division. Such information, except for identifying information and information mutually agreed upon to be confidential, shall be considered a public record."; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Burnett offered **House Amendment No. 1 to House Amendment No. 2**.

House Amendment No. 1 to House Amendment No. 2 was withdrawn.

Representative Stevenson offered **House Substitute Amendment No. 1 for House Amendment No. 2.**

*House Substitute Amendment No. 1
for
House Amendment No. 2*

AMEND House Substitute for House Committee Substitute for House Bill Nos. 679 & 396, Page 48, Section 210.147, Line 4 of said page, by inserting after the number "**210.147.**" the number "**1.**"; and

Further amend said bill, Page 48, Section 210.147, Line 16 of said page, by inserting after all of said line the following:

"2. All meetings and hearings held in relation to the removal of a child from the child's home by a juvenile officer or the division may be recorded by the child, parent or any party through the use of either audiotape or videotape equipment, or both, and shall be transcribed by the division at the expense of the requesting party upon order of a court of competent jurisdiction. Any parent of a child that is the subject of such meetings and hearings may record such meetings and hearings or request a copy of the recording made by the division pursuant to this section. The division shall maintain the such recorded material for a period of six months after the case that is the subject of such meetings and hearings is closed by the division. Such information, except for identifying information and information mutually agreed upon to be confidential, shall be considered a public record."; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Burnett offered **House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 2.**

*House Amendment No. 1
to
House Substitute Amendment No. 1
for
House Amendment No. 2*

AMEND House Substitute Amendment No. 1 for House Amendment No. 2 to House Substitute for House Committee Substitute for House Bill Nos. 679 & 396, Page 2, Lines 3-5, by deleting all of said lines prior to the semi-colon on Line 5 and inserting in lieu thereof the following:

"Such information shall be considered confidential, unless a court enters an order authorizing the public disclosure of such information."

On motion of Representative Burnett, **House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 2** was adopted.

On motion of Representative Stevenson, **House Substitute Amendment No. 1 for House Amendment No. 2, as amended**, was adopted.

Representative Jolly offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Substitute for House Committee Substitute for House Bill Nos. 679 & 396, Page 67, Section 210.903, Line 8, by inserting at the end of said line the following:

“; and

(8) As of January 1, 2004, a check of the patrol’s Missouri Uniform Law Enforcement System (MULES) for sexual offender registrations pursuant to section 589.400, RSMo”; and

Further amend said substitute, Page 68, Section 210.909, Line 9, by inserting at the end of said line the following:

“; and

(7) As of January 1, 2004, determine through a request to the patrol if the applicant is a registered sexual offender pursuant to section 589.400, RSMo, listed in the Missouri Uniform Law Enforcement System (MULES).”; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Jolly, **House Amendment No. 3** was adopted.

HCS HBs 679 & 396, with HS, as amended, pending, was laid over.

On motion of Representative Crowell, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Hanaway.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 1695

and

- | | | |
|---------------------------|---|--------------------------------------|
| House Resolution No. 1696 | - | Representative Munzlinger |
| House Resolution No. 1697 | - | Representative Holand |
| House Resolution No. 1698 | - | Representative Nieves |
| House Resolution No. 1699 | - | Representatives Nieves and Threlkeld |
| House Resolution No. 1700 | - | Representative Pratt |
| House Resolution No. 1701 | - | Representatives Fraser and Donnelly |
| House Resolution No. 1702 | - | Representative Engler |
| House Resolution No. 1703 | - | Representative Sager |

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 736, introduced by Representative Riback Wilson (25), relating to subrogation rights of public entities.

HB 737, introduced by Representative Riback Wilson (25), relating to the criminal justice system.

HB 738, introduced by Representative Bringer, relating to designation of certain highways.

HB 739, introduced by Representatives Viebrock, Dixon, Schlottach, Morris, Merideth, Davis (19), Bough, Wilson (119), Lembke and Stevenson, et al, relating to the special needs child adoption tax credit.

Speaker Pro Tem Jetton resumed the Chair.

PERFECTION OF HOUSE BILL

HCS HBs 679 & 396, with HS, as amended, pending, relating to foster care, was again taken up by Representative Hanaway.

Representative Wright offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Substitute for House Committee Substitute for House Bill Nos. 679 & 396, Page 4, Section 207.085, Line 13 of said page, by inserting after all of said line the following:

"2. Any person who violates the provisions of subsection 1 of this section shall be subject to criminal liability for endangering the welfare of a child under section 568.050, RSMo, and may be subject to additional criminal liability based on the specific circumstances of the violation." and renumber remaining subsections accordingly; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Wright, **House Amendment No. 4** was adopted.

Representative Smith (118) offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Substitute for House Committee Substitute for House Bill Nos. 679 & 396, Page 101, Section 3, Line 15, by inserting after all of said line the following:

"[207.050. In every county there shall be established a county family services commission to consist of four persons, two from each of the two major political parties, to be selected by the director of social services from a list submitted to the director of the department of social services by the county commission, consisting of double the number of appointments to be made. Each member of the county family services commission shall serve for a term of four years. Vacancies shall be filled in the same way in which the original appointment was made. If the county commission fails or refuses to submit a list to the director of social services as required by this section for the appointment of members of the county family services commission within ten days after such appointments are to be made the director of social services shall make such appointments as may be necessary from a list prepared by the director of social services. The duties of the county family services commission shall be advisory in nature with the power to examine the records of any

case pending within their county and to make recommendations thereon. They shall serve without compensation, but shall be paid their traveling expenses and other necessary expense in the performance of their duty. No elective officer shall be appointed as a member of the county family services commission, and upon becoming a candidate for any elective office, such member of the county family services commission shall forthwith forfeit his position on the commission. Duties imposed by this law upon the several county commissions shall be performed in the city of St. Louis by the board of estimate and apportionment.]”; and

Further amend said title, enacting clause, and intersectional references accordingly.

On motion of Representative Smith (118), **House Amendment No. 5** was adopted.

Representative Viebrock offered **House Amendment No. 6**.

Representative Abel raised a point of order that **House Amendment No. 6** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

Representative Goodman offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Substitute for House Committee Substitute for House Bill Nos. 679 & 396, Page 10, Section 208.152, Line 16 of said page, by deleting all of said line and inserting in lieu thereof the following:

“as an eligible system of care provider, or as an organization licensed as defined in subdivision (6) of section 210.481, RSMo.” ; and

Further amend said bill, Page 97, Section 630.097, Line 9 of said page, by inserting after the word **“justice”** the following:

“and organizations licensed as defined in subdivision (6) of section 210.481, RSMo” ; and

Further amend said bill, Page 97, Section 630.097, Line 18 of said page, by deleting the word **“justice”** and inserting in lieu thereof the following:

“justice; an organization licensed pursuant to subsection (6) of section 210.481, RSMo;”; and

Further amend said bill, Page 97, Section 630.097, Line 20 of said page by deleting the word **“may”** and inserting in lieu thereof the word **“shall”**; and

Further amend said bill, Page 99, Section 630.097, Line 16 of said page, by inserting after all of said line the following:

“630.210. 1. The director shall determine the maximum amount for services which shall be charged in each of the residential facilities, day programs or specialized services operated or funded by the department for full-time or part-time inpatient, resident or outpatient evaluation, care, treatment, habilitation, rehabilitation or other service rendered to persons affected by mental disorder, mental illness, mental retardation, developmental disability or drug or alcohol abuse. The maximum charge shall be related to the per capita inpatient cost or actual outpatient evaluation or other service costs of each facility, program or service, which may vary from one locality to another. The director shall promulgate rules setting forth a reasonable standard means test which shall be applied by all facilities, programs and services operated or funded by the department in determining the amount to be charged to persons receiving services. The department shall pay, out of funds appropriated to it for such purpose, all or part of the costs for the evaluation, care,

treatment, habilitation, rehabilitation or room and board provided or arranged by the department for any patient, resident or client who is domiciled in Missouri and who is unable to pay fully for services.

2. The director shall apply the standard means test annually and may make application of the test upon his own initiative or upon request of an interested party whenever evidence is offered tending to show that the current support status of any patient, resident or client is no longer proper. Any change of support status shall be retroactive to the date of application or request for review. If the persons responsible to pay under section 630.205 or 552.080, RSMo, refuse to cooperate in providing information necessary to properly apply the test or if retroactive benefits are paid on behalf of the patient, resident or client, the charges may be retroactive to a date prior to the date of application or request for review. The decision of the director in determining the amount to be charged for services to a patient, resident or client shall be final. Appeals from the determination may be taken to the circuit court of Cole County or the county where the person responsible for payment resides in the manner provided by chapter 536, RSMo.

3. The department shall not pay for services provided to a patient, resident or client who is not domiciled in Missouri unless the state is fully reimbursed for the services; except that the department may pay for services provided to a transient person for up to thirty days pending verification of his domiciliary state, and for services provided for up to thirty days in an emergency situation. The director shall promulgate rules for determination of the domiciliary state of any patient, resident or client receiving services from a facility, program or service operated or funded by the department.

4. Whenever a patient, resident or client is receiving services from a residential facility, day program or specialized service operated or funded by the department, and the state, county, municipality, parent, guardian or other person responsible for support of the patient, resident or client fails to pay any installment required to be paid for support, the department or the residential facility, day program or specialized service may discharge the patient, resident or client as provided by chapter 31, RSMo. The patient, resident or client shall not be discharged under this subsection until the final disposition of any appeal filed under subsection 2 of this section.

5. The standard means test shall be waived for a child in need of mental health services to avoid inappropriate custody transfers to the division of family services.”; and

Further amend said bill, Page 99, Section 1, Lines 17 and 18, of said page by deleting the words “**division of family services, or its successor division,**” and inserting in lieu thereof the following:

“**department of social services**”; and

Further amend said title, enacting clause, and intersectional references accordingly.

On motion of Representative Goodman, **House Amendment No. 7** was adopted.

Representative Dougherty offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Substitute for House Committee Substitute for House Bill Nos. 679 & 396, Page 23, Section 210.109, Lines 18 to 23 of said page, by deleting all of said lines and inserting in lieu thereof the following:

“(3) [Attempt to] Obtain the name [and], address, **and a officially recognized identification number which can be readily verified** of any person making a report in all cases, after obtaining relevant information regarding the alleged abuse or neglect[, although reports may be made anonymously];”; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Dougherty moved that **House Amendment No. 8** be adopted.

Which motion was defeated.

Representative Zweifel offered **House Amendment No. 9**.

House Amendment No. 9

AMEND House Substitute for House Committee Substitute for House Bill Nos. 679 & 396, Page 30, Section 210.112, Line 9, by deleting the second occurrence of the word “or” on said line and inserting in lieu thereof the word “**and**”; and

Further amend said bill, Line 11, by deleting the word “or” and inserting in lieu thereof the word “**and**”.

Representative Donnelly offered **House Substitute Amendment No. 1 for House Amendment No. 9**.

*House Substitute Amendment No. 1
for
House Amendment No. 9*

AMEND House Substitute for House Committee Substitute for House Bill Nos. 679 & 396, Page 30, Section 210.112, Line 9, by deleting the second occurrence of the word “**or**” on said line and inserting in lieu thereof the word “**and**”; and by deleting Lines 10 through 18, and inserting in lieu thereof the following:

“(2) Either:

(a) A proven record of providing child welfare services within the state of Missouri; or

(b) The ability to provide a range of child welfare services, which may include case management services, family-centered services, foster and adoptive parent recruitment and retention, residential care, mentoring, intensive in-home services, foster care services, adoption services, relative care case management, independent living services, and family reunification services.”; and

Further amend title, enacting clause and intersectional references accordingly.

Representative Donnelly moved that **House Substitute Amendment No. 1 for House Amendment No. 9** be adopted.

Which motion was defeated by the following vote:

AYES: 069

Abel	Barnitz	Bishop	Bringer	Brooks
Burnett	Campbell	Carnahan	Corcoran	Curls
Darrough	Daus	Davis 122	Donnelly	Dougherty
El-Amin	Fraser	George	Graham	Green
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hoskins	Hubbard	Johnson 61	Johnson 90
Jolly	Jones	Kelly 36	Kratky	Kuessner
LeVota	Liese	Lowe	McKenna	Meiners
Merideth	Muckler	Page	Ransdall	Sager
Salva	Schoemehl	Seigfreid	Selby	Shoemyer
Skaggs	Spreng	Thompson	Villa	Vogt
Wagner	Walker	Walsh	Walton	Ward
Whorton	Willberger	Willoughby	Wilson 25	Wilson 42
Witte	Yaeger	Young	Zweifel	

NOES: 084

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford

Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Guest
Hobbs	Holand	Hunter	Ice	Jetton
Johnson 47	Kelly 144	King	Kingery	Lager
Luetkemeyer	Marsh	May	Mayer	Miller
Moore	Morris	Munzlinger	Nieves	Parker
Pearce	Phillips	Pratt	Purgason	Quinn
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sander	Schaaf	Schlottach	Schneider
Self	Shoemaker	Smith 118	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Threlkeld	Townley
Viebrock	Wallace	Wasson	Wilson 119	Wilson 130
Wood	Wright	Yates	Madam Speaker	

PRESENT: 000

ABSENT WITH LEAVE: 010

Adams	Bland	Boykins	Jackson	Lawson
Lembke	Lipke	Myers	Portwood	Smith 14

Representative Donnelly requested a verification of the roll call on the motion to adopt **House Substitute Amendment No. 1 for House Amendment No. 9.**

Representative Zweifel moved that **House Amendment No. 9** be adopted.

Which motion was defeated by the following vote:

AYES: 070

Abel	Barnitz	Bishop	Bland	Bringer
Brooks	Burnett	Campbell	Carnahan	Corcoran
Curls	Darrrough	Daus	Davis 122	Donnelly
Dougherty	El-Amin	Fraser	George	Graham
Green	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hoskins	Hubbard	Johnson 61
Johnson 90	Jolly	Jones	Kelly 36	Kratky
Kuessner	Lawson	LeVota	Liese	Lowe
McKenna	Meiners	Muckler	Page	Ransdall
Sager	Salva	Schoemehl	Seigfreid	Selby
Shoemyer	Skaggs	Spreng	Thompson	Villa
Vogt	Wagner	Walker	Walsh	Walton
Ward	Whorton	Wildberger	Willoughby	Wilson 25
Wilson 42	Witte	Yaeger	Young	Zweifel

NOES: 088

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Guest
Hobbs	Holand	Hunter	Ice	Jackson
Jetton	Johnson 47	Kelly 144	King	Kingery
Lager	Lembke	Luetkemeyer	Marsh	May

Mayer	Merideth	Miller	Morris	Munzlinger
Nieves	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sander
Schaaf	Schlottach	Schneider	Self	Shoemaker
Smith 118	Smith 14	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Threlkeld	Townley	Viebrock
Wallace	Wasson	Wilson 119	Wilson 130	Wood
Wright	Yates	Madam Speaker		

PRESENT: 000

ABSENT WITH LEAVE: 005

Adams	Boykins	Lipke	Moore	Myers
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Representative Self offered **House Amendment No. 10.**

House Amendment No. 10

AMEND House Substitute for House Committee Substitute for House Bill Nos. 679 & 396, Page 4, Section 168.283, Line 5, by inserting after all of said line the following:

"207.060. 1. The director of **the** family [services shall establish] **support division shall operate and maintain on a full-time basis** a county office in every county, which may be in the charge of a county welfare director who shall have been a resident of the state of Missouri for a period of at least two years immediately prior to taking office and whose salary shall be paid from funds appropriated for the **family support** division [of family services]."; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Johnson (90) offered **House Amendment No. 1 to House Amendment No. 10.**

House Amendment No. 1

to

House Amendment No. 10

AMEND House Amendment No. 10 to House Substitute for House Committee Substitute for House Bill Nos. 679 & 396, Page 1, Line 8, by inserting immediately prior to the semi-colon the following:

"2. This section shall be subject to appropriations."; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Johnson (90) moved that **House Amendment No. 1 to House Amendment No. 10** be adopted.

Which motion was defeated by the following vote:

AYES: 051

Abel	Bishop	Bland	Burnett	Campbell
Carnahan	Corcoran	Curls	Darrough	Daus
Donnelly	Fares	Fraser	George	Graham

Harris 23	Haywood	Henke	Hilgemann	Holand
Hubbard	Johnson 90	Jolly	Jones	Lawson
LeVota	Liese	Lowe	Meiners	Merideth
Muckler	Page	Sager	Salva	Schoemehl
Selby	Skaggs	Spreng	Thompson	Villa
Vogt	Walker	Walsh	Ward	Wildberger
Willoughby	Wilson 25	Wilson 42	Yaeger	Young
Zweifel				

NOES: 100

Angst	Avery	Baker	Barnitz	Bean
Bearden	Behnen	Bivins	Black	Bough
Bringer	Bruns	Byrd	Cooper 120	Cooper 155
Crawford	Crowell	Cunningham 145	Cunningham 86	Davis 122
Davis 19	Deeken	Dempsey	Dethrow	Dixon
Dougherty	Dusenberg	El-Amin	Emery	Engler
Ervin	Goodman	Guest	Hampton	Harris 110
Hobbs	Hoskins	Hunter	Icet	Jackson
Jetton	Kelly 144	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lembke	Luetkemeyer
Marsh	May	Mayer	Miller	Moore
Morris	Munzlinger	Nieves	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sander	Schaaf	Schlottach
Schneider	Seigfreid	Self	Shoemyer	Smith 118
Smith 14	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Threlkeld	Townley	Viebrock	Wagner
Wallace	Wasson	Whorton	Wilson 119	Wilson 130
Witte	Wood	Wright	Yates	Madam Speaker

PRESENT: 000

ABSENT WITH LEAVE: 012

Adams	Boykins	Brooks	Brown	Green
Johnson 47	Johnson 61	Lipke	McKenna	Myers
Shoemaker	Walton			

Representative Luetkemeyer offered **House Amendment No. 2 to House Amendment No. 10.**

House Amendment No. 2
to
House Amendment No. 10

AMEND House Amendment No. 10 to House Substitute for House Committee Substitute for House Bill Nos. 679 & 396, Page 1, Section 207.060, Subparagraph number 1, by inserting after all of said subparagraph the following:

"2. For the purpose of establishing and maintaining county offices, or carrying out any of the duties of the division of family services, the director of family services may enter into agreements with any political subdivision of this state, and as a part of such agreement, may accept moneys, services, or quarters as a contribution toward the support and maintenance of such county offices. Any funds so received shall be payable to the director of revenue and deposited in the proper special account in the state treasury, and become and be a part of state funds appropriated for the use of the division of family services.

3. Other employees in the county offices shall be employed with due regard to the population of the county, existing conditions and purpose to be accomplished. Such employees shall be paid as are other employees of the division

of family services.”; and

Further amend said title, enacting clause, and intersectional references accordingly.

On motion of Representative Luetkemeyer, **House Amendment No. 2 to House Amendment No. 10** was adopted.

On motion of Representative Self, **House Amendment No. 10, as amended**, was adopted.

Representative Stevenson offered **House Amendment No. 11**.

Representative Abel raised a point of order that **House Amendment No. 11** goes beyond the scope of the bill.

The Chair ruled the point of order not well taken.

House Amendment No. 11 was withdrawn.

Representative Abel offered **House Amendment No. 12**.

House Amendment No. 12

AMEND House Substitute for House Committee Substitute for House Bill Nos. 679 & 396, Page 5, Section 208.152, Line 8, by inserting immediately before said section the following:

“208.047. 1. Notwithstanding the provisions of section 208.040, [aid to dependent children] **temporary assistance for needy families** benefits may be granted to a dependent child:

(1) Who would meet the requirements of section 208.040, except for his **or her** removal from the home of a relative as a result of a judicial determination to the effect that continuation therein would be contrary to the welfare of such child;

(2) For whose placement and care the division of family services is responsible;

(3) Who has been placed in a foster family home or nonprofit private child-care institution as a result of such determination; and

(4) Who (a) received [aid to dependent children] **temporary assistance for needy families** benefits in and for the month in which court proceedings leading to such determination were initiated; or (b) would have received aid in or for that month if application had been made therefor; or (c) in the case of a child who had been living with a relative specified in section 208.040 within six months prior to the month in which such proceedings were initiated, would have received aid in and for such month, if in such month he had been living with, and removed from the home of, such a relative and application had been made therefor.

2. Monthly aid to dependent children benefits on behalf of a child placed in a foster family home or nonprofit private child-care institution shall not exceed one hundred dollars for each child and in the event that federal aid to states for dependent children placed in a nonprofit private child-care institution is withdrawn, benefit payments under this section shall be terminated on behalf of a dependent child in a nonprofit private child-care institution.

3. Notwithstanding any other provision of law to the contrary, medical assistance provided to any child who is in foster care may extend past the child's eighteenth birthday in the following circumstances:

(1) **If when a foster child reaches age eighteen the child is enrolled in and attending a secondary school program of instruction, and continues to attend and progresses toward completion of such program, the medical assistance shall continue until the child completes such program or reaches age twenty-one, whichever first occurs; or**

(2) **If the foster child is enrolled in an institution of vocational or higher education not later than October first following graduation from a secondary school or completion of a graduation equivalence degree program**

and so long as the child enrolls for and completes at least twelve hours of credit each semester, not including the summer semester, at an institution of vocational or higher education and achieves grades sufficient to re-enroll at such institution, the medical assistance shall continue until the child completes his or her education, or until the child reaches the age of twenty-three, whichever first occurs. If the circumstances of the child manifestly dictate, the division may waive the October first deadline for enrollment required by this subsection. As used in this subsection, an “institution of vocational education” means any postsecondary training or schooling for which the student is assessed a fee and attends classes regularly. “Higher education” means any junior college, community college, college, or university at which the child attends classes regularly.

4. This section shall be subject to appropriations.”; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Abel, **House Amendment No. 12** was adopted.

Representative Holand offered **House Amendment No. 13**.

House Amendment No. 13

AMEND House Substitute for House Committee Substitute for House Bill Nos. 679 & 396, Page 30, Section 210.112.2, Line 7, by adding after the words “not-for-profit,” the words “**or limited liability corporations owned exclusively by not-for-profit corporations**”.

On motion of Representative Holand, **House Amendment No. 13** was adopted.

Representative Harris (23) offered **House Amendment No. 14**.

House Amendment No. 14

AMEND House Substitute for House Committee Substitute for House Bill Nos. 679 & 396, Pages 68 to 73, Section 211.031, by deleting all of said section; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Goodman raised a point of order that **House Amendment No. 14** amends previously amended material.

The Chair ruled the point of order untimely.

On motion of Representative Harris (23), **House Amendment No. 14** was adopted.

Representative Holand offered **House Amendment No. 15**.

House Amendment No. 15

AMEND House Substitute for House Committee Substitute for House Bill Nos. 679 & 396, Page 74, Section 211.032(6), Line 15, after the “made” add the words “**and documented**”; and

Further amend Line 16, after the word “child,” add the words “**and the safety issue justifying custody is documented:**”.

On motion of Representative Holand, **House Amendment No. 15** was adopted.

Representative Dougherty offered **House Amendment No. 16.**

House Amendment No. 16

AMEND House Substitute for House Committee Substitute for House Bill Nos. 679 & 396, Section 168.283, Page 3, Lines 18 and 19, by deleting all of said lines and inserting in lieu thereof the following:

“any violation of chapter 566, RSMo, or any other act committed in another state which, if committed in this state would be a violation of chapter 566, RSMo.”; and

Further amend said bill, Section 168.283, Line 20, by deleting the word **“sentence,”** on said line; and

Further amend said title, enacting clause, and intersectional references accordingly.

Representative Dougherty moved that **House Amendment No. 16** be adopted.

Which motion was defeated.

Representative Riback Wilson (25) offered **House Amendment No. 17.**

House Amendment No. 17

AMEND House Substitute for House Committee Substitute for House Bill Nos. 679 & 396, Page 19, Section 208.204, Lines 12-14, by deleting all of said lines and inserting in lieu thereof:

“child in such situation shall be billed to the department of social services by the department of mental health”.

On motion of Representative Riback Wilson (25), **House Amendment No. 17** was adopted.

Representative Stevenson offered **House Amendment No. 18.**

Representative Riback Wilson (25) raised a point of order that **House Amendment No. 18** goes beyond the scope of the bill.

The Chair ruled the point of order not well taken.

House Amendment No. 18 was withdrawn.

Representative Bringer offered **House Amendment No. 19.**

House Amendment No. 19

AMEND House Substitute for House Committee Substitute for House Bill Nos. 679 & 396, Section 210.145, Page 43, Line 11, by deleting the phrase **“, the juvenile officer”** on said line; and

Further amend said title, enacting clause, and intersectional references accordingly.

On motion of Representative Bringer, **House Amendment No. 19** was adopted.

On motion of Representative Hanaway, **HS HCS HBs 679 & 396, as amended**, was adopted.

On motion of Representative Hanaway, **HS HCS HBs 679 & 396, as amended**, was ordered perfected and printed.

COMMITTEE REPORTS

Committee on Crime Prevention and Public Safety, Chairman Mayer reporting:

Madam Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **SCS SB 466**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Committee on Financial Services, Chairman Luetkemeyer reporting:

Madam Speaker: Your Committee on Financial Services, to which was referred **SB 292**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Financial Services, to which was referred **SB 496**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Committee on Professional Registration and Licensing, Chairman Behnen reporting:

Madam Speaker: Your Committee on Professional Registration and Licensing, to which was referred **SCS SB 478**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Professional Registration and Licensing, to which was referred **SB 540**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Committee on Tourism and Cultural Affairs, Chairman Marsh reporting:

Madam Speaker: Your Committee on Tourism and Cultural Affairs, to which was referred **SCS#2 SB 1**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Tourism and Cultural Affairs, to which was referred **SCS SB 237**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Committee on Transportation and Motor Vehicles, Chairman Crawford reporting:

Madam Speaker: Your Committee on Transportation and Motor Vehicles, to which was referred **SB 289**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent with House Committee Amendment No. 1.**

House Committee Amendment No. 1

AMEND Senate Bill No. 289, Page 1, Line 5, by inserting after all of said line the following:

“227.342. The portion of interstate highway 29 between mile marker 89 and mile marker 92, all located within a county of the third classification without a township form of government and with more than five thousand three hundred but less than five thousand four hundred inhabitants, shall be designated the “William ‘Bill’ Lark Memorial Highway”.”; and

Further amend said title, enacting clause and intersectional references accordingly.

Madam Speaker: Your Committee on Transportation and Motor Vehicles, to which was referred **SB 314**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent.**

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SCR 5.**

SENATE CONCURRENT RESOLUTION NO. 5

WHEREAS, marriage is the cornerstone of our society; and

WHEREAS, marriage between one man and one woman preceded and composed the bedrock of human society; and

WHEREAS, the benefits of marriage between one man and one woman are substantial and undeniable, both for the individuals involved and any children resulting from the union; and

WHEREAS, a case currently pending before the Massachusetts Supreme Court could potentially destroy the traditional understanding of marriage as a union between one man and one woman; and

WHEREAS, the present trend by activist groups to undermine current laws protecting the marriage between one man and one woman; and

WHEREAS, the federal marriage amendment is drafted to ensure the democratic process by allowing the state to retain existing authority to legislate in the area of marital benefits including privileges associated with marriage:

NOW, THEREFORE, BE IT RESOLVED that the members of the Senate of the Ninety-Second General Assembly, First Regular Session, the House of Representatives concurring herein, hereby urge the members of the United States Congress to take up and pass the Federal Marriage Amendment to the Constitution; and

BE IT FURTHER RESOLVED that the secretary of the senate be instructed to prepare a properly inscribed copy of this resolution for the President of the United State Senate, the Speaker of the United States House of Representatives and each member of the Missouri Congressional delegation.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SCR 12**.

SENATE CONCURRENT RESOLUTION NO. 12

WHEREAS, a recent report of the Bureau of Justice Statistics, reported there are more than 1.4 million prisoners in the jurisdiction of federal or state adult correctional agencies, and the overall population of those incarcerated exceeds 2.07 million persons; and

WHEREAS, state prisons are operating between full and 15 percent above capacity and federal prisons are operating 31 percent above capacity; and

WHEREAS, in the wake of September 11, states have been charged with homeland safety and are required to more stringently track prisoners and prison populations; and

WHEREAS, while state growth in revenue continues to decline, the Missouri Department of Corrections continues to experience increasing demands through federal and state laws, sentencing guidelines, and recidivism, and is thus facing an increasing prison population; and

WHEREAS, it is in the state's best interest to encourage offender education, vocation, and substance abuse programs, and to include adult basic education/GED preparation, religious programs, wellness, parenting, and life skills programs; and

WHEREAS, both the federal and state government should continue to set forth high standards of service and levels of quality for housing detainees similar to those found in the American Correctional Association (ACA); and

WHEREAS, President George W. Bush, in August, 2002, proposed a federal initiative to institute more e-government, improve financial management with better audit results, initiate performance-based budgeting, reduce middle management, and increase competitive bidding between public and private sections; and

WHEREAS, the state of Missouri through its elected Senators and Representatives is seeking all available remedies to its declining revenues, but demands accountability, performance, low cost, and flexibility in its solutions:

NOW, THEREFORE, BE IT RESOLVED that the members of the Missouri Senate, Ninety-second General Assembly, First Regular Session, the House of Representatives concurring therein, hereby urge the Governor and the Missouri Department of Corrections to explore the opportunities for public-private partnerships to design, build and/or manage prison facilities, and to monitor inmate populations; and

BE IT FURTHER RESOLVED that the Secretary of the Missouri Senate be instructed to prepare properly inscribed copies of this resolution for the Governor of Missouri and the Director of the Missouri Department of Corrections.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 468**, entitled:

An act to repeal section 577.051, RSMo, and to enact in lieu thereof one new section relating to the forwarding of case dispositions to the Missouri state highway patrol, with penalty provisions.

In which the concurrence of the House is respectfully requested.

The following member's presence was noted: Lipke.

ADJOURNMENT

On motion of Representative Crowell, the House adjourned until 10:00 a.m., Thursday, April 10, 2003.

CORRECTIONS TO THE HOUSE JOURNAL

AFFIDAVITS

I, State Representative Michael G. Corcoran, District 77, hereby state and affirm that my vote as recorded on Page 961 of the House Journal for Tuesday, April 8, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 9th day of April 2003.

/s/ Michael G. Corcoran
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 9th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Brad Roark, District 139, hereby state and affirm that my vote as recorded on Page 961 of the House Journal for Tuesday, April 8, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 9th day of April 2003.

/s/ Brad Roark
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 9th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

ADMINISTRATION AND ACCOUNTS

Thursday, April 10, 2003, 8:30 a.m. Hearing Room 1.
Executive Session may follow. HEARING CANCELLED
Public Hearing to be held on: SB 15

AGRICULTURE

Monday, April 14, 2003, 1:00 p.m. Hearing Room 6.
Executive Session may follow.
Public Hearing to be held on: SB 388, SB 651, SB 668

CHILDREN AND FAMILIES

Thursday, April 10, 2003, 9:00 a.m. Hearing Room 5.
Public Hearing to be held on: SB 571, SB 635

CRIME PREVENTION AND PUBLIC SAFETY

Thursday, April 10, 2003. Side gallery upon morning adjournment.
Executive Session to follow.
Public Hearing to be held on: SB 399, SB 425, SB 467

EDUCATION

Thursday, April 10, 2003, 8:00 a.m. Hearing on bills not heard Wednesday, April 9th.
Possible Executive Session.

ELECTIONS

Thursday, April 10, 2003. Hearing Room 4 upon morning adjournment.
Public Hearing to be held on: SB 358
Executive Session to be held on: SB 136, SB 173, SB 321, SB 358

FINANCIAL SERVICES

Thursday, April 10, 2003. Hearing Room 3 upon afternoon adjournment.
Possible Executive Session. HEARING CANCELLED
Public Hearing to be held on: SB 407

FINANCIAL SERVICES

Monday, April 14, 2003, 2:00 p.m. Hearing Room 4.
Public Hearing to be held on: SB 61, SB 373, SB 407, SB 611

FINANCIAL SERVICES

Tuesday, April 15, 2003, 12:00 p.m. Hearing Room 6.
Possible Executive Session. AMENDED NOTICE
Public Hearing to be held on: HB 560, SB 385, SB 427

HEALTH CARE POLICY

Thursday, April 10, 2003, 9:15 a.m. Hearing Room 2.

Executive Session may follow.

Public Hearing to be held on: SB 351, SB 431, SB 506, SB 511

JOINT COMMITTEE ON ADMINISTRATIVE RULES

Thursday, April 10, 2003. Senate Lounge upon adjournment.

The Joint Committee will meet to discuss hiring a new Director for the Committee.

LOCAL GOVERNMENT

Thursday, April 10, 2003, 8:00 a.m. Hearing Room 6.

Executive Session on previously heard Senate Bills.

Public Hearing to be held on: SB 121, SB 122, SB 142, SB 202, SB 212, SB 224, SB 238, SB 281, SB 301

LOCAL GOVERNMENT

Thursday, April 10, 2003. Hearing Room 6 upon morning adjournment.

Executive Session on previously heard Senate Bills. AMENDED NOTICE

Public Hearing to be held on: SB 295, SB 562, SB 577

LOCAL GOVERNMENT

Monday, April 14, 2003, 12:00 p.m. Hearing Room 7.

Executive Session on Senate Bills.

Public Hearing to be held on: SB 16, SB 120, SB 275, SB 504, SB 513, SB 546, SB 547, SB 578, SB 592, SB 621

PROFESSIONAL REGISTRATION AND LICENSING

Thursday, April 10, 2003. Hearing Room 7 upon morning adjournment.

Public Hearing to be held on: SB 327, SB 480, SB 492

Executive Session to be held on: SB 327, SB 480, SB 492

RETIREMENT

Thursday, April 10, 2003, 8:30 a.m. Hearing Room 7.

Executive Session may follow.

Public Hearing to be held on: SB 180, SB 456, SB 552

SENIOR SECURITY

Thursday, April 10, 2003. Hearing Room 5 upon afternoon adjournment.

Executive Session may follow.

Public Hearing to be held on: SB 534

TAX POLICY

Thursday, April 10, 2003. Hearing Room 3 upon adjournment.

Executive Session may follow. AMENDED NOTICE

Public Hearing to be held on: SB 175, SB 293, SB 590

HOUSE CALENDAR

FIFTIETH DAY, THURSDAY, APRIL 10, 2003

HOUSE BILLS FOR SECOND READING

HB 736 through HB 739

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 132, 173, 117 & 48 - Wright
- 2 HCS HB 215, 218, 115 & 83 - Myers
- 3 HCS HB 190 & 214 - Fares
- 4 HCS HB 51 - Mayer
- 5 HCS HB 387 - Pearce
- 6 HCS HB 109 & 34 - Fares
- 7 HCS HB 404, 324, 403, 344, 426 & 541, Part VI of HS, as amended, pending - Rector
- 8 HB 263 - Cooper (120)
- 9 HCS HB 121 - Portwood
- 10 HB 481 - Crowell
- 11 HCS HB 468 - Byrd
- 12 HCS HB 142 - Dempsey
- 13 HCS HB 564 - Behnen

HOUSE BILL FOR PERFECTION - FEDERAL MANDATE

HCS HB 435 - Engler

HOUSE BILLS FOR THIRD READING

- 1 HS HB 511 - Deeken
- 2 HB 444 - Jackson
- 3 HS HB 470 - Mayer
- 4 HS HCS HB 679 & 396 - Hanaway

SENATE BILL FOR SECOND READING

SB 468

SENATE BILLS FOR THIRD READING - CONSENT

(4-07-03)

- 1 SCS SB 4, HCA 1 - Johnson (47)
- 2 SB 255 - Engler

(4-09-03)

- 1 HCS SB 234, E.C. - Ervin
- 2 SB 14 - Johnson (47)
- 3 SCS SB 29 - Parker
- 4 SB 50 -
- 5 HCS SB 68 - Wasson
- 6 HCS SCS SB 130, E.C. - Davis (19)
- 7 HCS SCS SB 218 - George
- 8 SB 232 - Behnen
- 9 SB 235 - Johnson (47)
- 10 SCS SB 239 - Smith (118)
- 11 HCS SB 266 - Johnson (47)
- 12 SB 282 - Brown
- 13 SB 371 - Cunningham (86)

(4-10-03)

- 1 SCS#2 SB 1 - Luetkemeyer
- 2 SCS SB 237 - Luetkemeyer
- 3 SB 289, HCA 1 - Dempsey
- 4 SB 292 -
- 5 SB 314 - Dempsey
- 6 SCS SB 466 -
- 7 SCS SB 478 - Smith (14)
- 8 SB 496 -
- 9 SB 540 - Dempsey

SENATE BILLS FOR THIRD READING

- 1 SCS SB 299 & 40 - Bearden
- 2 HCS SCS SB 296 - Sutherland

SENATE BILL FOR THIRD READING - FEDERAL MANDATE

SCS SB 194 & 189, E.C. - St. Onge

HOUSE CONCURRENT RESOLUTION

HCR 11, (4-07-03, Pages 945-946) - Moore

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

FIFTIETH DAY, THURSDAY, APRIL 10, 2003

Speaker Hanaway in the Chair.

Prayer by Father David Buescher.

God, Source of Light and Wisdom, illuminate the minds and hearts of our representatives today where there is any lack of knowledge or courage, fill these women and men with Your strength and Your insight.

Guide and direct their discussions and deliberations according to the sound of Your almighty symphony, one of love, mercy, justice, progress and compassion. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Wendy Leas, Priscilla Harris, Danny Barry, Kenny Kramer, Paul Mattingly, Becky Heft, Leslee Schwent, Crystal Newell and Robert Richey.

The Journal of the forty-ninth day was approved as printed.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 1704

through

House Resolution No. 1714 - Representative Ruestman

House Resolution No. 1715

through

House Resolution No. 1728 - Representatives Lipke and Engler

House Resolution No. 1729 - Representative Jetton

House Resolution No. 1730

and

House Resolution No. 1731 - Representative Wasson

House Resolution No. 1732 - Representative Wilson (130)

House Resolution No. 1733 - Representative Cunningham (86)

House Resolution No. 1734 - Representative Corcoran, et al

House Resolution No. 1735 - Representative Wilson (119)

House Resolution No. 1736 - Representative Bearden

House Resolution No. 1737 - Representative Jones

House Resolution No. 1738 - Representative Smith (14), et al

House Resolution No. 1739 - Representative Sanders Brooks
House Resolution No. 1740 - Representative Witte
House Resolution No. 1741
through
House Resolution No. 1744 - Representative Burnett
House Resolution No. 1745
and
House Resolution No. 1746 - Representative Fares
House Resolution No. 1747
through
House Resolution No. 1762 - Representative Wilson (119)
House Resolution No. 1763 - Representative Threlkeld
House Resolution No. 1764 - Representatives Threlkeld and Nieves
House Resolution No. 1765 - Representative Icet
House Resolution No. 1766
and
House Resolution No. 1767 - Representative Whorton

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 740, introduced by Representatives Pratt, Dougherty and Dusenberg, relating to the installation, repair, removal, and closure of petroleum liquid storage systems.

HB 741, introduced by Representatives Bearden, Jetton, Wright, Reinhart and Portwood, et al, relating to medical assistance benefits.

HB 742, introduced by Representatives Jolly and Meiners, relating to dangerous felonies.

SECOND READING OF HOUSE BILLS

HB 736 through **HB 739** were read the second time.

SECOND READING OF SENATE BILL

SB 468 was read the second time.

THIRD READING OF HOUSE BILLS

HS HB 511, relating to elections, was taken up by Representative Deeken.

On motion of Representative Deeken, **HS HB 511** was read the third time and passed by the following vote:

AYES: 156

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Ice	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lipke
Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Merideth	Miller	Moore
Morris	Muckler	Munzlinger	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schlottach	Schneider	Schoemehl
Seigfreid	Selby	Self	Shoemaker	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Wagner	Walker	Wallace	Walsh	Walton
Ward	Wasson	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 001

Whorton

PRESENT: 000

ABSENT WITH LEAVE: 006

Adams	Boykins	Hunter	Kratky	Myers
Schaaf				

Speaker Hanaway declared the bill passed.

HB 444, relating to excursion gaming boat admission fees, was taken up by Representative Jackson.

On motion of Representative Jackson, **HB 444** was read the third time and passed by the following vote:

1001 *Journal of the House*

AYES: 121

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bivins	Black
Bough	Bringer	Brown	Bruns	Byrd
Carnahan	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Darrough	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Dougherty
Dusenberg	Emery	Engler	Ervin	George
Goodman	Green	Guest	Hampton	Harris 110
Hobbs	Holand	Hoskins	Hubbard	Icet
Jackson	Jetton	Johnson 47	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	Liese	Lipke	Luetkemeyer
Marsh	May	Mayer	McKenna	Merideth
Miller	Moore	Morris	Munzlinger	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Sander	Schlottach	Schneider	Schoemehl
Seigfreid	Selby	Self	Shoemaker	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Thompson	Threlkeld	Townley
Villa	Wagner	Wallace	Ward	Wasson
Whorton	Willoughby	Wilson 119	Wilson 130	Witte
Wood	Wright	Yaeger	Yates	Young
Madam Speaker				

NOES: 030

Bishop	Bland	Brooks	Burnett	Campbell
Corcoran	Curls	Daus	Donnelly	El-Amin
Fraser	Graham	Harris 23	Haywood	Henke
Hilgemann	Johnson 61	Jolly	Jones	LeVota
Lowe	Meiners	Muckler	Shoemyer	Vogt
Walker	Walton	Wilson 25	Wilson 42	Zweifel

PRESENT: 007

Fares	Johnson 90	Salva	Taylor	Viebrock
Walsh	Wildberger			

ABSENT WITH LEAVE: 005

Adams	Boykins	Hunter	Myers	Schaaf
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Speaker Hanaway declared the bill passed.

HS HB 470, relating to methamphetamine materials, was taken up by Representative Mayer.

On motion of Representative Mayer, **HS HB 470** was read the third time and passed by the following vote:

AYES: 146

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Carnahan
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 86	Curls	Darrough	Daus	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Engler
Ervin	Fares	Fraser	George	Goodman
Graham	Green	Guest	Hampton	Harris 110
Harris 23	Haywood	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	Icet	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly 144	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lawson	LeVota
Liese	Lipke	Luetkemeyer	Marsh	May
Mayer	McKenna	Merideth	Miller	Moore
Morris	Muckler	Munzlinger	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sager	Salva
Sander	Schlottach	Schneider	Schoemehl	Selby
Self	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Wagner	Walker	Wallace	Walsh
Walton	Ward	Wasson	Wildberger	Willoughby
Wilson 119	Wilson 130	Wilson 42	Witte	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 012

Campbell	Cunningham 145	Davis 122	Henke	Lowe
Meiners	Purgason	Seigfreid	Shoemaker	Vogt
Whorton	Wilson 25			

PRESENT: 000

ABSENT WITH LEAVE: 005

Adams	Boykins	Lembke	Myers	Schaaf
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Speaker Hanaway declared the bill passed.

PERFECTION OF HOUSE BILL

HCS HBs 404, 324, 403, 344, 426 & 541, with Part VI of HS, as amended, pending, relating to regulation of utilities, was taken up by Representative Rector.

Representative Willoughby offered **House Amendment No. 2 to Part VI.**

House Amendment No. 2

AMEND Part VI of House Substitute for House Committee Substitute for House Bill Nos. 404, 324, 403, 344, 426 & 541, Page 16, Section 393.158, Line 9 of said page, by deleting the word “thirty” and inserting in lieu thereof the word “**ninety**”; and

Further amend Part VI of House Substitute for House Committee Substitute for House Bill Nos. 404, 324, 403, 344, 426 & 541, Page 19, Line 23, by inserting immediately thereafter the following:

“13. In the event that the estimate total energy costs per kWh for any quarter exceeds by more than 5% the actual cost per kWh for that quarter, the utility shall submit an explanation. If the utility cannot show that the estimate was realistic and the actual costs was the lowest overall cost that could have been incurred, the Commission may, at its discretion, assess the utility for the purpose of recovering administrative costs of handling the adjustment, in an amount not to exceed the difference between the amount billed to customers under the estimated rate and the actual increase in energy costs for those billing periods.

14. The provisions of 393.158 shall expire on August 28, 2008.”.

Representative Roark assumed the Chair.

Speaker Hanaway resumed the Chair.

On motion of Representative Willoughby, **House Amendment No. 2 to Part VI** was adopted.

Representative Salva offered **House Amendment No. 3 to Part VI**.

House Amendment No. 3

AMEND Part VI of House Substitute for House Committee Substitute for House Bill Nos. 404, 324, 403, 344, 426 & 541, Page 19, Section 393.158, Line 23, by inserting immediately after all said line, the following:

“13. Any electricity generated with proceeds from the fuel adjustment charge shall not subsidize the generation of electricity to be used for resale on the wholesale market. Therefore, this subsidized generation must be used in the state of Missouri.”.

On motion of Representative Salva, **House Amendment No. 3 to Part VI** was adopted.

On motion of Representative Rector, **Part VI of HS HCS HBs 404, 324, 403, 344, 426 & 541, as amended**, was adopted by the following vote:

AYES: 105

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bough	Brown	Bruns	Burnett
Byrd	Cooper 120	Crawford	Crowell	Cunningham 145
Cunningham 86	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dusenberg	Emery	Engler
Ervin	Fares	George	Goodman	Green
Guest	Hampton	Harris 23	Hobbs	Holand
Hunter	Icet	Jackson	Jetton	Johnson 47
Jolly	Kelly 144	King	Kingery	Lager
Lembke	LeVota	Liese	Lipke	Luetkemeyer

May	Mayer	Meiners	Merideth	Miller
Moore	Morris	Muckler	Munzlinger	Nieves
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sander	Schlottach	Schneider
Self	Shoemaker	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Townley	Viebrock	Wallace	Walsh
Ward	Wasson	Whorton	Willoughby	Wilson 119
Wilson 130	Wood	Wright	Yates	Madam Speaker

NOES: 048

Bland	Bringer	Brooks	Campbell	Carnahan
Corcoran	Curls	Darrough	Daus	Donnelly
Dougherty	El-Amin	Fraser	Graham	Harris 110
Haywood	Henke	Hilgemann	Hoskins	Hubbard
Johnson 61	Johnson 90	Jones	Kelly 36	Kratky
Kuessner	McKenna	Page	Parker	Ransdall
Sager	Salva	Schoemehl	Seigfreid	Selby
Shoemyer	Thompson	Villa	Vogt	Walker
Walton	Wildberger	Wilson 25	Wilson 42	Witte
Yaeger	Young	Zweifel		

PRESENT: 001

Lowe

ABSENT WITH LEAVE: 009

Adams	Boykins	Cooper 155	Lawson	Marsh
Myers	Schaaf	Threlkeld	Wagner	

Representative Bringer offered **House Amendment No. 1 to Part VII.**

House Amendment No. 1

AMEND Part VII to House Substitute for House Committee Substitute for House Bill Nos. 404, 324, 403, 344, 426 & 541, Page 26, Section 393.1006, Line 11, by inserting after “ISRS.” the following:

“In the event of a refund, the water corporation shall pay interest on the over collected revenues pursuant to the ISRS.”.

On motion of Representative Bringer, **House Amendment No. 1 to Part VII** was adopted by the following vote:

AYES: 148

Abel	Angst	Avery	Baker	Barnitz
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Bringer	Brooks	Brown
Bruns	Burnett	Byrd	Campbell	Carnahan
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin

1005 *Journal of the House*

Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Haywood	Henke	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
LeVota	Liese	Lipke	Luetkemeyer	May
McKenna	Meiners	Merideth	Miller	Moore
Morris	Muckler	Munzlinger	Nieves	Page
Parker	Pearce	Phillips	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sager	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Townley	Viebrock
Villa	Vogt	Walker	Wallace	Walsh
Walton	Ward	Wasson	Whorton	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 000

PRESENT: 001

Lowe

ABSENT WITH LEAVE: 014

Adams	Bean	Boykins	Harris 23	Lawson
Lembke	Marsh	Mayer	Myers	Portwood
Salva	Sander	Threlkeld	Wagner	

Representative Rector offered **House Amendment No. 2 to Part VII.**

House Amendment No. 2

AMEND Part VII of House Substitute for House Committee Substitute for House Bill Nos. 404, 324, 403, 344, 426 & 541, Page 21, Section 393.1000, Line 8, by adding at the end of said line the following:

“which the Public Service Commission has jurisdictional authority pursuant to chapter 386, RSM o.;”.

On motion of Representative Rector, **House Amendment No. 2 to Part VII** was adopted.

On motion of Representative Rector, **Part VII of HS HCS HBs 404, 324, 403, 344, 426 & 541, as amended,** was adopted.

On motion of Representative Rector, **Part VIII of HS HCS HBs 404, 324, 403, 344, 426 & 541** was adopted.

Representative Wright offered **House Amendment No. 1 to Part IX.**

Representative Rector raised a point of order that **House Amendment No. 1 to Part IX** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

Representative Salva offered **House Amendment No. 2 to Part IX**.

House Amendment No. 2

AMEND Part IX of House Substitute for House Committee Substitute for House Bill Nos. 404, 324, 403, 344, 426 & 541, Page 39, Section 393.1018, Line 11, by inserting immediately after all of said line the following:

“6. No electrical corporation shall be allowed to recover costs pursuant to the provisions of this section from customers that are sixty five years of age or older and have a combined household income equal to or less than thirty thousand dollars.

14. No electrical corporation shall be allowed to recover the costs pursuant to the provision of this section from customers that are institutions of elementary, secondary, or higher education.”.

Representative Purgason raised a point of order that **House Amendment No. 2 to Part IX** goes beyond the scope of the bill.

The Chair ruled the point of order not well taken.

Representative Salva moved that **House Amendment No. 2 to Part IX** be adopted.

Which motion was defeated by the following vote:

AYES: 067

Abel	Avery	Barnitz	Bishop	Bland
Bringer	Burnett	Campbell	Carnahan	Corcoran
Curls	Darrough	Daus	Davis 122	Donnelly
Dougherty	El-Amin	Fraser	Graham	Green
Hampton	Harris 110	Haywood	Henke	Hilgemann
Hoskins	Johnson 61	Johnson 90	Jolly	Jones
Kelly 36	Kratky	Kuessner	Liese	McKenna
Meiners	Merideth	Moore	Muckler	Page
Parker	Ransdall	Sager	Salva	Schneider
Schoemehl	Seigfreid	Selby	Shoemyer	Skaggs
Spreng	Thompson	Villa	Vogt	Walker
Walsh	Walton	Ward	Whorton	Wildberger
Willoughby	Wilson 25	Wilson 42	Witte	Yaeger
Young	Zweifel			

NOES: 079

Angst	Baker	Bean	Bearden	Behnen
Bivins	Black	Bough	Brown	Bruns
Byrd	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Dusenberg	Emery	Engler	Ervin
Fares	Goodman	Guest	Hobbs	Hunter
Icet	Jackson	Jetton	Johnson 47	King

1007 *Journal of the House*

Kingery	Lager	Lembke	LeVota	Lipke
Luetkemeyer	May	Mayer	Miller	Morris
Munzlinger	Nieves	Pearce	Phillips	Pratt
Purgason	Quinn	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sander	Schaaf
Schlottach	Self	Smith 118	Smith 14	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Townley
Viebrock	Wallace	Wasson	Wilson 119	Wilson 130
Wood	Wright	Yates	Madam Speaker	

PRESENT: 002

George Lowe

ABSENT WITH LEAVE: 015

Adams	Boykins	Brooks	Cunningham 86	Harris 23
Holand	Hubbard	Kelly 144	Lawson	Marsh
Myers	Portwood	Shoemaker	Threlkeld	Wagner

Representative Shoemyer (9) offered **House Amendment No. 3 to Part IX.**

House Amendment No. 3

AMEND Part IX of House Substitute for House Committee Substitute for House Bill Nos. 404, 324, 403, 344, 426 & 541, Page 39, Line 11, by inserting the following immediate after said line:

“Section 393.190 is repealed and a new section is enacted in lieu thereof, to be known as section 393.190 and to read as follows:

Transfer of franchise or property to be approved, procedure—impact of transfer on local tax revenues, information on to be furnished, to whom, procedure.

393.190. 1. No gas corporation, electrical corporation, water corporation or sewer corporation shall hereafter sell, assign, lease, transfer, mortgage or otherwise dispose of or encumber the whole or any part of its franchise, works or system, necessary or useful in the performance of its duties to the public, nor by any means, direct or indirect, merge or consolidate such works or system, or franchises, or any part thereof, with any other corporation, person or public utility, without having first secured from the commission an order authorizing it so to do. **No such order shall issue unless the commission has first made a specific finding that such sale, assignment, lease, transfer, mortgage, merger or consolidation is in the public interest.** Every such sale, assignment, lease, transfer, mortgage, disposition, encumbrance, merger or consolidation made other than in accordance with the order of the commission authorizing same shall be void. The permission and approval of the commission to the exercise of a franchise or permit under this chapter, or the sale, assignment, lease, transfer, mortgage or other disposition or encumbrance of a franchise or permit under this section shall not be construed to revive or validate any lapsed or invalid franchise or permit, or to enlarge or add to the powers or privileges contained in the grant of any franchise or permit, or to waive any forfeiture. Any person seeking any order under this subsection authorizing the sale, assignment, lease, transfer, merger, consolidation or other disposition, direct or indirect, of any gas corporation, electrical corporation, water corporation, or sewer corporation, shall, at the time of application for any such order, file with the commission a statement, in such form, manner and detail as the commission shall require, as to what, if any, impact such sale, assignment, lease, transfer, merger, consolidation, or other disposition will have on the tax revenues of the political subdivisions in which any structures, facilities or equipment of the corporations involved in such disposition are located. The commission shall send a copy of all information obtained by it as to what, if any, impact such sale, assignment, lease, transfer, merger, consolidation or other disposition will have on the tax revenues of various political subdivisions to the county clerk of each county in which any portion of a political subdivision which will be affected by such disposition is located. Nothing in this subsection contained shall be construed to prevent the sale, assignment, lease or other disposition by any corporation, person or public utility of a class designated in this subsection of property which is not necessary or useful in the performance of its duties to the public, and any sale

of its property by such corporation, person or public utility shall be conclusively presumed to have been of property which is not useful or necessary in the performance of its duties to the public, as to any purchaser of such property in good faith for value.

2. No such corporation shall directly or indirectly acquire the stock or bonds of any other corporation incorporated for, or engaged in, the same or a similar business, or proposing to operate or operating under a franchise from the same or any other municipality; neither shall any street railroad corporation acquire the stock or bonds of any electrical corporation, unless, in either case, authorized so to do by the commission. Save where stock shall be transferred or held for the purpose of collateral security, no stock corporation of any description, domestic or foreign, other than a gas corporation, electrical corporation, water corporation, sewer corporation or street railroad corporation, shall, without the consent of the commission, purchase or acquire, take or hold, more than ten percent of the total capital stock issued by any gas corporation, electrical corporation, water corporation or sewer corporation organized or existing under or by virtue of the laws of this state, except that a corporation now lawfully holding a majority of the capital stock of any gas corporation, electrical corporation, water corporation or sewer corporation may, with the consent of the commission, acquire and hold the remainder of the capital stock of such gas corporation, electrical corporation, water corporation or sewer corporation, or any portion thereof.

3. Nothing herein contained shall be construed to prevent the holding of stock heretofore lawfully acquired, or to prevent upon the surrender or exchange of said stock pursuant to a reorganization plan, the purchase, acquisition, taking or holding of a proportionate amount of stock of any new corporation organized to take over, at foreclosure or other sale, the property of any corporation whose stock has been thus surrendered or exchanged. Every contract, assignment, transfer or agreement for transfer of any stock by or through any person or corporation to any corporation in violation of any provision of this chapter shall be void and of no effect, and no such transfer or assignment shall be made upon the books of any such gas corporation, electrical corporation, water corporation or sewer corporation or shall be recognized as effective for any purpose.”; and

Further amend the title and enacting clause accordingly.

Representative Shoemyer (9) moved that **House Amendment No. 3 to Part IX** be adopted.

Which motion was defeated by the following vote:

AYES: 057

Abel	Bishop	Black	Bland	Bringer
Burnett	Campbell	Carnahan	Corcoran	Curls
Darrrough	Daus	Davis 122	Donnelly	El-Amin
Ervin	Fraser	George	Graham	Green
Hampton	Harris 110	Haywood	Henke	Hilgemann
Hoskins	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly 36	Kuessner	Liese	McKenna
Merideth	Muckler	Ransdall	Sager	Salva
Seigfreid	Selby	Shoemyer	Skaggs	Spreng
Thompson	Villa	Vogt	Walker	Walsh
Ward	Whorton	Wildberger	Wilson 25	Witte
Yaeger	Zweifel			

NOES: 083

Angst	Avery	Baker	Barnitz	Bean
Bearden	Behnen	Bivins	Bough	Brown
Bruns	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dusenberg	Emery	Engler
Fares	Goodman	Guest	Hobbs	Hunter
Icet	Jackson	Jetton	Kelly 144	King
Kingery	Lager	Lembke	LeVota	Lipke

1009 *Journal of the House*

Luetkemeyer	May	Mayer	Miller	Moore
Morris	Munzlinger	Nieves	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sander	Schaaf	Schlottach	Self
Smith 118	Smith 14	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Townley	Viebrock	Wallace
Wasson	Willoughby	Wilson 119	Wilson 130	Wood
Wright	Yates	Madam Speaker		

PRESENT: 001

Lowe

ABSENT WITH LEAVE: 022

Adams	Boykins	Brooks	Byrd	Dougherty
Harris 23	Holand	Hubbard	Kratky	Lawson
Marsh	Meiners	Myers	Page	Schneider
Schoemehl	Shoemaker	Threlkeld	Wagner	Walton
Wilson 42	Young			

HCS HBs 404, 324, 403, 344, 426 & 541, with Part IX of HS, as amended, pending, was laid over.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 590 - Tax Policy
HB 711 - Transportation and Motor Vehicles
HB 712 - Judiciary
HB 713 - Corrections and State Institutions
HB 714 - Transportation and Motor Vehicles
HB 715 - Children and Families
HB 716 - Corrections and State Institutions
HB 717 - Professional Registration and Licensing
HB 718 - Corrections and State Institutions
HB 719 - Education
HB 720 - Corrections and State Institutions
HB 721 - Education
HB 722 - Transportation and Motor Vehicles
HB 723 - Special Committee on General Laws
HB 724 - Transportation and Motor Vehicles
HB 725 - Transportation and Motor Vehicles
HB 726 - Tax Policy
HB 727 - Professional Registration and Licensing
HB 728 - Children and Families
HB 729 - Professional Registration and Licensing

HB 730 - Crime Prevention and Public Safety
HB 731 - Transportation and Motor Vehicles
HB 732 - Crime Prevention and Public Safety
HB 733 - Crime Prevention and Public Safety
HB 734 - Judiciary

REFERRAL OF SENATE CONCURRENT RESOLUTION

The following Senate Concurrent Resolution was referred to the Committee indicated:

SS SCS SCR 13 - Budget

REFERRAL OF SENATE BILL

The following Senate Bill was referred to the Committee indicated:

SB 468 - Judiciary

COMMITTEE REPORTS

Committee on Corrections and State Institutions, Chairman Kelly (144) reporting:

Madam Speaker: Your Committee on Corrections and State Institutions, to which was referred **HB 138**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Committee on Crime Prevention and Public Safety, Chairman Mayer reporting:

Madam Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 471**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Committee on Health Care Policy, Chairman Holand reporting:

Madam Speaker: Your Committee on Health Care Policy, to which was referred **HB 233**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Committee on Judiciary, Chairman Byrd reporting:

Madam Speaker: Your Committee on Judiciary, to which was referred **HB 593**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Amendment No. 1**.

House Committee Amendment No. 1

AMEND House Bill No. 593, Page 3, Section 537.605, Lines 1 to 5, by deleting all of said lines and inserting in lieu thereof the following:

"537.605. 1. The state of Missouri, in its capacity as an employer, shall be subject to the provisions of the federal Family and Medical Leave Act, 29 U.S.C. Section 2601, et seq., and shall be liable for any violation of such act, and further grants limited consent to be sued under the Americans with Disabilities Act, 42 U.S.C. Section 12101, et seq., in the state courts of Missouri. The state of Missouri does not consent to be sued under the Americans with Disabilities Act in federal courts.

2. The state of Missouri waives its sovereign immunity for purposes of enforcement of such acts; except that no judgment entered against the state of Missouri shall exceed the liability limits established in section 537.610. Such monetary limits shall apply regardless of whether the state has insurance for defense of the claim. The amount may include attorneys' fees, but shall not include punitive or exemplary damages.

3. The provisions of this section shall apply to all actions pending or initiated on or after the effective date of this section.

4. The provisions of this section pertaining to the Americans with Disabilities Act, 42 U.S.C. 12101, et seq., shall, without limitation, apply to the Missouri State Capitol Building."; and

Further amend said title, enacting clause, and intersectional references accordingly.

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 221**, entitled:

An act to repeal sections 59.163, 173.387, 173.390, 306.410, 361.130, 361.140, 361.160, 361.170, 362.010, 362.105, 362.106, 362.170, 362.295, 362.910, 362.923, 369.159, 400.99-525, 407.433, 408.450, 408.455, 408.460, 408.465, 408.467, 408.470, 408.557, 408.653, and 408.654, RSMo, and to enact in lieu thereof twenty-two new sections relating to banking, with an effective date for a certain section and penalty provisions.

With Senate Amendment No. 1.

Senate Amendment No. 1

AMEND Senate Committee Substitute for House Committee Substitute for House Bill No. 221, Page 37, Section 408.557, Lines 1-7, by striking all of said section from the bill; and

Further amend the title and enacting clause accordingly.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 69**, entitled:

An act to amend chapter 620, RSMo, by adding thereto eight new sections relating to small businesses.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 410**, entitled:

An act to repeal sections 191.831, 302.304, 302.540, 577.041, 577.049, and 577.520, RSMo, and to enact in lieu thereof six new sections relating to substance abuse traffic offender program.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SS SCS SBs 556 & 311**, entitled:

An act to repeal sections 197.725, 198.006, 198.022, 198.032, 198.036, 198.067, 198.070, 198.082, 198.086, 198.105, 198.525, 198.526, 198.532, 344.050, 565.186, 570.145, 630.140, 630.165, 630.167, 660.250, 660.261, 660.270, 660.300, 660.305, 660.315, 660.317, 660.320, and 660.603, RSMo, and to enact in lieu thereof forty-one new sections relating to the protection of the elderly, with penalty provisions and an expiration for a certain section.

In which the concurrence of the House is respectfully requested.

ADJOURNMENT

On motion of Representative Crowell, the House adjourned until 4:00 p.m., Monday, April 14, 2003.

COMMITTEE MEETINGS

AGRICULTURE

Monday, April 14, 2003, 1:00 p.m. Hearing Room 6.
Executive Session may follow. AMENDED NOTICE
Public Hearing to be held on: HB 457, SB 388, SB 651, SB 668

CHILDREN AND FAMILIES

Monday, April 14, 2003, upon evening adjournment. Hearing Room 4.
Executive Session to be held on: SB 635, SB 571

CONSERVATION AND NATURAL RESOURCES

Wednesday, April 16, 2003, 12:30 p.m. Hearing Room 5.
Executive Session may follow.
Public Hearing to be held on: HB 355, HB 439, HB 519

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, April 15, 2003, 5:00 p.m. Hearing Room 3.
Executive Session may follow.
Public Hearing to be held on: HB 54, HB 586, HB 667, HB 669, HB 697,
HB 730, HB 733

FINANCIAL SERVICES

Monday, April 14, 2003, 2:00 p.m. Hearing Room 4.
Public Hearing to be held on: SB 61, SB 373, SB 407, SB 611

FINANCIAL SERVICES

Tuesday, April 15, 2003, 12:00 p.m. Hearing Room 6.

Possible Executive Session. AMENDED NOTICE

Public Hearing to be held on: HB 560, SB 385, SB 427

HEALTH CARE POLICY

Monday, April 14, 2003, 2:00 p.m. Hearing Room 2.

Executive Session.

JOB CREATION AND ECONOMIC DEVELOPMENT

Monday, April 14, 2003, 3:30 p.m. Side gallery.

Executive Session.

JUDICIARY

Monday, April 14, 2003, 12:00 p.m. Hearing Room 3.

Executive Session may follow on SBs 447, 394, 395, 548, 468, 469, 521, 616 and HBs 374, 213.

Public Hearing to be held on: SB 394, SB 395, SB 447, SB 468, SB 548

LOCAL GOVERNMENT

Monday, April 14, 2003, 12:00 p.m. Hearing Room 7.

Executive Session on Senate Bills.

Public Hearing to be held on: SB 16, SB 120, SB 275, SB 504, SB 513, SB 546, SB 547, SB 578, SB 592, SB 621

RETIREMENT

Monday, April 14, 2003, 3:45 p.m. Side gallery.

Executive Session.

SENIOR SECURITY

Monday, April 14, 2003. Side gallery upon evening adjournment.

Executive Session to be held on: SB 534

SUBCOMMITTEE ON LICENSE PLATES AND TABS

Monday, April 14, 2003, 2:00 p.m. Hearing Room 1.

Study Department of Revenue's distribution of regular, personalized plates and tabs.

HOUSE CALENDAR

FIFTY-FIRST DAY, MONDAY, APRIL 14, 2003

HOUSE BILLS FOR SECOND READING

HB 740 through HB 742

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 132, 173, 117 & 48 - Wright
- 2 HCS HB 215, 218, 115 & 83 - Myers
- 3 HCS HB 190 & 214 - Fares
- 4 HCS HB 51 - Mayer
- 5 HCS HB 387 - Pearce
- 6 HCS HB 109 & 34 - Fares
- 7 HCS HB 404, 324, 403, 344, 426 & 541, Part IX of HS, as amended, pending - Rector
- 8 HB 263 - Cooper (120)
- 9 HCS HB 121 - Portwood
- 10 HB 481 - Crowell
- 11 HCS HB 468 - Byrd
- 12 HCS HB 142 - Dempsey
- 13 HCS HB 564 - Behnen
- 14 HB 593, HCA 1 - Deeken
- 15 HCS HB 233 - Holand
- 16 HCS HB 138 - Crawford
- 17 HB 471 - Jackson

HOUSE BILL FOR PERFECTION - FEDERAL MANDATE

HCS HB 435 - Engler

HOUSE BILL FOR THIRD READING

HS HCS HB 679 & 396 - Hanaway

SENATE BILLS FOR SECOND READING

- 1 SCS SB 69
- 2 SS SCS SB 410
- 3 SS SS SCS SB 556 & 311

SENATE BILLS FOR THIRD READING - CONSENT

(4-07-03)

- 1 SCS SB 4, HCA 1 - Johnson (47)
- 2 SB 255 - Engler

(4-09-03)

- 1 HCS SB 234, E.C. - Ervin
- 2 SB 14 - Johnson (47)
- 3 SCS SB 29 - Parker
- 4 SB 50 - Seigfreid
- 5 HCS SB 68 - Wasson
- 6 HCS SCS SB 130, E.C. - Davis (19)
- 7 HCS SCS SB 218 - George
- 8 SB 232 - Behnen
- 9 SB 235 - Johnson (47)
- 10 SCS SB 239 - Smith (118)
- 11 HCS SB 266 - Johnson (47)
- 12 SB 282 - Brown
- 13 SB 371 - Cunningham (86)

(4-10-03)

- 1 SCS#2 SB 1 - Luetkemeyer
- 2 SCS SB 237 - Luetkemeyer
- 3 SB 289, HCA 1 - Dempsey
- 4 SB 292 -
- 5 SB 314 - Dempsey
- 6 SCS SB 466 -
- 7 SCS SB 478 - Smith (14)
- 8 SB 496 -
- 9 SB 540 - Dempsey

SENATE BILLS FOR THIRD READING

- 1 SCS SB 299 & 40 - Bearden
- 2 HCS SCS SB 296 - Sutherland

SENATE BILL FOR THIRD READING - FEDERAL MANDATE

SCS SB 194 & 189, E.C. - St. Onge

HOUSE CONCURRENT RESOLUTION

HCR 11, (4-07-03, Pages 945-946) - Moore

JOURNAL OF THE HOUSE

First Regular Session, 92nd General Assembly

FIFTY-FIRST DAY, MONDAY, APRIL 14, 2003

Representative Dempsey in the Chair.

Prayer by Father David Buescher.

Gracious God, as we ask often, please help the people of Iraq and all that human power gathered there, that their country may be boosted into a more democratic and compassionate civilization. But also God, we just thank You for this beautiful day here in the state of Missouri.

Thank You for the natural richness and the plentiful resources You have seen fit to have all around us here. Aid these, our representatives, that they continue to lead all our people in the ways of thankful, respectful and careful stewardship of all the good in our natural world here and in that human web we've built across this portion of our country.

For this we pray, Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Elizabeth Emery.

The Journal of the fiftieth day was approved as corrected.

HOUSE RESOLUTION

Representative Miller offered House Resolution No. 1847.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 1768 - Representative Donnelly

House Resolution No. 1769

and

House Resolution No. 1770 - Representative Holand

House Resolution No. 1771 - Representative Viebrock

House Resolution No. 1772

and

House Resolution No. 1773 - Representative Bruns

House Resolution No. 1774

and

House Resolution No. 1775 - Representative Munzlinger

House Resolution No. 1776 - Representative Stevenson, et al

House Resolution No. 1777 - Representative Bruns
House Resolution No. 1778
through
House Resolution No. 1829 - Representative Crowell
House Resolution No. 1830 - Representative Skaggs
House Resolution No. 1831
through
House Resolution No. 1844 - Representative Dethrow
House Resolution No. 1845 - Representatives Villa and Walsh
House Resolution No. 1846 - Representative Townley

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 743, introduced by Representative Stevenson, relating to small claims actions.

HB 744, introduced by Representative Jackson, relating to the amusement ride safety fund.

HB 745, introduced by Representatives Stevenson, Bearden, Icet, Cooper (120) and Hunter, et al, relating to the calculation of certain existing elements of state school aid.

HB 746, introduced by Representative Guest, relating to salary of council members in certain cities.

HB 747, introduced by Representative Cooper (120), relating to adoption tax credits.

SECOND READING OF HOUSE BILLS

HB 740 through **HB 742** were read the second time.

SECOND READING OF SENATE BILLS

SCS SB 69, **SS SCS SB 410** and **SS SS SCS SBs 556 & 311** were read the second time.

PERFECTION OF HOUSE BILL

HCS HBs 404, 324, 403, 344, 426 & 541, with Part IX of HS, as amended, pending, relating to the regulation of utilities, was taken up by Representative Rector.

Representative Salva offered **House Amendment No. 4 to Part IX.**

House Amendment No. 4

AMEND Part IX of House Substitute for House Committee Substitute for House Bill Nos. 404, 324, 403, 344, 426 & 541, Page 39, Section 393.1018, Line 11 of said page, by inserting immediately after all of said line the following:

“Section 1. No utility can offer or request to the commission or technical advisory staff a proposed increase in rates, whether temporary or permanent, while there is litigation pending against said company or corporation by a state agency.”; and

Further amend said bill in the title and enacting clause accordingly.

Representative Salva moved that **House Amendment No. 4 to Part IX** be adopted.

Which motion was defeated.

On motion of Representative Rector, **Part IX of HS HCS HBs 404, 324, 403, 344, 426 & 541, as amended**, was adopted.

Representative Rector moved that **Part X of HS HCS HBs 404, 324, 403, 344, 426 & 541** be adopted.

Which motion was defeated by the following vote:

AYES: 000

NOES: 160

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hobbs	Holand	Hoskins
Hubbard	Hunter	Ice	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Merideth
Miller	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

PRESENT: 000

ABSENT WITH LEAVE: 003

Adams

Hilgemann

St. Onge

On motion of Representative Rector, **HS HCS HBs 404, 324, 403, 344, 426 & 541, as amended**, was ordered perfected and printed.

PERFECTION OF HOUSE BILL - FEDERAL MANDATE

HCS HB 435, relating to railroad grade crossings, was taken up by Representative Engler.

On motion of Representative Engler, **HCS HB 435** was adopted.

On motion of Representative Engler, **HCS HB 435** was ordered perfected and printed.

HOUSE CONCURRENT RESOLUTION

HCR 11, relating to out-of-school programs, was taken up by Representative Moore.

On motion of Representative Moore, **HCR 11** was adopted.

THIRD READING OF SENATE BILL

SCS SBs 299 & 40, relating to performance-based budgeting, was taken up by Representative Bearden.

Representative Bearden offered **HS SCS SBs 299 & 40**.

Representative Fraser requested a division of the question on the motion to adopt **HS SCS SBs 299 & 40**.

SCS SBs 299 & 40, with Part I and Part II of HS, pending, was laid over.

REFERRAL OF HOUSE BILL

The following House Bill was referred to the Committee indicated:

HS HCS HBs 679 & 396 - Budget (Fiscal Note)

COMMITTEE REPORT

Committee on Health Care Policy, Chairman Holand reporting:

Madam Speaker: Your Committee on Health Care Policy, to which was referred **HB 688**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SCR 6**.

SENATE CONCURRENT RESOLUTION NO. 6

WHEREAS, the Government Pension Offset (GPO) and Windfall Elimination Provision (WEP) of the federal Social Security Act penalize people who have dedicated their lives to public service by taking away benefits they have earned; and

WHEREAS, nine out of ten public employees affected by the GPO lose their entire spousal benefit, even though their spouse paid Social Security taxes for many years; and

WHEREAS, the WEP causes hard-working people to lose up to sixty percent of the benefits they earned themselves; and

WHEREAS, many workers rely on misleading Social Security Administration statements that fail to take into account the GPO and WEP when projecting benefits; and

WHEREAS, the impact of the GPO and WEP is not just felt in those states in which public employees, including educators, are not covered by Social Security, because people move from state to state and affected individuals are everywhere; and

WHEREAS, the GPO and WEP apply to all vested members of the Public School Retirement System of Missouri; and

WHEREAS, the number of people affected across the country is growing every day as more and more people reach retirement age; and

WHEREAS, some 300,000 individuals lose an average of \$3,600 a year due to the GPO; and

WHEREAS, this amount can make the difference between self-sufficiency and poverty; and

WHEREAS, these people have less money to spend in their local economy and sometimes have to turn to expensive government programs like food stamps to make ends meet; and

WHEREAS, during a national teacher shortage, the GPO and WEP discourage people from entering and staying in the teaching profession, since doing so will mean a loss of earned Social Security benefits; and

WHEREAS, the GPO and WEP are also causing current educators to leave the profession and students to choose courses of study other than education; and

WHEREAS, non-Social Security states are finding it increasingly difficult to attract quality educators as more people learn about the GPO and WEP; and

WHEREAS, the nation should respect, not penalize, public service; and

WHEREAS, the GPO and WEP are established in federal law and repeal of the GPO and WEP can only be enacted by the United States Congress:

NOW THEREFORE BE IT RESOLVED that the members of the Missouri Senate, Ninety-Second General Assembly, First Regular Session, the House of Representatives concurring therein, hereby urge the Congress of the United States to immediately repeal the Government Pension Offset and Windfall Elimination Provision of the Social Security Act; and

BE IT FURTHER RESOLVED that the Secretary of the Missouri Senate be instructed to prepare properly inscribed copies of this resolution for the President of the United States Senate, the Speaker of the United States House of Representatives and the members of the Missouri Congressional delegation.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has third read and passed **SCS SCR 8**.

SENATE COMMITTEE SUBSTITUTE
FOR
SENATE CONCURRENT RESOLUTION NO. 8

Relating to changing the name of the St. Louis Central Office of the Division of Workforce Development to the "Nathaniel J. "Nat" Rivers Office of the Division of Workforce Development"

WHEREAS, Nathaniel J. "Nat" Rivers served the people of the City of St. Louis as a member of the Missouri House of Representatives beginning in 1969, and he continued to serve for the next fourteen years; and

WHEREAS, Nat Rivers was born in Cache, Illinois and educated at Sumner High School in Cairo, Illinois, Southern Illinois University at Carbondale and St. Louis University; and

WHEREAS, Nat Rivers, a real estate and insurance broker, was very active in his community, and served on the Board of Directors of Mid-City Rental Company, Union Sarah Community Corporation, West Side Redevelopment Corporation, WestEnd Congress, Union-Sarah Economic Development Corporation and West Side Community Gardens; and

WHEREAS, Nat Rivers was recognized for his contributions to the St. Louis community through numerous awards, including the St. Louis Citizens Award in Community Service in 1979, the Harris-Stowe College Award in recognition for his concern for Higher Education and Human Development in 1978, and the Dr. Martin Luther King Jr. Human Rights Award in 1979; and

WHEREAS, such awards only begin to recognize Nat Rivers' true accomplishments and contributions to the citizens of St. Louis and the State of Missouri; and

WHEREAS, the most appropriate way to recognize an individual of Nat Rivers' stature is to name a public building after him; and

WHEREAS, the St. Louis Central Office of the Division of Workforce Development, located at 4811 Delmar Boulevard in the City of St. Louis, has no proper name; and

WHEREAS, this St. Louis Central Office provides much needed community services to persons in the St. Louis area, including job service and development, job corps, work opportunity and welfare-to-work information, job training assistance, veterans service and unemployment benefit information; and

WHEREAS, Nat Rivers' contributions and service to the community of St. Louis are exemplary and distinguished:

NOW, THEREFORE, BE IT RESOLVED that the Senate of the Ninety-second General Assembly, First Regular Session, the House of Representatives concurring therein, proclaims that the St. Louis Central Office of the Division of Workforce Development, located at 4811 Delmar Boulevard in the City of St. Louis, be hereby named the "Nathaniel J. "Nat" Rivers Office of the Division of Workforce Development", and that a sign or signs of appropriate size, lettering and design be constructed and placed on said office property with the name "Nathaniel J. "Nat" Rivers Office of the Division of Workforce Development" on said sign, which shall be readily legible from the street; and

BE IT FURTHER RESOLVED that the Director of the Department of Economic Development shall promptly notify those members of the General Assembly whose constituents are served by the Nathaniel J. "Nat" Rivers Office of the Division of Workforce Development, the Secretary of the Senate and the Chief Clerk of the House of Representatives with the date in which said sign or signs are to be placed on the property; and

BE IT FURTHER RESOLVED that the Secretary of the Missouri Senate be instructed to send this resolution to the Governor for his approval or rejection pursuant to the Missouri Constitution.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SCR 9**.

SENATE CONCURRENT RESOLUTION NO. 9

WHEREAS, the use of prescription drugs improves the quality of care and helps patients live healthier, longer, and more productive lives while keeping them out of more costly acute care settings in the long term; and

WHEREAS, the increased use of new and improved prescription drugs has changed the delivery of health care in the United States since Medicare was enacted, and while two-thirds of the Medicare population has some form of prescription drug coverage, although many times inadequate, one-third of Medicare beneficiaries have no coverage at all; and

WHEREAS, Congress did not enact a drug benefit in the Medicare program, therefore the program is inadequate in providing the elderly and disabled the most appropriate drug therapies, preventing the delivery of quality health care at an affordable cost; and

WHEREAS, the private sector provides affordable coverage by negotiating discounts on drugs and meeting the needs of special populations with chronic diseases and those with co-morbidities through coordinating care with disease management, drug utilization review, and patient education programs, all of which aid in ameliorating medical errors; and

WHEREAS, comprehensive reform of the Medicare program would utilize the successful tools of the private sector in coordinating care for this population and use the marketplace to foster competition among private plans, resulting in more choices of quality coverage for seniors and the disabled while maintaining the financial sustainability of the program; and

WHEREAS, the failure of Congress to provide for comprehensive reform of Medicare and the encouraging of states to use their own resources to ease the burden of the elderly and disabled Medicare populations, in effect, result in an unfunded informal mandate on the states; and

WHEREAS, in implementing state programs to assist the Medicare population, state budgetary constraints can often result in requirements to restrict and limit patient access to needed prescription drugs, and the enactment of anti-competitive price controls:

NOW, THEREFORE, BE IT RESOLVED that the members of the of the Ninety-second General Assembly, First Regular Session, the House of Representatives concurring therein, hereby request that the United States Congress enact financially sustainable, voluntary, universal, and privately administered out-patient prescription drug coverage as part of the federal Medicare program; and

BE IT FURTHER RESOLVED that the Secretary of the Senate be instructed to prepare a properly inscribed copy of this resolution for each member of the Missouri Congressional Delegation.

In which the concurrence of the House is respectfully requested.

LETTER OF OBJECTION

April 14, 2003

Steve Davis, Chief Clerk
Mo. House of Representatives
Capitol Building
Jefferson City, MO 65101

Re: SB 496

Dear Steve:

The following members and myself request **SB 496** be removed from the Senate Consent Calendar as there appears to be language problems with the bill that need to be addressed.

/s/ Blaine Luetkemeyer	/s/ Trent Skaggs
/s/ David Pearce	/s/ Michael Spreng
/s/ Ron Richard	

Thanking you in advance for your assistance in this matter.

Blaine Luetkemeyer
115th District

The following member's presence was noted: Hilgemann.

ADJOURNMENT

On motion of Representative Crowell, the House adjourned until 10:00 a.m., Tuesday, April 15, 2003.

CORRECTIONS TO THE HOUSE JOURNAL

AFFIDAVITS

I, State Representative Steve Hunter, District 127, hereby state and affirm that my vote as recorded on Page 1000 and 1001 of the House Journal for Thursday, April 10, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 14th day of April 2003.

/s/ Steve Hunter
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 14th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Doug Ervin, District 35, hereby state and affirm that my vote as recorded on Page 1008 of the House Journal for Thursday, April 10, 2003 showing that I voted aye was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted no. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 14th day of April 2003.

/s/ Doug Ervin
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 14th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Sue Schoemehl, District 100, hereby state and affirm that my vote as recorded on Page 1009 of the House Journal for Thursday, April 10, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 14th day of April 2003.

/s/ Sue Schoemehl
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 14th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

1025 *Journal of the House*

I, State Representative Christopher Shoemaker, District 8, hereby state and affirm that my vote as recorded on Page 1009 of the House Journal for Thursday, April 10, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted no. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 14th day of April 2003.

/s/ Christopher Shoemaker
State Representative

[illegible]

Subscribed and sworn to before me this 14th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Yvonne S. Wilson, District 42, hereby state and affirm that my vote as recorded on Page 1009 of the House Journal for Thursday, April 10, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 14th day of April 2003.

/s/ Yvonne S. Wilson
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 14th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Terry Young, District 49, hereby state and affirm that my vote as recorded on Page 1009 of the House Journal for Thursday, April 10, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 14th day of April 2003.

/s/ Terry Young
State Representative

[illegible]

Subscribed and sworn to before me this 14th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

ADMINISTRATION AND ACCOUNTS

Thursday, April 17, 2003, 8:30 a.m. Hearing Room 1.
Interim Resolution and discussion on a survey.
Executive Session may follow.

AGRICULTURE

Tuesday, April 15, 2003, 12:30 p.m. Hearing Room 1.
Possible Executive Session.
Public Hearing to be held on: HB 317

BUDGET

Tuesday, April 15, 2003, 8:00 a.m. Hearing Room 3.
Executive Session may follow. Public hearing on SCR 13.
Other bills in committee HB 698 and HCR 17.
Public Hearing to be held on: HB 16, HB 17, HB 18, HB 19, HB 20

BUDGET

Wednesday, April 16, 2003, 8:00 a.m. Hearing Room 3.
Executive Session may follow.
Public Hearing to be held on: HB 16, HB 17, HB 18, HB 19, HB 20, HB 679,
HB 698, SCR 13

COMMUNICATIONS, ENERGY AND TECHNOLOGY

Tuesday, April 15, 2003, 12:30 p.m. Hearing Room 3.
Executive Session.

CONSERVATION AND NATURAL RESOURCES

Wednesday, April 16, 2003, 12:30 p.m. Hearing Room 5.
Executive Session may follow.
Public Hearing to be held on: HB 355, HB 439, HB 519

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, April 15, 2003, 5:00 p.m. Hearing Room 3.
Executive Session may follow.
Public Hearing to be held on: HB 54, HB 586, HB 667, HB 669, HB 697,
HB 730, HB 733

ELECTIONS

Tuesday, April 15, 2003, 6:00 p.m. Hearing Room 7.

Executive Session will follow the hearing and will include HB 686.

Public Hearing to be held on: SB 422

FINANCIAL SERVICES

Tuesday, April 15, 2003, 12:30 p.m. Hearing Room 6.

Possible Executive Session. #2 AMENDED NOTICE

Public Hearing to be held on: HB 560, SB 385, SB 427

HOMELAND SECURITY AND VETERANS AFFAIRS

Tuesday, April 15, 2003, 5:00 p.m. Hearing Room 5.

Executive Session may follow.

Public Hearing to be held on: HB 699

LOCAL GOVERNMENT

Thursday, April 17, 2003, 8:30 a.m. Hearing Room 6.

Executive Session may follow.

Public Hearing to be held on: SB 298

TAX POLICY

Tuesday, April 15, 2003, 12:30 p.m. Hearing Room 7.

Executive Session may follow.

Public Hearing to be held on: HB 624, HB 647, HB 701, HB 703, HB 726, SB 93

HOUSE CALENDAR

FIFTY-SECOND DAY, TUESDAY, APRIL 15, 2003

HOUSE BILLS FOR SECOND READING

HB 743 through HB 747

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 132, 173, 117 & 48 - Wright
- 2 HCS HB 215, 218, 115 & 83 - Myers
- 3 HCS HB 190 & 214 - Fares
- 4 HCS HB 51 - Mayer
- 5 HCS HB 387 - Pearce
- 6 HCS HB 109 & 34 - Fares
- 7 HB 263 - Cooper (120)
- 8 HCS HB 121 - Portwood
- 9 HB 481 - Crowell
- 10 HCS HB 468 - Byrd

- 11 HCS HB 142 - Dempsey
- 12 HCS HB 564 - Behnen
- 13 HB 593, HCA 1 - Deeken
- 14 HCS HB 233 - Holand
- 15 HCS HB 138 - Crawford
- 16 HB 471 - Jackson
- 17 HCS HB 688 - Hanaway

HOUSE BILL FOR THIRD READING

HS HCS HB 679 & 396, (Budget 4-14-03) - Hanaway

SENATE CONCURRENT RESOLUTION FOR SECOND READING

SCS SCR 8

SENATE BILLS FOR THIRD READING - CONSENT

- 1 SCS SB 4, HCA 1 - Johnson (47)
- 2 SB 255 - Engler

(4-09-03)

- 1 HCS SB 234, E.C. - Ervin
- 2 SB 14 - Johnson (47)
- 3 SCS SB 29 - Parker
- 4 SB 50 - Seigfreid
- 5 HCS SB 68 - Wasson
- 6 HCS SCS SB 130, E.C. - Davis (19)
- 7 HCS SCS SB 218 - George
- 8 SB 232 - Behnen
- 9 SB 235 - Johnson (47)
- 10 SCS SB 239 - Smith (118)
- 11 HCS SB 266 - Johnson (47)
- 12 SB 282 - Brown
- 13 SB 371 - Cunningham (86)

(4-10-03)

- 1 SCS#2 SB 1 - Luetkemeyer
- 2 SCS SB 237 - Luetkemeyer
- 3 SB 289, HCA 1 - Dempsey
- 4 SB 292 -
- 5 SB 314 - Dempsey
- 6 SCS SB 466 -

7 SCS SB 478 - Smith (14)

8 SB 540 - Dempsey

SENATE BILLS FOR THIRD READING

1 SCS SB 299 & 40, Part I and Part II of HS, pending - Bearden

2 HCS SCS SB 296 - Sutherland

3 SB 496 - Luetkemeyer

SENATE BILL FOR THIRD READING - FEDERAL MANDATE

SCS SB 194 & 189, E.C. - St. Onge

HOUSE BILL WITH SENATE AMENDMENTS

SCS HCS HB 221, as amended - Luetkemeyer

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

FIFTY-SECOND DAY, TUESDAY, APRIL 15, 2003

Speaker Hanaway in the Chair.

Prayer by Reverend James Earl Jackson.

Heavenly Father, You have said that "if any lacks wisdom, let him ask of God, who gives to all generously and without reproach, and it will be given to him" so we ask and receive of You wisdom for this day.

We are grateful to have wisdom, discernment, and knowledge for every decision we make. Guide us in all decisions. Give us answers and solutions. May we seek Your heart and make no decisions outside of Your will.

Give us strength so that we will not grow weary. For Your grace is sufficient. Give us humility so we would not lose our way. Give us favor that we might be united as we walk in the center of Your will.

Now may the grace of our Lord and the love of God be with us all.

To You be the glory, both now and forever, in the name of Your Son we pray. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: John Stanley, Lee Midgett, Ashley M. Fletcher, Stephanie Engeman, Garret Cook, Amanda Hess, Alicia Black, Kristin Goeke, Alex Nieves, Jessica Sager, Dallas Kurtz, Jeni Graves, Darcy Howard, Ryan Parkhest, Ore Paris, William Mims, Christine Simpson, Rick Hammond, Matthew Goldstein, Megan Hughes, John Stanley, Jeremy Ruff, Conner Muse, Ryan Cooksey, Kelli Payne, Hope Miller, Ryan Skipper, Brian Robertson, Molly Quinn, Katie Burns-Yocum, Jennifer Pereira, Jessica Thompson and Catherine You.

The Journal of the fifty-first day was approved as printed by the following vote:

AYES: 154

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23

Haywood	Henke	Hilgemann	Hobbs	Hoskins
Hubbard	Hunter	Ice	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	King	Kingery	Kratky	Kuessner
Lager	Lawson	Lembke	LeVota	Liese
Lipke	Lowe	Luetkemeyer	Marsh	May
McKenna	Meiners	Merideth	Miller	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Reinhart	Richard
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Townley	Viebrock
Villa	Vogt	Wagner	Walker	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Young	Zweifel	Madam Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 009

Adams	Holand	Kelly 36	Mayer	Parker
Rector	Roark	Schneider	Threlkeld	

Former Representative Bill Skaggs was introduced by Representative Trent Skaggs and recognized as an Outstanding Missourian.

HOUSE RESOLUTION

Representative Baker, et al, offered House Resolution No. 1848.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 1849	-	Representative Page
House Resolution No. 1850	-	Representative Goodman
House Resolution No. 1851		
through		
House Resolution No. 1854	-	Representative Lager
House Resolution No. 1855		
through		
House Resolution No. 1875	-	Representative Baker
House Resolution No. 1876		
through		
House Resolution No. 1880	-	Representative Black

House Resolution No. 1881
through
House Resolution No. 1885 - Representative Crowell
House Resolution No. 1886 - Representative Moore
House Resolution No. 1887
through
House Resolution No. 1893 - Representative Shoemaker (8)
House Resolution No. 1894 - Representative King
House Resolution No. 1895
and
House Resolution No. 1896 - Representative Viebrock
House Resolution No. 1897
through
House Resolution No. 1911 - Representative Lembke
House Resolution No. 1912 - Representative Crawford

INTRODUCTION OF HOUSE BILL

The following House Bill was read the first time and copies ordered printed:

HB 748, introduced by Representative Rupp, relating to use of school buses.

SECOND READING OF HOUSE BILLS

HB 743 through **HB 747** were read the second time.

SECOND READING OF SENATE CONCURRENT RESOLUTION

SCS SCR 8 was read the second time.

PERFECTION OF HOUSE BILL

HCS HB 142, relating to high-speed Internet access, was taken up by Representative Dempsey.

Representative Stevenson offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 142, Page 9, Section 392.261, Line 5, by inserting immediately after the word "commission" the words "**or any political subdivision**"; and

Further amend said bill, Page 10, Section 392.261, Line 38, by inserting immediately after all of said line the following:

“5. Nothing in this section shall prevent a political subdivision from regulating the physical facilities of a provider of high-speed Internet access service or broadband service to the extent authorized to do so under sections 67.1830 to 67.1846.

6. Nothing in this section shall prevent a political subdivision from enforcing the terms of a franchise agreement pursuant to the rights granted by the Cable Communications Policy Act of 1984 (47 U.S.C. Sections 521 et. seq. as amended).”.

Representative Byrd offered **House Substitute Amendment No. 1 for House Amendment No. 1.**

*House Substitute Amendment No. 1
for
House Amendment No. 1*

AMEND House Committee Substitute for House Bill No. 142, Page 9, Section 392.261, Line 5, by inserting immediately after the word “**commission**” the words: “**or any political subdivision**”; and

Further amend said bill, Page 10, Section 392.261, Line 38, by inserting immediately after all of said line the following:

“5. Nothing in this section shall prevent a political subdivision from regulating the physical facilities of a provider of high-speed Internet access service or broadband service to the extent authorized to do so under sections 67.1830 to 67.1846.

6. Nothing in this section shall prevent a political subdivision from requiring, entering into or enforcing the terms of a franchise, license or other agreement.”.

Representative Sager offered **House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 1.**

*House Amendment No. 1
to
House Substitute Amendment No. 1
for
House Amendment No. 1*

AMEND House Substitute Amendment No. 1 for House Amendment No. 1 to House Committee Substitute for House Bill No. 142, Page 9, Section 392.261, by adding at the end of all lines:

“7. If the political subdivision governing the franchise believes the cable company is offering an unacceptable level of service they may suspend the franchise and negotiate for competition in the franchise territory”.

Representative Byrd raised a point of order that **House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 1** goes beyond the scope of the amendment.

The Chair ruled the point of order not well taken.

Representative Sager moved that **House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 1** be adopted.

Which motion was defeated.

Representative Pratt offered **House Amendment No. 2 to House Substitute Amendment No. 1 for House Amendment No. 1**.

House Amendment No. 2 to House Substitute Amendment No. 1 for House Amendment No. 1 was withdrawn.

On motion of Representative Byrd, **House Substitute Amendment No. 1 for House Amendment No. 1** was adopted.

Representative Pratt offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 142, Pages 9 and 10, Section 392.261, Lines 10 to 14, by deleting all of said lines and inserting in lieu thereof the following:

“telecommunications service as otherwise authorized under chapter 386, RSMo, and this chapter. Nothing in this section is intended to affect the commission’s authority to otherwise regulate telecommunications services and facilities consistent with the Federal Communications Commission’s regulations and other provisions of this section”; and

Further amend said bill, Page 10, Section 392.261, Lines 19 and 20, by deleting all of said lines and inserting in lieu thereof the following:

“the incumbent local exchange telecommunication company only to the extent allowed by the Federal Communications Commission regulations and decisions.”; and

Further amend said title, enacting clause and intersectional references accordingly.

HCS HB 142, as amended, with House Amendment No. 2, pending, was laid over.

On motion of Representative Wright, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Representative Hunter.

Representative Wright suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 145

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Corcoran	Crawford

1035 *Journal of the House*

Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Graham	Green	Guest	Hampton
Harris 110	Haywood	Henke	Hobbs	Holand
Hoskins	Hubbard	Hunter	Icet	Jackson
Jetton	Johnson 47	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	LeVota	Liese
Lipke	Lowe	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Merideth	Miller
Moore	Morris	Muckler	Myers	Nieves
Page	Parker	Pearce	Phillips	Pratt
Purgason	Quinn	Ransdall	Rector	Richard
Roark	Ruestman	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Skaggs	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Wagner	Walker	Walsh
Walton	Ward	Wildberger	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 002

Daus Wallace

PRESENT: 004

Munzlinger Shoemyer Smith 118 Whorton

ABSENT WITH LEAVE: 012

Adams	Cooper 155	Goodman	Harris 23	Hilgemann
Johnson 61	Lembke	Portwood	Reinhart	Rupp
Wasson	Willoughby			

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 1913

and

House Resolution No. 1914 - Representative Bland

House Resolution No. 1915 - Representative Quinn

House Resolution No. 1916 - Representative Wilson (119)

House Resolution No. 1917

through

House Resolution No. 1920 - Representative Baker

House Resolution No. 1921 - Representative Rector

House Resolution No. 1922 - Representative Engler

House Resolution No. 1923

through

House Resolution No. 1926 - Representative Miller

House Resolution No. 1927 - Representative Lipke
 House Resolution No. 1928 - Representatives Dempsey and Smith (14)
 House Resolution No. 1929
 through
 House Resolution No. 1931 - Representative Jetton

INTRODUCTION OF HOUSE BILL

The following House Bill was read the first time and copies ordered printed:

HB 749, introduced by Representatives Abel, Seigfreid, Barnitz, Whorton, Witte, Kuessner, Shoemyer (9), Ransdall, Bringer, Henke, Merideth, Sager and Harris (110), et al, relating to the Missouri Rural Health Initiative.

PERFECTION OF HOUSE BILLS

HCS HB 142, as amended, with House Amendment No. 2, pending, relating to high-speed Internet access, was again taken up by Representative Dempsey.

Representative Pratt moved that **House Amendment No. 2** be adopted.

Which motion was defeated by the following vote:

AYES: 046

Angst	Baker	Barnitz	Brown	Bruns
Cooper 120	Crawford	Crowell	Cunningham 145	Deeken
Dethrow	Dusenberg	Ervin	Graham	Hampton
Harris 23	Hobbs	Johnson 47	Jolly	Kingery
Kuessner	Lager	LeVota	Marsh	May
Meiners	Merideth	Miller	Munzlinger	Myers
Pearce	Phillips	Pratt	Purgason	Ransdall
Roark	Schaaf	Schlottach	Seigfreid	Shoemaker
Taylor	Walker	Wallace	Whorton	Wilson 119
Yates				

NOES: 113

Abel	Avery	Bean	Bearden	Behnen
Bishop	Bivins	Black	Bland	Bough
Boykins	Bringer	Brooks	Burnett	Byrd
Campbell	Carnahan	Cooper 155	Corcoran	Cunningham 86
Curls	Darrough	Daus	Davis 122	Davis 19
Dempsey	Dixon	Donnelly	Dougherty	El-Amin
Emery	Engler	Fares	Fraser	George
Goodman	Green	Guest	Harris 110	Haywood
Henke	Hilgemann	Holand	Hoskins	Hubbard
Hunter	Icet	Jackson	Jetton	Johnson 61
Johnson 90	Jones	Kelly 144	Kelly 36	King
Kratky	Lawson	Lembke	Liese	Lipke
Mayer	McKenna	Moore	Morris	Muckler
Nieves	Page	Parker	Portwood	Quinn

1037 *Journal of the House*

Rector	Reinhart	Richard	Ruestman	Rupp
Sager	Salva	Sander	Schneider	Schoemehl
Selby	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Thompson	Threlkeld	Townley	Viebrock	Villa
Vogt	Wagner	Walsh	Walton	Ward
Wasson	Wildberger	Willoughby	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Young	Zweifel	Madam Speaker		

PRESENT: 001

Lowe

ABSENT WITH LEAVE: 003

Adams	Luetkemeyer	Self
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Representative Lager offered House Amendment No. 3.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 142, Page 4, Section 386.020, Lines 108 to 110, by deleting all of said lines and inserting in lieu there of the following:

"and underlying facilities used solely and exclusively to provide upstream, from customer to provider, or downstream, from provider to customer, transmission in excess of one hundred forty-four kilobits per second to or from the Internet, or are utilized solely and exclusively to"; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Lager moved that House Amendment No. 3 be adopted.

Which motion was defeated by the following vote:

AYES: 045

Angst	Baker	Barnitz	Bishop	Brown
Bruns	Burnett	Campbell	Cooper 120	Crawford
Crowell	Cunningham 145	Deeken	Dethrow	Donnelly
Ervin	Fraser	Graham	Harris 23	Jetton
Jolly	Lager	LeVota	Luetkemeyer	May
Meiners	Miller	Munzlinger	Pearce	Phillips
Pratt	Purgason	Quinn	Ransdall	Roark
Schaaf	Schlottach	Self	Shoemaker	Taylor
Townley	Walker	Whorton	Wilson 25	Yates

NOES: 111

Abel	Avery	Bean	Bearden	Behnen
Bivins	Black	Bland	Bough	Boykins
Bringer	Brooks	Byrd	Carnahan	Cooper 155
Corcoran	Cunningham 86	Curls	Darrough	Daus
Davis 122	Davis 19	Dempsey	Dixon	Dougherty
Dusenberg	El-Amin	Emery	Engler	Fares
George	Goodman	Green	Guest	Hampton

Harris 110	Haywood	Henke	Hilgemann	Holand
Hoskins	Hubbard	Hunter	Icet	Jackson
Johnson 47	Johnson 61	Johnson 90	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lembke	Liese	Lipke	Marsh	Mayer
McKenna	Moore	Morris	Muckler	Nieves
Page	Parker	Portwood	Rector	Reinhart
Richard	Rupp	Sager	Salva	Sander
Schneider	Schoemehl	Seigfreid	Selby	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Thompson	Threlkeld
Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Walton	Ward	Wasson	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 42	Witte
Wood	Wright	Yaeger	Young	Zweifel
Madam Speaker				

PRESENT: 001

Hobbs

ABSENT WITH LEAVE: 006

Adams	Lawson	Lowe	Merideth	Myers
Ruestman				

Representative Taylor offered **House Amendment No. 4**.

Representative Byrd raised a point of order that **House Amendment No. 4** goes beyond the scope of the bill.

Representative Hunter requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

Representative Hilgemann offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 142, Page 10, Section 392.261, Line 38, by inserting after all of said line the following:

"5. A provider of broadband service or high-speed Internet access service is prohibited from requiring a customer to purchase basic local exchange service or other service regulated by the commission as a condition of receiving retail broadband service or high-speed Internet access."; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Johnson (47) assumed the Chair.

Representative Hilgemann moved that **House Amendment No. 5** be adopted.

Which motion was defeated.

Representative Graham offered **House Amendment No. 6.**

House Amendment No. 6

AMEND House Committee Substitute for House Bill No. 142, Page 10, Section 392.261, Line 35, by deleting all of said line and inserting in lieu there of the following:

"RSMo, and section 392.248; and

(4) To establish and enforce the terms and conditions of any performance remedy plan set forth in interconnection agreements approved by the Missouri public service commission between an incumbent local exchange carrier electing to provide broadband or high-speed Internet access service on a nonregulated basis pursuant to subsection 1 of this section and competitive local exchange carriers."; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Hunter resumed the Chair.

Representative Graham moved that **House Amendment No. 6** be adopted.

Which motion was defeated by the following vote:

AYES: 053

Angst	Baker	Barnitz	Bishop	Bland
Boykins	Brooks	Brown	Bruns	Burnett
Crawford	Crowell	Curls	Deeken	Donnelly
El-Amin	Ervin	Fraser	Graham	Harris 23
Haywood	Henke	Hoskins	Hubbard	Jetton
Johnson 61	Jolly	Jones	Kelly 36	Kuessner
Lager	LeVota	Lowe	Luetkemeyer	Meiners
Merideth	Phillips	Pratt	Ransdall	Salva
Schaaf	Seigfreid	Shoemaker	Taylor	Townley
Viebrock	Walker	Whorton	Wildberger	Wilson 25
Wilson 42	Yaeger	Yates		

NOES: 106

Abel	Avery	Bean	Bearden	Behnen
Bivins	Black	Bough	Bringer	Byrd
Carnahan	Cooper 120	Cooper 155	Corcoran	Cunningham 145
Cunningham 86	Darrough	Daus	Davis 122	Davis 19
Dempsey	Dethrow	Dixon	Dougherty	Dusenberg
Emery	Engler	Fares	George	Goodman
Green	Guest	Hampton	Harris 110	Hilgemann
Hobbs	Holand	Hunter	Ice	Jackson
Johnson 47	Johnson 90	King	Kingery	Kratky
Lawson	Lembke	Liese	Lipke	Marsh
May	Mayer	McKenna	Miller	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Portwood	Purgason
Quinn	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Sander	Schlottach
Schneider	Schoemehl	Selby	Self	Shoemyer
Skaggs	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Thompson	Threlkeld	Villa
Vogt	Wagner	Wallace	Walsh	Walton

Ward
Witte
Madam Speaker

Wasson
Wood

Willoughby
Wright

Wilson 119
Young

Wilson 130
Zweifel

PRESENT: 000

ABSENT WITH LEAVE: 004

Adams

Campbell

Kelly 144

Smith 118

Representative Merideth offered **House Amendment No. 7.**

House Amendment No. 7

AMEND House Committee Substitute for House Bill No. 142, Page 9, Section 386.020, Line 293, by inserting after all of said line the following:

"(61) "Voice telecommunications service", those services and underlying facilities capable of transmitting speech in any format regardless of the technology or medium used, including but not limited to, circuit switching, packet switching, wireless, copper wire, fiber optic cable, or coaxial cable, to provide such service."; and renumber remaining subdivisions accordingly; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Merideth moved that **House Amendment No. 7** be adopted.

Which motion was defeated.

Representative LeVota offered **House Amendment No. 8.**

House Amendment No. 8

AMEND House Committee Substitute for House Bill No. 142, Page 10, Section 392.261, Line 38, by inserting after all of said line the following:

"5. This section shall terminate on January 1, 2014."; and

Further amend said title, enacting clause and intersectional references accordingly.

Speaker Hanaway resumed the Chair.

Representative Taylor offered **House Substitute Amendment No. 1 for House Amendment No. 8.**

*House Substitute Amendment No. 1
for
House Amendment No. 8*

AMEND House Committee Substitute for House Bill No. 142, Page 10, Section 392.261, Line 38, by inserting after all of said line the following:

"5. The provisions of this section shall expire February 1, 2004"; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Taylor moved that **House Substitute Amendment No. 1 for House Amendment No. 8** be adopted.

Which motion was defeated by the following vote:

AYES: 042

Angst	Baker	Barnitz	Bishop	Brown
Bruns	Burnett	Campbell	Crawford	Crowell
Cunningham 145	Deeken	Dethrow	Donnelly	Dusenberg
El-Amin	Ervin	Harris 23	Haywood	Holand
Jetton	Johnson 47	Jolly	Kratky	Kuessner
Lager	LeVota	Lowe	Luetkemeyer	May
Meiners	Miller	Phillips	Pratt	Purgason
Ransdall	Taylor	Townley	Wallace	Wilson 119
Wilson 25	Yates			

NOES: 113

Avery	Bean	Bearden	Behnen	Bivins
Black	Bland	Bough	Boykins	Bringer
Byrd	Carnahan	Cooper 120	Cooper 155	Corcoran
Cunningham 86	Curls	Darrough	Daus	Davis 122
Davis 19	Dempsey	Dixon	Dougherty	Emery
Engler	Fares	Fraser	George	Goodman
Graham	Green	Guest	Hampton	Harris 110
Henke	Hilgemann	Hobbs	Hoskins	Hubbard
Hunter	Icet	Jackson	Johnson 61	Johnson 90
Jones	Kelly 144	Kelly 36	King	Kingery
Lembke	Liese	Lipke	Marsh	Mayer
McKenna	Merideth	Moore	Morris	Muckler
Munzlinger	Nieves	Page	Parker	Pearce
Portwood	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Thompson	Threlkeld	Villa
Vogt	Wagner	Walker	Walsh	Walton
Wasson	Whorton	Wildberger	Willoughby	Wilson 130
Wilson 42	Witte	Wood	Wright	Yaeger
Young	Zweifel	Madam Speaker		

PRESENT: 002

Brooks	Viebrock
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ABSENT WITH LEAVE: 006

Abel	Adams	Lawson	Myers	Quinn
Ward				

Representative LeVota moved that **House Amendment No. 8** be adopted.

Which motion was defeated by the following vote:

AYES: 043

Baker	Barnitz	Bishop	Brooks	Brown
Bruns	Burnett	Campbell	Carnahan	Crawford
Crowell	Daus	Deeken	Donnelly	El-Amin
Ervin	Graham	Green	Hampton	Harris 23
Henke	Jetton	Jolly	King	Kuessner
Lager	LeVota	Lowe	Luetkemeyer	Meiners
Phillips	Pratt	Ransdall	Sander	Self
Shoemyer	Taylor	Townley	Walker	Whorton
Wilson 119	Wilson 25	Yates		

NOES: 114

Abel	Angst	Avery	Bean	Bearden
Behnen	Bivins	Black	Bland	Bough
Boykins	Bringer	Byrd	Cooper 120	Cooper 155
Corcoran	Cunningham 145	Cunningham 86	Curls	Darrough
Davis 122	Davis 19	Dempsey	Dethrow	Dixon
Dougherty	Dusenberg	Emery	Engler	Fares
Fraser	George	Goodman	Guest	Harris 110
Haywood	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Hunter	Icet	Jackson	Johnson 47
Johnson 90	Jones	Kelly 144	Kelly 36	Kingery
Kratky	Lembke	Liese	Lipke	Marsh
May	Mayer	McKenna	Merideth	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Portwood
Purgason	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Schaaf
Schlottach	Schneider	Schoemehl	Selby	Shoemaker
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Thompson	Viebrock
Villa	Vogt	Wagner	Wallace	Walsh
Walton	Ward	Wasson	Wildberger	Willoughby
Wilson 130	Wilson 42	Witte	Wood	Wright
Yaeger	Young	Zweifel	Madam Speaker	

PRESENT: 000

ABSENT WITH LEAVE: 006

Adams	Johnson 61	Lawson	Quinn	Seigfreid
Threlkeld				

On motion of Representative Dempsey, **HCS HB 142, as amended**, was adopted.

On motion of Representative Dempsey, **HCS HB 142, as amended**, was ordered perfected and printed by the following vote:

1043 *Journal of the House*

AYES: 111

Abel	Avery	Baker	Bean	Bearden
Behnen	Bishop	Bivins	Black	Bland
Bough	Boykins	Bringer	Byrd	Carnahan
Cooper 155	Corcoran	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Dempsey
Dixon	Dougherty	El-Amin	Emery	Engler
Fares	Fraser	George	Goodman	Green
Guest	Harris 110	Haywood	Henke	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter
Icet	Jackson	Johnson 47	Johnson 61	Johnson 90
Jones	Kelly 144	Kelly 36	Kingery	Kratky
Lembke	Liese	Lipke	Mayer	McKenna
Merideth	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Portwood	Rector
Reinhart	Richard	Ruestman	Rupp	Sager
Sander	Schlottach	Schneider	Schoemehl	Selby
Shoemaker	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Thompson
Threlkeld	Viebrock	Villa	Vogt	Wagner
Walker	Wallace	Walsh	Walton	Ward
Wasson	Wildberger	Willoughby	Wilson 130	Witte
Wood	Wright	Yaeger	Young	Zweifel
Madam Speaker				

NOES: 043

Angst	Barnitz	Brown	Bruns	Burnett
Campbell	Cooper 120	Crawford	Crowell	Deeken
Dethrow	Donnelly	Dusenberg	Ervin	Graham
Harris 23	Jetton	Jolly	King	Kuessner
Lager	Lawson	LeVota	Lowe	Luetkemeyer
May	Meiners	Miller	Moore	Pearce
Phillips	Pratt	Purgason	Quinn	Ransdall
Roark	Salva	Schaaf	Self	Taylor
Wilson 119	Wilson 25	Yates		

PRESENT: 004

Brooks	Marsh	Whorton	Wilson 42
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ABSENT WITH LEAVE: 005

Adams	Hampton	Seigfreid	Shoemyer	Townley
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HCS HB 121, relating to insurance coverage for chiropractic care, was taken up by Representative Portwood.

Representative Portwood offered **HS HCS HB 121**.

Representative Moore offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Substitute for House Committee Substitute for House Bill No. 121, Page 1, Section 376.1230, Line 10, by inserting before all of said line the following:

"376.1221. 1. Every health carrier and health benefit plan, as defined in section 376.1350, offering health benefit plans that are delivered, issued for delivery, continued or renewed after January 1, 2004, shall provide coverage for hearing aids and associated hearing evaluations and consumable supplies that are prescribed, fitted, and dispensed by an otolaryngologist or a licensed audiologist to dependent children through age nineteen covered under a policy, contract, or plan.

2. The hearing aids covered under this section shall:

(1) Be an electronic wearable device designed for the purpose of aiding or compensating for human hearing loss and any parts, attachments, or accessories, including earmolds;

(2) Be of a design and circuitry to optimize audibility and listening skills in the environment commonly experienced by children; and

(3) Have multiple-band wide dynamic range compression and direct audio input compatibility.

3. The coverage provided by this section shall include coverage for replacement hearing aids for the child at least once every three years.

4. A health insurer or health benefit plan subject to this section shall not cap the benefit payable for hearing aids to less than one thousand two hundred fifty dollars per hearing aid for each ear with a hearing loss. An insured or enrollee may choose a hearing aid that costs more than the benefit payable and may pay the difference between the cost of the hearing aid and the benefit payable without financial or contractual penalty to the provider of the hearing aid.

5. Nothing in this section shall prohibit a health insurer or health benefit plan from providing coverage that is greater than or more favorable to enrollees than the coverage provided by this section.

6. The health care service required by this section shall not be subject to any greater deductible or co-payment than other similar health care services provided by the policy, contract, or plan. No health insurer or health benefit plan subject to this section shall request or require hearing acuity information from or about persons applying for coverage.

7. This section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policies of six months or less duration, or any other supplemental policy as determined by the director of the department of insurance.

8. The director of the department of insurance may promulgate rules to implement the provisions of this section. No rule or portion of a rule promulgated under the authority of this section shall become effective unless it has been promulgated pursuant to chapter 536, RSMo."; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Moore moved that **House Amendment No. 1** be adopted.

Which motion was defeated.

On motion of Representative Portwood, **HS HCS HB 121** was adopted by the following vote:

AYES: 152

Abel	Angst	Avery	Baker	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Boykins	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Daus

Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Dougherty	Dusenberg	El-Amin	Emery
Engler	Ervin	Fares	Fraser	George
Goodman	Graham	Green	Guest	Hampton
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter
Icet	Jackson	Jetton	Johnson 61	Johnson 90
Jolly	Kelly 144	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lawson	Lembke
Le Vota	Liese	Lipke	Lowe	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Merideth	Miller	Moore	Morris	Muckler
Munzlinger	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Schaaf
Schlottach	Schneider	Schoemehl	Selby	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Viebrock	Villa
Vogt	Wagner	Walker	Wallace	Walsh
Walton	Ward	Wasson	Whorton	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 003

Crawford	Donnelly	Johnson 47
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PRESENT: 000

ABSENT WITH LEAVE: 008

Adams	Barnitz	Jones	Myers	Sander
Seigfreid	Townley	Wright		

On motion of Representative Portwood, **HS HCS HB 121** was ordered perfected and printed.

REFERRAL OF HOUSE RESOLUTION

The following House Resolution was referred to the Committee indicated:

HR 1847 - Administration and Accounts

REFERRAL OF SENATE BILL

The following Senate Bill was referred to the Committee indicated:

SS SS SCS SBs 556 & 311 - Special Committee on General Laws

COMMITTEE REPORTS

Committee on Agriculture, Chairman Myers reporting:

Madam Speaker: Your Committee on Agriculture, to which was referred **SB 388**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Agriculture, to which was referred **SB 651**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Committee on Budget, Chairman Bearden reporting:

Madam Speaker: Your Committee on Budget, to which was referred **SB 426**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Budget, to which was referred **SB 623**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Committee on Children and Families, Chairman Phillips reporting:

Madam Speaker: Your Committee on Children and Families, to which was referred **SB 63**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Children and Families, to which was referred **SB 330**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Committee on Conservation and Natural Resources, Chairman Townley reporting:

Madam Speaker: Your Committee on Conservation and Natural Resources, to which was referred **SB 606**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Committee on Corrections and State Institutions, Chairman Kelly (144) reporting:

Madam Speaker: Your Committee on Corrections and State Institutions, to which was referred **SB 108**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Committee on Crime Prevention and Public Safety, Chairman Mayer reporting:

Madam Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **SCS SB 294**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Madam Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **SB 399**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Madam Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **SB 425**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **SB 467**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Committee on Education, Chairman Cunningham (86) reporting:

Madam Speaker: Your Committee on Education, to which was referred **SCS SB 666**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Committee on Elections, Chairman May reporting:

Madam Speaker: Your Committee on Elections, to which was referred **SB 136**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Madam Speaker: Your Committee on Elections, to which was referred **SB 321**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Elections, to which was referred **SCS SB 358**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Committee on Financial Services, Chairman Luetkemeyer reporting:

Madam Speaker: Your Committee on Financial Services, to which was referred **SCS SB 61**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Madam Speaker: Your Committee on Financial Services, to which was referred **SCS SB 373**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Madam Speaker: Your Committee on Financial Services, to which was referred **SB 407**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Madam Speaker: Your Committee on Financial Services, to which was referred **SB 611**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Committee on Health Care Policy, Chairman Holand reporting:

Madam Speaker: Your Committee on Health Care Policy, to which was referred **SB 317**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Health Care Policy, to which was referred **SCS SB 351**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Health Care Policy, to which was referred **SB 431**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Health Care Policy, to which was referred **HB 455**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Madam Speaker: Your Committee on Health Care Policy, to which was referred **SB 506**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Health Care Policy, to which was referred **HB 507**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Madam Speaker: Your Committee on Health Care Policy, to which was referred **SB 511**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Health Care Policy, to which was referred **SB 618**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Committee on Homeland Security and Veterans Affairs, Chairman Shoemaker (8) reporting:

Madam Speaker: Your Committee on Homeland Security and Veterans Affairs, to which was referred **SB 325**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Committee on Judiciary, Chairman Byrd reporting:

Madam Speaker: Your Committee on Judiciary, to which was referred **SB 101**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Madam Speaker: Your Committee on Judiciary, to which was referred **SB 143**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Judiciary, to which was referred **SB 203**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Judiciary, to which was referred **SB 214**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent with House Committee Amendment No. 1**.

House Committee Amendment No. 1

AMEND Senate Bill No. 214, Section 491.280, Page 1, Line 1, by inserting the following immediately after the word “Witnesses”:

“subpoenaed to testify in depositions or court proceedings”.

Madam Speaker: Your Committee on Judiciary, to which was referred **SB 357**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Judiciary, to which was referred **SB 394**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Madam Speaker: Your Committee on Judiciary, to which was referred **SB 395**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Madam Speaker: Your Committee on Judiciary, to which was referred **SB 401**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Madam Speaker: Your Committee on Judiciary, to which was referred **SCS SB 447**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent with House Committee Amendment No. 1**.

House Committee Amendment No. 1

AMEND Senate Committee Substitute for Senate Bill No. 447, Page 2, Section 477.650, Line 44, by inserting the following after all of said line:

“5. The Missouri supreme court, or a person or organization designated by the court, shall, by January 31st of each year, report to the general assembly on the moneys collected and disbursed pursuant to this act by judicial circuit.”; and

Further amend said substitute, Page 2, Section 488.031, Line 3, by inserting after the word **“appeal”** the following:

“, except that no fee shall be imposed pursuant to this section on any case that is filed charging traffic violations except alcohol-related offenses”; and

Further amend said section, Page 3, Line 16, by inserting the following after all of said line:

“Section B. The provisions of sections 477.650 and 488.031, RSMo, shall expire on December 31, 2007.”; and

Further amend the title, enacting clause and intersectional references accordingly.

Madam Speaker: Your Committee on Judiciary, to which was referred **SB 448**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Madam Speaker: Your Committee on Judiciary, to which was referred **SB 457**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Judiciary, to which was referred **SB 463**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Judiciary, to which was referred **SB 465**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Madam Speaker: Your Committee on Judiciary, to which was referred **SB 468**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent with House Committee Amendment No. 1**.

House Committee Amendment No. 1

AMEND Senate Bill No. 468 by inserting all of the following after Line 40 on Page 2:

“Section A. Section 43.080, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 43.080, to read as follows:

43.080. The superintendent is authorized and empowered to prescribe policies providing for increases [every five years] in the salaries of [such] members [beginning with the sixth year of service, and thereafter to fix the salaries of such members in accordance therewith, except that no such five-year increase shall exceed ten percent of the member's salary] **of the highway patrol. Each year, prior to January first, the superintendent shall submit a salary schedule report to the governor, speaker of the house of representatives, and the president pro tem of the senate. The salary schedule report prepared by the superintendent shall include, in addition to other matters deemed pertinent to the superintendent, a comparison of the salaries of police officers of the three largest police departments in the state. The governor may make additional recommendations to the report and forward them to the speaker of the house of representatives and the president pro tem of the senate. The speaker of the house of representatives and the president pro tem of the senate may assign the salary schedule report to the appropriate standing committees to review the salary comparisons to ensure that parity in the salary of members of the highway patrol and officers of the three largest police departments is maintained.** The "service" of a member of the patrol, who has served in the armed forces of the United States and who has subsequently been reinstated as a member of the patrol within ninety days after receiving a discharge other than dishonorable from the armed forces of the United States, shall be considered service with the patrol as a member of the patrol rendered since last becoming a member prior to entrance into the armed forces of the United States; except that no member shall be entitled to any credit, privilege or benefit provided by this chapter if such member voluntarily extends or participates in an extension of the period of service,

whether by reenlistment, waiver of discharge, acceptance of commission or any other action, with the armed forces beyond the period of service for which such member was originally commissioned, enlisted, inducted or called.”.

Madam Speaker: Your Committee on Judiciary, to which was referred **SB 469**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Madam Speaker: Your Committee on Judiciary, to which was referred **SB 470**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Madam Speaker: Your Committee on Judiciary, to which was referred **SB 471**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Judiciary, to which was referred **SB 474**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Madam Speaker: Your Committee on Judiciary, to which was referred **SB 537**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Judiciary, to which was referred **SB 548**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Committee on Local Government, Chairman Johnson (47) reporting:

Madam Speaker: Your Committee on Local Government, to which was referred **SCS SB 7**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Madam Speaker: Your Committee on Local Government, to which was referred **SCS SB 16**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Madam Speaker: Your Committee on Local Government, to which was referred **SB 120**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Local Government, to which was referred **SB 121**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Local Government, to which was referred **SCS SB 122**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Local Government, to which was referred **SB 186**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Madam Speaker: Your Committee on Local Government, to which was referred **SCS SB 202**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Local Government, to which was referred **SCS SBs 212 & 220**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Madam Speaker: Your Committee on Local Government, to which was referred **SCS#2 SB 224**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Local Government, to which was referred **SB 228**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Madam Speaker: Your Committee on Local Government, to which was referred **SCS SB 238**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Local Government, to which was referred **SB 250**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Local Government, to which was referred **SB 275**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Madam Speaker: Your Committee on Local Government, to which was referred **SCS SB 281**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Madam Speaker: Your Committee on Local Government, to which was referred **SCS SB 288**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Local Government, to which was referred **SCS SB 295**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Madam Speaker: Your Committee on Local Government, to which was referred **SB 301**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Madam Speaker: Your Committee on Local Government, to which was referred **SB 370**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Madam Speaker: Your Committee on Local Government, to which was referred **SCS SB 379**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Madam Speaker: Your Committee on Local Government, to which was referred **SB 383**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Local Government, to which was referred **SB 504**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Madam Speaker: Your Committee on Local Government, to which was referred **SCS SB 513**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Local Government, to which was referred **SCS SB 546**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Local Government, to which was referred **SCS SB 547**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Madam Speaker: Your Committee on Local Government, to which was referred **SCS SB 562**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Local Government, to which was referred **SB 577**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Local Government, to which was referred **SB 578**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Local Government, to which was referred **SCS SB 592**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Madam Speaker: Your Committee on Local Government, to which was referred **SCS SB 621**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Committee on Professional Registration and Licensing, Chairman Behnen reporting:

Madam Speaker: Your Committee on Professional Registration and Licensing, to which was referred **SB 327**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Professional Registration and Licensing, to which was referred **SB 376**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Professional Registration and Licensing, to which was referred **SB 492**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Committee on Retirement, Chairman Smith (118) reporting:

Madam Speaker: Your Committee on Retirement, to which was referred **SB 456**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Retirement, to which was referred **SB 552**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Committee on Senior Security, Chairman Portwood reporting:

Madam Speaker: Your Committee on Senior Security, to which was referred **HB 47**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Madam Speaker: Your Committee on Senior Security, to which was referred **SB 534**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Committee on Tax Policy, Chairman Cooper (120) reporting:

Madam Speaker: Your Committee on Tax Policy, to which was referred **SCS#2 SB 52**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Madam Speaker: Your Committee on Tax Policy, to which was referred **SB 175**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Madam Speaker: Your Committee on Tax Policy, to which was referred **SCS SB 269**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Tax Policy, to which was referred **SB 293**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Tax Policy, to which was referred **SB 522**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Tax Policy, to which was referred **SB 590**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Committee on Transportation and Motor Vehicles, Chairman Crawford reporting:

Madam Speaker: Your Committee on Transportation and Motor Vehicles, to which was referred **SB 207**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Transportation and Motor Vehicles, to which was referred **SB 355**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Madam Speaker: Your Committee on Transportation and Motor Vehicles, to which was referred **SB 356**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Transportation and Motor Vehicles, to which was referred **SB 423**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent with House Committee Amendment No. 1**.

House Committee Amendment No. 1

AMEND Senate Bill No. 423, Page 1, In the Title, Lines 2 and 3, by deleting all of said lines and inserting in lieu thereof the following:

"To amend chapter 227, RSMo, by adding thereto two new sections relating to designation of certain highways."; and

Further amend said bill, Page 1, Section A, Lines 1 and 2, by deleting all of said lines and inserting in lieu thereof the following:

"Section A. Chapter 227, RSMo, is amended by adding thereto two new sections, to be known as sections 227.331 and 227.343, to read as follows:"; and

Further amend said bill, Page 1, Section 227.331, Line 5, by inserting after all of said line the following:

"227.343. The portion of state route 19 from New London, Missouri, southwest to its intersection with state route 154, then west to Perry, Missouri, all located within a county of the third classification without a township form of government and with more than nine thousand five hundred fifty but less than nine thousand six hundred fifty inhabitants, shall be designated "The Short Line Railroad Spur Historic Trail"."; and

Further amend said title, enacting clause and intersectional references accordingly.

Madam Speaker: Your Committee on Transportation and Motor Vehicles, to which was referred **SB 529**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Transportation and Motor Vehicles, to which was referred **SB 697**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

COMMUNICATION

April 9, 2003

The Honorable Jason Crowell
State Capitol - House Post Office
Jefferson City, MO 65101

Dear Representative Crowell:

I would like to request that I be removed from the Joint Irish Caucus.

Sincerely,

/s/ Catherine L. Hanaway
Speaker

ADJOURNMENT

On motion of Representative Crowell, the House adjourned until 10:00 a.m., Wednesday, April 16, 2003.

COMMITTEE MEETINGS

ADMINISTRATION AND ACCOUNTS

Thursday, April 17, 2003, 8:30 a.m. Hearing Room 3. #2 AMENDED NOTICE
Interim Resolution 1847 and discussion on a survey.
Executive Session may follow.

AGRICULTURE

Wednesday, April 16, 2003. Side gallery upon evening adjournment.
Executive Session to be held on: HB 494

BUDGET

Wednesday, April 16, 2003, 8:00 a.m. Hearing Room 3.
Executive Session may follow.
Public Hearing to be held on: HB 16, HB 17, HB 18, HB 19, HB 20, HB 679, HB 698, SCR 13

CONSERVATION AND NATURAL RESOURCES

Wednesday, April 16, 2003, 12:30 p.m. Hearing Room 5.

Executive Session may follow.

Public Hearing to be held on: HB 355, HB 439, HB 519

EDUCATION

Wednesday, April 16, 2003. Hearing Room 3 upon evening adjournment.

Possible Executive Session.

Public Hearing to be held on: HB 146, HB 280, HB 285, HB 297, HB 310, HB 721, SB 264

FINANCIAL SERVICES

Thursday, April 17, 2003. Hearing Room 6 upon morning recess.

Possible Executive Session.

Public Hearing to be held on: SB 385, SB 427

JOB CREATION AND ECONOMIC DEVELOPMENT

Wednesday, April 16, 2003, 12:00 p.m. Hearing Room 6.

Executive Session to be held on: HB 693

JUDICIARY

Wednesday, April 16, 2003, 12:00 p.m. Hearing Room 1.

Executive Session may follow on HBs 252, 618, 619, 213, 374 and SS SS SCS SB 280 and SS SB 13.

Public Hearing to be held on: HB 252, HB 618, HB 619, SB 13, SB 280

LOCAL GOVERNMENT

Thursday, April 17, 2003, 8:30 a.m. Hearing Room 6.

Executive Session may follow.

Public Hearing to be held on: SB 298

SPECIAL COMMITTEE ON GENERAL LAWS

Thursday, April 17, 2003, 8:00 a.m. Hearing Room 5.

Public Hearing to be held on: SB 556

TRANSPORTATION AND MOTOR VEHICLES

Wednesday, April 16, 2003, 12:30 p.m. Hearing Room 7.

Public Hearing to be held on: HB 711, HB 714, HB 722, HB 725, HB 731

HOUSE CALENDAR

FIFTY-THIRD DAY, WEDNESDAY, APRIL 16, 2003

HOUSE BILLS FOR SECOND READING

HB 748 and HB 749

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 132, 173, 117 & 48 - Wright
- 2 HCS HB 215, 218, 115 & 83 - Myers
- 3 HCS HB 190 & 214 - Fares
- 4 HCS HB 51 - Mayer
- 5 HCS HB 387 - Pearce
- 6 HCS HB 109 & 34 - Fares
- 7 HB 263 - Cooper (120)
- 8 HB 481 - Crowell
- 9 HCS HB 468 - Byrd
- 10 HCS HB 564 - Behnen
- 11 HB 593, HCA 1 - Deeken
- 12 HCS HB 233 - Holand
- 13 HCS HB 138 - Crawford
- 14 HB 471 - Jackson
- 15 HCS HB 688 - Hanaway
- 16 HB 47 - Portwood
- 17 HCS HB 507 - Hubbard
- 18 HCS HB 455 - Thompson

HOUSE BILLS FOR THIRD READING

- 1 HS HCS HB 679 & 396, (Budget 4-14-03) - Hanaway
- 2 HS HCS HB 404, 324, 403, 344, 426 & 541 - Rector

HOUSE BILL FOR THIRD READING - FEDERAL MANDATE

HCS HB 435 - Engler

SENATE BILLS FOR THIRD READING - CONSENT

- 1 SCS SB 4, HCA 1 - Johnson (47)
- 2 SB 255 - Engler

(4-09-03)

- 1 HCS SB 234, E.C. - Ervin
- 2 SB 14 - Johnson (47)
- 3 SCS SB 29 - Parker
- 4 SB 50 - Seigfreid
- 5 HCS SB 68 - Wasson
- 6 HCS SCS SB 130, E.C. - Davis (19)
- 7 HCS SCS SB 218 - George
- 8 SB 232 - Behnen

- 9 SB 235 - Johnson (47)
- 10 SCS SB 239 - Smith (118)
- 11 HCS SB 266 - Johnson (47)
- 12 SB 282 - Brown
- 13 SB 371 - Cunningham (86)

(4-10-03)

- 1 SCS#2 SB 1 - Luetkemeyer
- 2 SCS SB 237 - Luetkemeyer
- 3 SB 289, HCA 1 - Dempsey
- 4 SB 292 -
- 5 SB 314 - Dempsey
- 6 SCS SB 466 -
- 7 SCS SB 478 - Smith (14)
- 8 SB 540 - Dempsey

(4-16-03)

- 1 HCS SCS SB 358 - Brown
- 2 HCS SCS SB 373 - Luetkemeyer
- 3 HCS SB 407 - Luetkemeyer
- 4 HCS SB 394 - Byrd
- 5 SCS SB 447, HCA 1 - Byrd
- 6 HCS SCS SB 16 - Ruestman
- 7 HCS SB 186 - Munzlinger
- 8 HCS SCS SB 379 - Wright
- 9 HCS SB 552 - Byrd
- 10 HCS SB 228 - Sutherland
- 11 HCS SCS#2 SB 52 - Fares
- 12 HCS SCS SB 294 - Mayer
- 13 HCS SB 175 - Cooper (120)
- 14 HCS SB 590 - Schaaf
- 15 SB 388 - King
- 16 SB 426 - Threlkeld
- 17 SB 330 - Cooper (120)
- 18 SB 611 - Luetkemeyer
- 19 SB 506 - Avery
- 20 SB 511 - Holand
- 21 SB 357 - Byrd
- 22 SB 463 - Byrd
- 23 SB 697 - Ruestman
- 24 SB 383 - Schneider
- 25 SCS SB 562 - Jackson
- 26 SB 577 - Schaaf

- 27 SB 578 - Schaaf
- 28 SCS SB 621 - St. Onge
- 29 SB 327 - Sutherland
- 30 SB 522 - Bearden
- 31 SB 293 - Deeken
- 32 HCS SCS SB 592 - Kingery
- 33 HCS SB 504 - Wasson
- 34 HCS SB 370 - Myers
- 35 HCS SCS SB 295 - Schlottach
- 36 HCS SCS SB 281 - Brown
- 37 HCS SB 275 - Johnson (47)
- 38 HCS SCS SB 212 & 220 - Johnson (47)
- 39 HCS SCS SB 7 - Smith (118)
- 40 HCS SB 395 - Byrd
- 41 SB 529 - Wallace
- 42 SB 534 - Portword
- 43 SB 108 - Kelly (144)
- 44 HCS SCS SB 666 - Bland
- 45 HCS SB 399 - Mayer
- 46 HCS SB 136 - Deeken
- 47 SB 492 - Behnen
- 48 HCS SCS SB 61 - Luetkemeyer
- 49 HCS SB 618 - Johnson (61)
- 50 HCS SB 101 - Byrd
- 51 HCS SB 401 - Byrd
- 52 HCS SB 448 - Byrd
- 53 HCS SB 465 - Byrd
- 54 HCS SB 469 - Byrd
- 55 HCS SB 470 - Byrd
- 56 HCS SB 474 - Byrd
- 57 SB 468, HCA 1 - Byrd
- 58 HCS SB 301 - Daus
- 59 HCS SCS SB 547 - Johnson (47)
- 60 HCS SB 355 - Harris (110)
- 61 SB 423, HCA 1 - Wood
- 62 SB 651 - Townley
- 63 SB 623 - Mayer
- 64 SB 63 - Johnson (47)
- 65 SB 606 - May
- 66 SB 425 - Mayer
- 67 SB 467 - Mayer
- 68 SB 321 - May
- 69 SB 317 - Selby
- 70 HCS SB 325 - Shoemaker (8)
- 71 SB 431 - Threlkeld

- 72 SB 203 - Byrd
- 73 SB 214, HCA 1 - Byrd
- 74 SB 471 - Byrd
- 75 SB 548 - Byrd
- 76 SCS SB 202 - Wood
- 77 SCS#2 SB 224, E.C. - Moore
- 78 SCS SB 288 - Davis (19)
- 79 SB 143 - Byrd
- 80 SCS SB 351 - Johnson (61)
- 81 SB 457 - Byrd
- 82 SB 120 - Rector
- 83 SB 121 - Davis (122)
- 84 SCS SB 122 - King
- 85 SCS SB 238, E.C. - Baker
- 86 SCS SB 513 - Daus
- 87 SB 376 - Cooper (120)
- 88 SB 456, E.C. - Bruns
- 89 SCS SB 269, E.C. - Willoughby
- 90 SB 537 - Byrd
- 91 SB 207 - Byrd
- 92 SB 250, E.C. - Wagner
- 93 SB 356 - Harris (110)
- 94 SCS SB 546 - Pearce

SENATE BILLS FOR THIRD READING

- 1 SCS SB 299 & 40, Part I and Part II of HS, pending - Bearden
- 2 HCS SCS SB 296 - Sutherland
- 3 SB 496 - Luetkemeyer

SENATE BILL FOR THIRD READING - FEDERAL MANDATE

SCS SB 194 & 189, E.C. - St. Onge

HOUSE BILL WITH SENATE AMENDMENTS

SCS HCS HB 221, as amended - Luetkemeyer

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

FIFTY-THIRD DAY, WEDNESDAY, APRIL 16, 2003

Speaker Pro Tem Jetton in the Chair.

Prayer by Reverend Frank Buchanan II, Peace Tabernacle Church, Joplin, Missouri.

Dear Jesus,

Good Morning. We offer praise and honor to You, the Creator of the Universe, the One true and living God. Please forgive us of our debts, our failures and our many shortcomings. We confess our lack of wisdom and need of You today.

I ask that You would bless the United States of America, our troops and the State of Missouri. Please preside over the business being conducted here today. Help each one to think clearly and make decisions based on Your Word. You know the very thoughts and intents of our hearts. Help us to have pure thoughts and motives. Let Your Spirit move at will in this Chamber and speak to those who will listen for Your voice.

Thank You for this day and for each one gathered here. Thank You for blessing us with Your presence and for helping us find Your perfect will. Also, thank You for blessing our country and protecting us by Your mighty power.

Bless the LORD, O my soul: and all that is within me, bless Your holy name.

In Jesus name. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Kyle Tuberty, Nicole Tuberty, Sara Brungardt, Pat Cashmore, Kirk Chonis, Katie Friedland, Courtney McLain, Gregory Young, Kayla Ervin, Brooke Hahn, Jennifer Wiebracht, Diana Wuelling, Melissa Miget, Brett Herbst, Kayla Thomason, Franklin Buchanan III, Kyle Bashaw, Kelly Kennedy, Gina Lakenburger, Stanley Ruchalski, Benjamin Hiserote and Taylor Deayon.

Speaker Hanaway assumed the Chair.

The Journal of the fifty-second day was approved as corrected by the following vote:

AYES: 156

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls

Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hobbs	Hoskins
Hubbard	Hunter	Ice	Jetton	Johnson 47
Johnson 61	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lipke
Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Merideth	Miller	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Salva	Sander	Schaaf	Schlottach	Schoemehl
Seigfreid	Selby	Self	Shoemaker	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Wagner	Walker	Wallace	Walsh	Walton
Ward	Wasson	Whorton	Wildberger	Willoughby
Wilson 119	Wilson 130	Wilson 42	Witte	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 003

Johnson 90 Sager Wilson 25

PRESENT: 000

ABSENT WITH LEAVE: 004

Adams Holand Jackson Schneider

The East Carter County High School Redbirds basketball team was introduced by Representative Dethrow.

The Adrian High School Black Hawk football team was introduced by Representative King, with special recognition of Coach George Bruto as Outstanding Missourian.

Speaker Pro Tem Jetton resumed the Chair.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

- House Resolution No. 1932 - Representative King
- House Resolution No. 1933
- and
- House Resolution No. 1934 - Representative Kingery
- House Resolution No. 1935 - Representative Richard
- House Resolution No. 1936 - Representatives Fraser and Thompson
- House Resolution No. 1937 - Representative Hunter

House Resolution No. 1938 - Representative Guest
House Resolution No. 1939 - Representative Baker

INTRODUCTION OF HOUSE BILL

The following House Bill was read the first time and copies ordered printed:

HB 750, introduced by Representatives Donnelly, Spreng, Vogt, Liese, Hoskins, Fraser, Walsh, Daus and Corcoran, et al, relating to senior citizen homestead deferral of taxes.

SECOND READING OF HOUSE BILLS

HB 748 and **HB 749** were read the second time.

COMMITTEE REPORT

Committee on Budget, Chairman Bearden reporting:

Madam Speaker: Your Committee on Budget, to which was referred **HS HCS HBs 679 & 396** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

PERFECTION OF HOUSE BILL

HCS HB 564, relating to professional registration, was taken up by Representative Behnen.

Representative Behnen offered **HS HCS HB 564**.

Representative Self offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Substitute for House Committee Substitute for House Bill No. 564, Pages 145 to 162, Sections 343.350 to 343.410, by deleting all of said sections; and

Further amend said bill, Pages 171 to 174, Sections 343.010 to 343.250, by deleting all of said sections; and

Further amend the title, enacting clause, and intersectional references accordingly.

Representative Cooper (120) offered **House Amendment No. 1 to House Amendment No. 1**.

House Amendment No. 1

to

House Amendment No. 1

AMEND House Amendment No. 1 to House Substitute for House Committee Substitute for House Bill No. 564, by inserting at the end of said amendment the following:

“Section 1. 1. The speaker of the house of representatives and the president pro tem of the senate shall appoint a joint interim study committee to review the business of auctioneers. The committee shall be comprised of ten members, five from the house of representatives and five from the senate. No more than three members from each body shall be from one major political party. The committee shall study and report to general assembly on the issues of statewide licensing, reciprocal agreements with other states, continuing education for the auctioneer industry, ethical and legal issues related to real property sales, and any other issues deemed appropriate by the committee.

2. The committee shall report back to the general assembly with any findings and recommendations no later than December 31, 2004.

3. This section shall expire on January 1, 2005.”; and

Further amend the title, enacting clause and intersectional references accordingly.

Representative Merideth raised a point of order that **House Amendment No. 1 to House Amendment No. 1** is not germane to the bill.

The Chair ruled the point of order not well taken.

On motion of Representative Cooper (120), **House Amendment No. 1 to House Amendment No. 1** was adopted.

On motion of Representative Self, **House Amendment No. 1, as amended**, was adopted.

Representative Ruestman offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Substitute for House Committee Substitute for House Bill No. 564, Page 1, In the Title, Line 6, by deleting all of said lines and inserting in lieu thereof the following:

"332.327, 332.341, 334.530, 334.540, 334.550, 334.560, 334.655, 334.660, 334.665, 334.670, 334.702, 334.704, 334.706,"; and

Further amend said bill, Page 1, In the Title, Line 18, by deleting the word "one hundred nine" and inserting in lieu thereof the word "one hundred nineteen"; and

Further amend said bill, Page 1, Section A, Line 27, by deleting all of said lines and inserting in lieu thereof the following:

"332.327, 332.341, 334.530, 334.540, 334.550, 334.560, 334.655, 334.660, 334.665, 334.670, 334.702, 334.704, 334.706,"; and

Further amend said bill, Page 2, Section A, Line 7, by deleting the word "one hundred nine" and inserting in lieu thereof the word "one hundred nineteen"; and

Further amend said bill, Page 2, Section A, Line 17, by deleting all of said lines and inserting in lieu thereof the following:

"334.426, 334.428, 334.430, 334.530, 334.535, 334.540, 334.550, 334.560, 334.655, 334.660, 334.665, 334.670, 334.672, 334.702, 334.704, 334.706, 334.708,"; and

Further amend said bill, Page 96, Section 334.430, Line 1 of said page, by inserting after all of said line the following:

"334.530. 1. A candidate for license to practice as a physical therapist shall be at least twenty-one years of age. A candidate shall furnish evidence of such person's good moral character and the person's educational qualifications by submitting satisfactory evidence of completion of a program of physical therapy education approved as reputable by the board. A candidate who presents satisfactory evidence of the person's graduation from a school of physical therapy approved as reputable by the American Medical Association or, if graduated before 1936, by the American Physical Therapy Association, or if graduated after 1988, the Commission on Accreditation for Physical Therapy Education or its successor, is deemed to have complied with the educational qualifications of this subsection.

2. Persons desiring to practice as physical therapists in this state shall appear before the board at such time and place as the board may direct and be examined as to their fitness to engage in such practice. Applications for examination shall be in writing, on a form furnished by the board and shall include evidence satisfactory to the board that the applicant possesses the qualifications set forth in subsection 1 of this section. Each application shall contain a statement that it is made under oath or affirmation and that its representations are true and correct to the best knowledge and belief of the person signing the statement, subject to the penalties of making a false affidavit or declaration. The board shall not issue a permanent license to practice as a physical therapist or allow any person to sit for the Missouri state board examination for physical therapists who has failed three or more times any physical therapist licensing examination administered in one or more states or territories of the United States or the District of Columbia. **The board may waive the provisions of this section if:**

(1) The applicant is licensed and has maintained an active clinical practice for the previous three years in another state of the United States, the District of Columbia or Canada and the applicant has achieved a passing score on a licensing examination administered in a state or territory of the United States or District of Columbia and no license issued to the applicant has been disciplined or limited in any state or territory of the United States or the District of Columbia; or

(2) The applicant has held a provisional license pursuant to section 334.535 for three years and the provisional license has not been disciplined or limited.

If the applicant fails the licensure examination three times, and then obtains a professional degree in physical therapy at a higher level than previously completed, the applicant can sit for the licensure examination three additional times.

3. The examination of qualified candidates for licenses to practice physical therapy shall include a written examination and shall embrace the subjects taught in reputable programs of physical therapy education, sufficiently strict to test the qualifications of the candidates as practitioners. The examination shall be given by the board at least once each year and shall be administered to all candidates, and the examination given at any particular time shall be the same for all candidates and the same subjects shall be included and the same questions shall be asked. Candidates shall be required to achieve a passing score, as determined by the board, on an examination before being issued a license.

4. The examination shall embrace, in relation to the human being, the subjects of anatomy, chemistry, kinesiology, pathology, physics, physiology, psychology, physical therapy theory and procedures as related to medicine, surgery and psychiatry, and such other subjects, including medical ethics, as the board deems useful to test the fitness of the candidate to practice physical therapy.

5. Examination grades or scores shall be preserved by the board subject to public inspection. Examination papers retained by the board shall be subject to public inspection for a period of three years, after which they may be destroyed.

334.535. 1. The board may issue a provisional license as a physical therapist for any applicant who:

(1) Has failed three or more times to achieve a passing score on a physical therapist licensing examination administered in one or more states or territories of the United States; and

(2) Has achieved a passing score on a physical therapist licensing examination administered in one or more states or territories of the United States; and

(3) Otherwise meets all requirements for permanent licensure as defined in sections 334.500 to 334.620; and

(4) Submits an application to the board on a form prescribed by the board.

2. A provisionally licensed physical therapist shall, at all times, practice physical therapy under the direction and supervision of a physical therapist licensed in this state. The supervising licensed physical therapist shall be available to the provisionally licensed physical therapist at all times either in person or via telecommunications. The board shall determine by rule the scope of practice of the provisionally licensed physical therapist and the

amount of time and type of supervision of the provisional licensed physical therapist by the supervising licensed physical therapist.

3. A provisional license shall be renewed annually by submitting an application to the board on a form prescribed by the board.

4. If a supervising licensed physical therapist is unable to continue supervising a provisional licensed physical therapist, the provisional licensed physical therapist shall cease practicing immediately and the provisional license shall terminate. The board shall adopt by rule procedures for reinstatement of the provisional license if the person obtains a new supervising licensed physical therapist.

334.540. 1. The board shall issue a license to any physical therapist who is licensed in another jurisdiction and who has had no violations, suspensions or revocations of a license to practice physical therapy in any jurisdiction, provided that, such person is licensed in a jurisdiction whose requirements are substantially equal to, or greater than, the requirements for licensure of physical therapists in Missouri at the time the applicant applies for licensure.

2. Every applicant for a license pursuant to this section, upon making application and showing the necessary qualifications as provided in subsection 1 of this section, shall be required to pay the same fee as the fee required to be paid by applicants who apply to take the examination before the board. Within the limits provided in this section, the board may negotiate reciprocal compacts with licensing boards of other states for the admission of licensed practitioners from Missouri in other states.

3. Notwithstanding the provisions of subsections 1 and 2 of this section, the board shall not issue a license to any applicant who has failed three or more times any physical therapist licensing examination administered in one or more states or territories of the United States or the District of Columbia. **The board may waive the provisions of this section if:**

(1) **The applicant is licensed and has maintained an active clinical practice for the previous three years in another state of the United States, the District of Columbia or Canada and the applicant has achieved a passing score on a licensing examination administered in a state or territory of the United States or District of Columbia and no license issued to the applicant has been disciplined or limited in any state or territory of the United States or the District of Columbia; or**

(2) **The applicant has held a provisional license pursuant to section 334.535 for three years and the provisional license has not been disciplined or limited.**

If the applicant fails the licensure examination three times, and then obtains a professional degree in physical therapy at a higher level than previously completed, the applicant can sit for the licensure examination three additional times.

334.550. 1. Upon the applicant paying a temporary license fee, the board shall issue without examination [a] **an initial** temporary license to practice physical therapy for a period of time not to extend beyond the time when the results of the [next] examination are announced to any person who meets the qualifications of subsection 1 of section 334.530, **not to exceed six months**; provided that, the applicant has not previously been examined in one or more states or territories of the United States or the District of Columbia. The temporary license may be renewed at the discretion of the board and payment of the temporary license fee.

2. The board may [once] renew a temporary license [issued] **once** pursuant to this section if the licensee fails to sit for the next scheduled examination; provided that, the applicant shows good and exceptional cause for failing to sit for the examination. The applicant shall state the good and exceptional cause in writing and shall verify such statement by oath. The board shall define good and exceptional cause by rules and regulations. **The duration of the temporary licensure shall be determined by the board.**

3. **The board may renew a temporary license not to exceed six months following the first failure of the examination by an applicant if such person submits an amended agreement-to-supervise form which is signed by the applicant's supervising licensed physical therapist. Such renewed temporary licensee shall only engage in the practice of physical therapy under the on-site supervision of a licensed physical therapist. The board shall define by rule the scope of such supervision which shall require stricter supervision than that required for an initial temporary license. The board shall not renew a temporary license following the second failure of the examination by the applicant.**

4. **The board may issue an initial temporary license pursuant to this section for a first-time applicant for licensure by examination without presentation of a diploma indicating graduation or final semester transcripts; provided that, all other documentation and fees necessary for an initial temporary license have been submitted to and approved by the board.**

5. The board may issue [a] **an initial** temporary license to any first-time applicant for licensure by examination

if such person submits **a diploma indicating graduation and final semester transcripts acceptable to the board, and** an agreement- to-supervise form which is signed by the applicant's supervising physical therapist. Such **initial** temporary licensee may only engage in the practice of physical therapy under the supervision of a licensed physical therapist. The board shall define the scope of such supervision by rules and regulations.

334.560. 1. The board shall charge each person who applies for examination for a license to practice as a physical therapist an examination fee.

2. Should the examination **results** prove unsatisfactory and the board refuse to issue a license **as a physical therapist** thereon, the applicant failing to pass the examination may reapply and return to any meeting and be examined upon payment of a reexamination fee[; but no temporary license may be issued to such persons]. **A renewed temporary license may be issued to such persons pursuant to subsection 3 of section 334.550.**

3. **Upon failure for the second time of an applicant for licensure as a physical therapist by examination, the board shall require the applicant to pursue and successfully complete a program of remediation before sitting for the examination for a third time. Such program of remediation shall:**

- (1) **Be submitted on forms and in a manner approved by the board;**
- (2) **Be provided by a licensed physical therapist approved by the board prior to the initiation of the program; and**
- (3) **Have the results of the program documented by the licensed physical therapist, and reviewed and approved by the board following completion of the program.**

4. **Upon failure for the third time of an applicant for licensure as a physical therapist by examination, the board shall not permit such applicant to reapply for the examination. Such persons shall not receive a license to practice as a physical therapist in this state, except as otherwise provided in sections 334.530 to 334.540.**

334.655. 1. A candidate for licensure to practice as a physical therapist assistant shall be at least nineteen years of age. A candidate shall furnish evidence of the person's good moral character and of the person's educational qualifications. The educational requirements for licensure as a physical therapist assistant are:

- (1) A certificate of graduation from an accredited high school or its equivalent; and
- (2) Satisfactory evidence of completion of an associate degree program of physical therapy education accredited by the commission on accreditation of physical therapy education.

2. Persons desiring to practice as a physical therapist assistant in this state shall appear before the board at such time and place as the board may direct and be examined as to the person's fitness to engage in such practice. Applications for examination shall be in writing, on a form furnished by the board and shall include evidence satisfactory to the board that the applicant possesses the qualifications provided in subsection 1 of this section. Each application shall contain a statement that the statement is made under oath of affirmation and that its representations are true and correct to the best knowledge and belief of the person signing the statement, subject to the penalties of making a false affidavit or declaration.

3. The examination of qualified candidates for licensure to practice as physical therapist assistants shall embrace a written examination and which shall cover the curriculum taught in accredited associate degree programs of physical therapy assistant education. Such examination shall be sufficient to test the qualification of the candidates as practitioners. The examination shall be given by the board at least once each year. The board shall not issue a license to practice as a physical therapist assistant or allow any person to sit for the Missouri state board examination for physical therapist assistants who has failed three or more times any physical therapist licensing examination administered in one or more states or territories of the United States or the District of Columbia. **The board may waive the provisions of this section if:**

- (1) **The applicant is licensed and has maintained an active clinical practice for the previous three years in another state of the United States, the District of Columbia or Canada and the applicant has achieved a passing score on a licensing examination administered in a state or territory of the United States or District of Columbia and no license issued to the applicant has been disciplined or limited in any state or territory of the United States or the District of Columbia; or**
- (2) **The applicant has held a provisional license pursuant to section 334.535 for three years and the provisional license has not been disciplined or limited.**

If the applicant fails the licensure examination three times, and then obtains a professional degree in physical therapy at a higher level than previously completed, the applicant can sit for the licensure examination three additional times. The examination given at any particular time shall be the same for all candidates and the same curriculum shall be included and the same questions shall be asked.

4. The examination shall include, as related to the human body, the subjects of anatomy, kinesiology, pathology,

physiology, psychology, physical therapy theory and procedures as related to medicine and such other subjects, including medical ethics, as the board deems useful to test the fitness of the candidate to practice as a physical therapist assistant.

5. Examination grades or scores shall be preserved by the board subject to public inspection. Examination papers retained by the board shall be subject to public inspection for a period of three years and thereafter may be destroyed.

6. The board shall license without examination any legally qualified person who is a resident of this state and who was actively engaged in practice as a physical therapist assistant on August 28, 1993. The board may license such person pursuant to this subsection until ninety days after the effective date of this section.

7. A candidate to practice as a physical therapist assistant who does not meet the educational qualifications may submit to the board an application for examination if such person can furnish written evidence to the board that the person has been employed in this state for at least three of the last five years under the supervision of a licensed physical therapist and such person possesses the knowledge and training equivalent to that obtained in an accredited school. The board may license such persons pursuant to this subsection until ninety days after rules developed by the state board of healing arts regarding physical therapist assistant licensing become effective.

334.660. The board shall license without examination legally qualified persons who hold certificates of licensure, registration or certification in any state or territory of the United States or the District of Columbia, who have had no violations, suspensions or revocations of such license, registration or certification, if such persons have passed a written examination to practice as a physical therapist assistant that was substantially equal to the examination requirements of this state and in all other aspects, including education, the requirements for such certificates of licensure, registration or certification were, at the date of issuance, substantially equal to the requirements for licensure in this state. The board shall not issue a license to any applicant who has failed three or more times any physical therapist assistant licensing examination administered in one or more states or territories of the United States or the District of Columbia. **The board may waive the provisions of this section if:**

(1) **The applicant is licensed and has maintained an active clinical practice for the previous three years in another state of the United States, the District of Columbia or Canada and the applicant has achieved a passing score on a licensing examination administered in a state or territory of the United States or District of Columbia and no license issued to the applicant has been disciplined or limited in any state or territory of the United States or the District of Columbia; or**

(2) **The applicant has held a provisional license pursuant to section 334.535 for three years and the provisional license has not been disciplined or limited.**

If the applicant fails the licensure examination three times, and then obtains a professional degree in physical therapy at a higher level than previously completed, the applicant can sit for the licensure examination three additional times. Every applicant for a license pursuant to this section, upon making application and providing documentation of the necessary qualifications as provided in this section, shall pay the same fee required of applicants to take the examination before the board. Within the limits of this section, the board may negotiate reciprocal contracts with licensing boards of other states for the admission of licensed practitioners from Missouri in other states.

334.665. 1. Upon the applicant paying a temporary fee, the board shall issue, without examination, [a] **an initial temporary license to practice as a physical therapist assistant for a period of time not to exceed beyond the time when the results of the next examination are announced to any person who meets the qualifications of section 334.655, not to exceed six months; provided that, the applicant has not previously been examined in one or more states or territories of the United States or the District of Columbia.** The temporary license may be renewed at the discretion of the board and upon payment of a temporary license fee.

2. **The board may issue an initial temporary license pursuant to this section for a first-time applicant for licensure by examination without presentation of a diploma indicating graduation or final semester transcripts; provided that, all other documentation and fees necessary for an initial temporary license have been submitted to and approved by the board.**

3. **The board may issue an initial temporary license to any first-time applicant for licensure by examination if such person submits a diploma indicating graduation and final semester transcripts acceptable to the board, and an agreement-to-supervise form which is signed by the applicant's supervising physical therapist. Such initial temporary licensee may only engage in the practice of physical therapy under the supervision of a licensed physical therapist. The board shall define the scope of such supervision by rules and regulations.**

4. **The board may renew a temporary license once pursuant to this section if the licensee fails to sit for the next scheduled examination; provided that, the applicant shows good and exceptional cause for failing to sit for the examination. The applicant shall state the good and exceptional cause in writing and shall verify such**

statement by oath. The board shall define good and exceptional cause by rules and regulations. The duration of the temporary licensure shall be determined by the board.

5. The board may renew a temporary license not to exceed six months following the first failure of the examination by an applicant if such person submits an amended agreement-to-supervise form which is signed by the applicant's supervising licensed physical therapist. Such renewed temporary licensee shall only engage in the practice of physical therapy under the on-site supervision of a licensed physical therapist. The board shall define by rule the scope of such supervision which shall require stricter supervision than that required for an initial temporary license. The board shall not renew a temporary license following the second failure of the examination by the applicant.

334.670. 1. The board shall charge a person, who applies for examination for a license to practice as a physical therapist assistant, an examination fee. If the person does not score a passing grade on the examination, the board may refuse to issue a license. Any applicant who fails to pass the examination may reapply and be reexamined upon payment of a reexamination fee. [No temporary license may be issued to any person who has previously failed the examination in Missouri or any other state or jurisdiction.] **A renewed temporary license may be issued to such persons pursuant to the provisions of section 334.655.**

2. Upon failure for the second time of an applicant for licensure as a physical therapist assistant by examination, the board shall require the applicant to pursue and successfully complete a program of remediation before sitting for the examination for a third time. Such program of remediation shall:

- (1) Be submitted on forms and in a manner approved by the board;
- (2) Be provided by a licensed physical therapist approved by the board prior to the initiation of the program; and
- (3) Have the results of the program documented by the licensed physical therapist, and reviewed and approved by the board following completion of the program.

3. Upon failure for the third time of an applicant for licensure as a physical therapist assistant by examination, the board shall not permit such applicant to reapply for the examination. Such persons shall not receive a license to practice as a physical therapist assistant in this state, except as otherwise provided in section 334.655 or 334.660.

334.672. 1. The board may issue a provisional license as a physical therapist assistant for any applicant who:

- (1) Has failed three or more times to achieve a passing score on a physical therapist assistant licensing examination administered in one or more states or territories of the United States; and
- (2) Has achieved a passing score on a physical therapist assistant licensing examination administered in one or more states or territories of the United States; and
- (3) Otherwise meets all requirements for permanent licensure as defined in sections 334.500 to 334.620; and

- (4) Submits an application to the board on a form prescribed by the board.

2. A provisional licensed physical therapist assistant shall, at all times, practice physical therapy under the direction and supervision of a physical therapist licensed in this state. The supervising licensed physical therapist shall be available to the provisional licensed physical therapist assistant at all times either in person or via telecommunications. The board shall determine by rule the scope of practice of the provisional licensed physical therapist assistant and the amount of time and type of supervision of the provisional licensed physical therapist assistant by the supervising licensed physical therapist.

3. A provisional license shall be renewed annually by submitting an application to the board on a form prescribed by the board.

4. If a supervising licensed physical therapist is unable to continue supervising a provisional licensed physical therapist assistant, the provisional licensed physical therapist assistant shall cease practicing immediately and the provisional license shall terminate. The board shall adopt by rule procedures for reinstatement of the provisional license if the person obtains a new supervising licensed physical therapist."; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Ruestman, **House Amendment No. 2** was adopted.

Representative Wright offered **House Amendment No. 3**.

Representative Byrd raised a point of order that **House Amendment No. 3** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

Representative Jones offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Substitute for House Committee Substitute for House Bill No. 564, Page 1, In the Title, Line 21, by inserting before the period on said line the following:

"with an emergency clause"; and

Further amend said bill, Page 15, Section 324.409, Line 4, by inserting after all of said line the following:

"324.526. 1. Notwithstanding any provision of the law to the contrary, the director of the division of professional registration shall issue a temporary license to practice tattooing, body piercing, or branding under the following requirements:

(1) The applicant for temporary licensure is entering the state of Missouri for the sole purpose of participating in a state or national convention wherein the applicant will be practicing the profession of tattooing, body piercing, or branding;

(2) The applicant files a completed application with the division at least two days prior to the start of the convention and tenders a fee of twenty-five dollars; and

(3) The applicant is otherwise qualified for licensure pursuant to sections 324.520 to 324.526, and the rules and regulations promulgated thereunder.

2. A temporary license to practice tattooing, body piercing, or branding issued pursuant to this section shall be valid for a period not to exceed fourteen days and shall not be renewable.

3. Notwithstanding the requirements of sections 620.127 and 620.145, RSMo, an applicant for temporary licensure pursuant to this section shall not be required to provide a Social Security number if the application is submitted by a citizen of a foreign country who has not been issued a Social Security number and who previously has not been licensed by any other state, United States territory, or federal agency."; and

Further amend said substitute, Page 40, Section 328.075, Lines 12, 13 and 14, by deleting the following **"have an educational equivalent to the successful completion of the tenth grade and"**; and

Further amend said substitute, Page 41, Section 328.075, Lines 11 and 12, by deleting the following **“, and have an education equivalent to the successful completion of the tenth grade”**; and

Further amend said bill, Page 178, Section B, Line 10, by inserting after all of said line the following:

"Section C. Because immediate action is necessary to increase and preserve state tourism and convention revenue in light of the current fiscal crisis, the enactment of section 324.526 of section A of this act is deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and the enactment of section 324.526 of section A of this act shall be in full force and effect upon its passage and approval."; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Jones, **House Amendment No. 4** was adopted.

HCS HB 564, with HS, as amended, pending, was laid over.

On motion of Representative Crowell, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Pro Tem Jetton.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: John Sinnett, Jr.

HOUSE CONCURRENT RESOLUTION

Representative Merideth offered House Concurrent Resolution No. 31.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 1940

and

House Resolution No. 1941 - Representative Thompson

House Resolution No. 1942 - Representative Kingery

House Resolution No. 1943 - Representative Carnahan, et al

House Resolution No. 1944 - Representative Fraser

House Resolution No. 1945

and

House Resolution No. 1946 - Representative Hunter

House Resolution No. 1947

and

House Resolution No. 1948 - Representative Taylor

House Resolution No. 1949 - Representative Guest

PERFECTION OF HOUSE BILLS

HCS HB 564, with HS, as amended, pending. relating to professional registration, was again taken up by Representative Behnen.

Representative Shoemyer (9) offered **House Amendment No. 5.**

House Amendment No. 5

AMEND House Substitute for House Committee Substitute for House Bill No. 564, Page 75, Section 334.400, Line 24, by deleting the words "**health care**" and inserting in lieu thereof word "**anesthesia**"; and

Further amend said bill, Page 76, Section 334.400, Line 5, by deleting the words "**health care services**" and inserting in lieu thereof words "**the administration of anesthesia**"; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Shoemaker (8) offered **House Substitute Amendment No. 1 for House Amendment No. 5**.

*House Substitute Amendment No. 1
to
House Amendment No. 5*

AMEND House Substitute for House Committee Substitute for House Bill No. 564, Page 75, Section 334.400, Lines 7-25, by deleting all of said lines; and

Further amend said bill by deleting Pages 76 through 95; and

Further amend said bill, Section 334.430, Page 96, Line 1, by deleting all of said line; and

Further amend said bill in the title, enacting clause and intersectional references accordingly.

Representative Shoemaker (8) moved that **House Substitute Amendment No. 1 for House Amendment No. 5** be adopted.

Which motion was defeated.

Representative Shoemyer (9) moved that **House Amendment No. 5** be adopted.

Which motion was defeated.

Representative Hunter offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Substitute for House Committee Substitute for House Bill No. 564, Page 78, Section 334.404, Line 6, by inserting after all of said line the following:

"2. Prior to licensure, applicants shall complete a one-year internship with an accredited acute care facility or acute care unit within an accredited hospital."; and renumber remaining subsections accordingly; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Goodman raised a point of order that **House Amendment No. 6** is dilatory.

The Chair ruled the point of order not well taken.

Representative Hunter moved that **House Amendment No. 6** be adopted.

Which motion was defeated by the following vote:

AYES: 033

Bean	Cooper 120	Davis 122	Deeken	Dixon
Engler	Fares	Fraser	Goodman	Henke
Hunter	Kelly 144	Mayer	Parker	Pratt
Quinn	Richard	Ruestman	Rupp	Schneider

Seigfreid	Selby	Shoemaker	Shoemyer	Stevenson
Townley	Wallace	Whorton	Wilson 130	Wilson 25
Yaeger	Yates	Young		

NOES: 121

Abel	Angst	Avery	Baker	Barnitz
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Bringer	Brooks	Brown
Bruns	Burnett	Byrd	Campbell	Carnahan
Cooper 155	Corcoran	Crawford	Crowell	Cunningham 145
Curls	Darrough	Daus	Davis 19	Dempsey
Dethrow	Donnelly	Dougherty	El-Amin	Emery
Ervin	George	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Ice
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lembke	LeVota
Lipke	Lowe	Luetkemeyer	Marsh	May
McKenna	Meiners	Merideth	Miller	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Pearce	Phillips	Portwood	Purgason
Ransdall	Rector	Reinhart	Roark	Sager
Salva	Sander	Schaaf	Schlottach	Schoemehl
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Sutherland	Thompson	Threlkeld	Viebrock
Villa	Vogt	Wagner	Walker	Walsh
Walton	Ward	Wasson	Wildberger	Wilson 119
Wilson 42	Witte	Wood	Wright	Zweifel

Madam Speaker

PRESENT: 001

Cunningham 86

ABSENT WITH LEAVE: 008

Adams	Boykins	Dusenberg	Lawson	Liese
Self	Taylor	Willoughby		

Representative Holand offered **House Amendment No. 7.**

House Amendment No. 7

AMEND House Substitute for House Committee Substitute for House Bill No. 564, Page 2, Section A, Line 24, by inserting after all of said line the following:

"209.309. **1.** The board may offer provisional certification to interpreters achieving a minimal level of certification established by the board. A provisional certification is limited to one year; during such year the interpreter must be reevaluated and achieve the next higher level of certification. If an evaluation slot is not available during the term of the provisional license, the interpreter may be granted an extension. A holder of a provisional certification may only be granted one extension. **A person nominated by a local public school district in Missouri shall be granted a provisional public school certificate when all of the following conditions are met:**

(1) **The local school district certifies that it was unable to locate an interpreter certified and licensed pursuant to sections 209.319 to 209.339, and otherwise acceptable to the local school district for employment, to accept the position;**

(2) **The local school district certifies that the person has demonstrated the skills necessary for the**

assignment to the satisfaction of the local school district;

(3) The local school district certifies that failure to employ the person would, to the best of their knowledge, result in noncompliance with applicable state or federal statutes or regulations; and

(4) The person nominated certifies that they will begin the application process for the certification and licensure requisite pursuant to sections 209.319 to 209.339 within ninety days.

2. Provisional public school certificates shall be issued within seventy-two hours of application containing the above certifications, and shall remain valid for eighteen months or until the person obtains the certification and licensure otherwise required by sections 209.319 to 209.339.

3. Provisional public school certificates may be revoked when the person ends their employment with the school district or if the person commits any of the actions listed in subsections 1 to 5 of section 209.317.

209.321. 1. No person shall represent himself or herself as an interpreter or engage in the practice of interpreting as defined in section 209.285, **except as provided in subsection 6 of this section**, in the state of Missouri unless such person is licensed as required by the provisions of sections 209.319 to 209.339.

2. A person registered, certified or licensed by this state, another state or any recognized national certification agent, acceptable to the committee that allows that person to practice any other occupation or profession in this state, is not considered to be interpreting if he or she is in performance of the occupation or profession for which he or she is registered, certified or licensed. The professions referred to in this subsection include, but are not limited to, physicians, psychologists, nurses, certified public accountants, architects and attorneys.

3. A licensed interpreter shall limit his or her practice to demonstrated areas of competence as documented by relevant professional education, training, experience and certification. An interpreter not trained in an area shall not practice in that area without obtaining additional relevant professional education, training and experience through an acceptable program as defined by rule by the Missouri commission for the deaf and hard of hearing.

4. A person is not considered to be interpreting pursuant to the provisions of this section if, in a casual setting and as defined by rule, a person is acting as an interpreter gratuitously or is engaged in interpreting incidental to traveling.

5. A person is not considered to be interpreting pursuant to the provisions of this section if a person is engaged as a telecommunications operator providing deaf relay service or operator services for the deaf.

6. A person granted a provisional certificate to interpret in a public school shall not be subject to the regular certification or licensure requirements of sections 209.319 to 209.339.

209.322. The board shall recognize the following certificates:

(1) National Registry of Interpreters for the Deaf (NRID) certificates, which include Comprehensive Skills Certificate (CSC), Certificate of Interpreting/Certificate of Transliteration (CI/CT) and Certified Deaf Interpreter (CDI); [and]

(2) National Association of the Deaf (NAD) certificate levels 3, 4 and 5; and

(3) **A provisional public school certificate.**"; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Purgason assumed the Chair.

On motion of Representative Holand, **House Amendment No. 7** was adopted.

Representative Johnson (90) offered **House Amendment No. 8.**

House Amendment No. 8

AMEND House Substitute for House Committee Substitute for House Bill No. 564, by inserting on Page 75, at the end of Line 6, the following section:

"334.109. 1. A physician licensed pursuant to this chapter may collaborate and share responsibilities with a qualified person practicing independent of the physician and licensed as a health professional under the laws of this state with respect to preoperative and postoperative care for surgical patients, provided the patient agrees to having a portion of his or her preoperative and postoperative surgical care delivered by a health professional who is not the operating surgeon after having been fully informed about and acknowledging in writing all aspects

of the arrangement, including but not limited to the respective licensure and qualifications of each provider, the financial arrangements regarding division of fees, who will be responsible for each aspect of care, and the patient's right to accept or decline to participate in the arrangement.

2. A division of fees between providers sharing surgical care responsibilities must be based solely on the relative value of services provided to the patient which are reasonable and necessary for the patient's care.

3. A physician licensed pursuant to this chapter or another licensed health professional violates this section if such physician or professional does any of the following:

- (1) Demands to manage preoperative and postoperative care in return for making a surgical referral;
- (2) Threatens to withhold referrals to a surgeon who does not agree to participate in a collaboration arrangement;
- (3) Offers to delegate preoperative or postoperative care to a licensed health professional practicing independent of the surgeon in return for receiving a surgical referral; or
- (4) Initiates a collaboration arrangement with another licensed health professional when the patient otherwise would have been released from further care following surgery."; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Johnson (90), **House Amendment No. 8** was adopted by the following vote:

AYES: 088

Abel	Barnitz	Bishop	Bivins	Black
Bland	Boykins	Bringer	Brooks	Burnett
Byrd	Campbell	Carnahan	Cooper 155	Corcoran
Cunningham 86	Curls	Darrough	Daus	Davis 122
Deeken	Dixon	Donnelly	Dougherty	El-Amin
Fares	Fraser	George	Goodman	Graham
Green	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Holand	Hoskins	Hubbard
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 36	Kratky	Kuessner	LeVota	Liese
Lowe	May	Meiners	Morris	Muckler
Page	Ransdall	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Shoemyer	Skaggs	Spreng	Taylor
Thompson	Threlkeld	Villa	Vogt	Wagner
Walker	Wallace	Walsh	Walton	Ward
Whorton	Wildberger	Wilson 25	Wilson 42	Witte
Yaeger	Young	Zweifel		

NOES: 071

Angst	Avery	Baker	Bean	Bearden
Behnen	Bough	Brown	Bruns	Cooper 120
Crawford	Crowell	Cunningham 145	Davis 19	Dempsey
Dethrow	Dusenberg	Emery	Engler	Ervin
Guest	Hobbs	Hunter	Ice	Jackson
Jetton	Kelly 144	King	Kingery	Lager
Lembke	Lipke	Luetkemeyer	Mayer	McKenna
Merideth	Miller	Moore	Munzlinger	Myers
Nieves	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Self
Shoemaker	Smith 118	Smith 14	St. Onge	Stefanick

1077 *Journal of the House*

Stevenson	Sutherland	Townley	Viebrock	Wasson
Wilson 119	Wilson 130	Wood	Wright	Yates
Madam Speaker				

PRESENT: 000

ABSENT WITH LEAVE: 004

Adams	Lawson	Marsh	Willoughby
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Representative Mayer offered **House Amendment No. 9**.

House Amendment No. 9

AMEND House Substitute for House Committee Substitute for House Bill No. 564, Page 75, Section 334.400, Line 10, by inserting after the word "**Anesthesiology**" the words "**and who is board certified**"; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Mayer moved that **House Amendment No. 9** be adopted.

Which motion was defeated by the following vote:

AYES: 045

Barnitz	Bean	Cooper 120	Crawford	Daus
Davis 122	Deeken	Dixon	Engler	Fares
Goodman	Guest	Hampton	Holand	Hoskins
Hunter	Kelly 36	Kingery	May	Mayer
Merideth	Moore	Morris	Myers	Pratt
Ransdall	Richard	Ruestman	Rupp	Schlottach
Seigfreid	Selby	Shoemaker	Shoemyer	Stevenson
Taylor	Thompson	Viebrock	Villa	Wallace
Walton	Whorton	Wilson 130	Yates	Young

NOES: 109

Abel	Angst	Avery	Baker	Bearden
Behnen	Bishop	Bivins	Black	Bland
Bough	Bringer	Brown	Bruns	Burnett
Byrd	Campbell	Carnahan	Cooper 155	Corcoran
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Davis 19	Dempsey	Dethrow	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Ervin	Fraser
George	Graham	Green	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hobbs	Hubbard
Icet	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	King
Kratky	Kuessner	Lager	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	McKenna
Meiners	Miller	Muckler	Munzlinger	Nieves
Page	Parker	Pearce	Phillips	Portwood
Purgason	Quinn	Rector	Reinhart	Roark
Sager	Sander	Schaaf	Schneider	Schoemehl
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Sutherland	Threlkeld	Townley	Vogt

Wagner	Walker	Walsh	Ward	Wildberger
Wilson 119	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Zweifel	Madam Speaker	

PRESENT: 000

ABSENT WITH LEAVE: 009

Adams	Boykins	Brooks	Lawson	Marsh
Salva	Self	Wasson	Willoughby	

Representative Johnson (47) offered **House Amendment No. 10.**

House Amendment No. 10

AMEND House Substitute for House Committee Substitute for House Bill No. 564, Page 75, Section 334.400, Line 18, by inserting after the word "**agency**" the following:

". The faculty of any anesthesiologist assistant program established in the state of Missouri shall be comprised solely of board certified or board eligible anesthesiologists"; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Johnson (47), **House Amendment No. 10** was adopted by the following vote:

AYES: 151

Abel	Angst	Baker	Barnitz	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Bringer	Brown	Bruns
Burnett	Campbell	Carnahan	Cooper 120	Cooper 155
Corcoran	Crawford	Crowell	Cunningham 145	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Henke	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Hunter	Icet	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	LeVota	Liese	Lipke
Lowe	Luetkemeyer	May	Mayer	McKenna
Meiners	Merideth	Miller	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Shoemaker	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Wagner	Walker	Wallace	Walsh	Walton
Ward	Wasson	Whorton	Wildberger	Wilson 119

1079 *Journal of the House*

Wilson 130
Wright
Madam Speaker

Wilson 25
Yaeger

Wilson 42
Yates

Witte
Young

Wood
Zweifel

NOES: 002

Avery Lembke

PRESENT: 001

Cunningham 86

ABSENT WITH LEAVE: 009

Adams
Lawson

Boykins
Marsh

Brooks
Self

Byrd
Willoughby

Haywood

Representative Seigfreid offered **House Amendment No. 11.**

House Amendment No. 11

AMEND House Substitute for House Committee Substitute for House Bill No. 564, Page 77, Section 334.402, Line 24, by inserting at the end of said line the word "**or**"; and

Further amend said bill, Page 78, Section 334.402, Line 2, by deleting the figure "; **or**" and inserting in lieu thereof the figure "."; and

Further amend said bill, Page 78, Section 334.402, Lines 3 to 6, by deleting all of said lines; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Seigfreid moved that **House Amendment No. 11** be adopted.

Which motion was defeated by the following vote:

AYES: 038

Barnitz
Davis 122
Hampton
Kelly 36
Mayer
Seigfreid
Stevenson
Whorton

Bean
Deeken
Henke
Kratky
Merideth
Selby
Thompson
Wildberger

Burnett
El-Amin
Hunter
LeVota
Myers
Shoemaker
Villa
Madam Speaker

Carnahan
Fares
Johnson 61
Lowe
Ransdall
Shoemyer
Walton

Cooper 120
Graham
Jones
May
Schlottach
Skaggs
Ward

NOES: 112

Abel
Behnen
Bough
Campbell
Cunningham 145
Dempsey
Emery
Goodman

Angst
Bishop
Bringer
Cooper 155
Curls
Dethrow
Engler
Guest

Avery
Bivins
Brown
Corcoran
Darrouh
Dixon
Ervin
Harris 110

Baker
Black
Bruns
Crawford
Daus
Donnelly
Fraser
Harris 23

Bearden
Bland
Byrd
Crowell
Davis 19
Dougherty
George
Hilgemann

Hobbs	Holand	Hoskins	Hubbard	Icet
Jackson	Jetton	Johnson 47	Johnson 90	Jolly
Kelly 144	King	Kingery	Kuessner	Lager
Lembke	Liese	Lipke	Luetkemeyer	McKenna
Meiners	Miller	Moore	Morris	Muckler
Munzlinger	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Rector	Reinhart	Richard	Ruestman	Sager
Salva	Sander	Schaaf	Schneider	Schoemehl
Self	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Sutherland	Taylor	Threlkeld	Townley
Viebrock	Vogt	Wagner	Walker	Wallace
Walsh	Wasson	Wilson 119	Wilson 130	Wilson 25
Witte	Wood	Wright	Yaeger	Yates
Young	Zweifel			

PRESENT: 003

Cunningham 86	Rupp	Wilson 42
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ABSENT WITH LEAVE: 010

Adams	Boykins	Brooks	Dusenberg	Green
Haywood	Lawson	Marsh	Roark	Willoughby

Representative Holand offered **House Amendment No. 12.**

House Amendment No. 12

AMEND House Substitute for House Committee Substitute for House Bill No. 564, Page 102, Section 334.717, Line 10, by inserting after all of said line the following:

- "334.735. 1. As used in sections 334.735 to 334.749, the following terms mean:
- (1) "Applicant", any individual who seeks to become licensed as a physician assistant;
 - (2) "Certification" or "registration", a process by a certifying entity that grants recognition to applicants meeting predetermined qualifications specified by such certifying entity;
 - (3) "Certifying entity", the nongovernmental agency or association which certifies or registers individuals who have completed academic and training requirements;
 - (4) "Department", the department of economic development or a designated agency thereof;
 - (5) "License", a document issued to an applicant by the department acknowledging that the applicant is entitled to practice as a physician assistant;
 - (6) "Physician assistant", a person who has graduated from a physician assistant program accredited by the American Medical Association's Committee on Allied Health Education and Accreditation or by its successor agency, who has passed the certifying examination administered by the National Commission on Certification of Physician Assistants and has active certification by the National Commission on Certification of Physician Assistants who provides health care services delegated by a licensed physician. A person who has been employed as a physician assistant for three years prior to August 28, 1989, who has passed the National Commission on Certification of Physician Assistants examination, and has active certification of the National Commission on Certification of Physician Assistants;
 - (7) "Recognition", the formal process of becoming a certifying entity as required by the provisions of sections 334.735 to 334.749;
 - (8) "Supervision", [control exercised over a physician assistant working within the same office facility of the supervising physician except a physician assistant may make follow-up patient examinations in hospitals, nursing homes and correctional facilities, each such examination being reviewed, approved and signed by the supervising physician] **overseeing the activities of, and accepting responsibility for, the medical services rendered by a physician assistant. The supervising physician shall at all times be immediately available to the physician assistant for consultation, assistance or intervention either personally or via telecommunications. A supervising physician shall**

be personally present for practice supervision and collaboration a minimum of twenty percent of clinic hours in any clinic location utilizing physicians assistants. The physician assistant shall be limited to practice at locations where the supervising physician is no further than thirty miles by road using the most direct route available, or in any other fashion so distanced as to create an impediment to effective intervention and supervision of patient care or adequate review of services; except that, physician assistants practicing in federally designated health professional shortage areas (HPSA) shall be limited to practice at locations where the supervising physician is no further than fifty miles by road, using the most direct route available. Only those physician assistants with active professional certification and a master's degree in science or health-related field shall be eligible to practice at a location other than where the supervising physician is personally and continuously present. The board shall promulgate rules pursuant to chapter 536, RSMo, for the [proximity of practice between the physician assistant and the supervising physician and] documentation of joint review of the physician assistant activity by the supervising physician and the physician assistant.

2. The scope of practice of a physician assistant shall consist only of the following services and procedures:

- (1) Taking patient histories;
- (2) Performing physical examinations of a patient;
- (3) Performing or assisting in the performance of routine office laboratory and patient screening procedures;
- (4) Performing routine therapeutic procedures;
- (5) Recording diagnostic impressions and evaluating situations calling for attention of a physician to institute treatment procedures;
- (6) Instructing and counseling patients regarding mental and physical health using procedures reviewed and approved by a licensed physician;
- (7) Assisting the supervising physician in institutional settings, including reviewing of treatment plans, ordering of tests and diagnostic laboratory and radiological services, and ordering of therapies, using procedures reviewed and approved by a licensed physician;
- (8) Assisting in surgery;
- (9) Performing such other tasks not prohibited by law under the supervision of a licensed physician as the [physician's] **physician** assistant has been trained and is proficient to perform;
- (10) Physician assistants shall not perform abortions.

3. Physician assistants shall not prescribe nor dispense any drug, medicine, device or therapy independent of consultation with the supervising physician, nor prescribe lenses, prisms or contact lenses for the aid, relief or correction of vision or the measurement of visual power or visual efficiency of the human eye, nor administer or monitor general or regional block anesthesia during diagnostic tests, surgery or obstetric procedures. Prescribing and dispensing of drugs, medications, devices or therapies by a physician assistant shall be pursuant to a physician assistant supervision agreement which is specific to the clinical conditions treated by the supervising physician and the physician assistant shall be subject to the following:

- (1) A physician assistant shall not prescribe controlled substances;
- (2) The types of drugs, medications, devices or therapies prescribed or dispensed by a physician assistant shall be consistent with the scopes of practice of the physician assistant and the supervising physician;
- (3) All prescriptions shall conform with state and federal laws and regulations and shall include the name, address and telephone number of the physician assistant and the supervising physician;
- (4) A physician assistant or advanced practice nurse as defined in section 335.016, RSMo, may request, receive and sign for noncontrolled professional samples and may distribute professional samples to patients;
- (5) A physician assistant shall not prescribe any drugs, medicines, devices or therapies the supervising physician is not qualified or authorized to prescribe; and
- (6) A physician assistant may only dispense starter doses of medication to cover a period of time for seventy-two hours or less.

4. A physician assistant shall clearly identify himself or herself as a physician assistant and shall not use or permit to be used in the physician assistant's behalf the terms "doctor", "Dr." or "doc" nor hold himself or herself out in any way to be a physician or surgeon. No physician assistant shall practice or attempt to practice without physician supervision or in any location where the supervising physician is not immediately available for consultation, assistance and intervention, except in an emergency situation, nor shall any physician assistant bill a patient independently or directly for any services or procedure by the physician assistant.

5. The physician assistant shall be a person who is a graduate of a physician assistant program accredited by the American Medical Association's Committee on Allied Health Education and Accreditation or its successor or is certified by a national nongovernmental agency or association, who has passed the National Commission on Certification of

Physician Assistants examination and has active certification by the National Commission on Certification of Physician Assistants or its successor. A person who has been employed as a physician assistant for three years prior to August 28, 1989, and has passed the National Commission on Certification of Physician Assistants examination shall be deemed to have met the academic requirements necessary for licensing. **All applicants for physician assistant licensure who complete their physician assistant training program after January 1, 2006, must have a master's degree in a health or medical science related field.**

6. For purposes of this section, the licensing of physician assistants shall take place within processes established by the state board of registration for the healing arts through rule and regulation. The board of healing arts is authorized to establish rules pursuant to chapter 536, RSMo, establishing licensing and renewal procedures, supervision, supervision agreements, fees, and addressing such other matters as are necessary to protect the public and discipline the profession. An application for licensing may be denied or the license of a physician assistant may be suspended or revoked by the board in the same manner and for violation of the standards as set forth by section 334.100, or such other standards of conduct set by the board by rule or regulation. Persons licensed pursuant to the provisions of chapter 335, RSMo, shall not be required to be licensed as physician assistants.

7. "Physician assistant supervision agreement" means a written agreement, jointly agreed upon protocols or standing order between a supervising physician and a physician assistant, which provides for the delegation of health care services from a supervising physician to a physician assistant and the review of such services.

8. When a physician assistant supervision agreement is utilized to provide health care services for conditions other than acute self-limited or well-defined problems, the supervising physician or other physician designated in the supervision agreement, shall see the patient for evaluation and approve or formulate the plan of treatment for new or significantly changed conditions as soon as practical, but in no case more than two weeks after the patient has been seen by the physician assistant.

9. At all times the physician is responsible for the oversight of the activities of, and accepts responsibility for, health care services rendered by the physician assistant.

10. No physician may be designated to serve as supervising physician for more than three full-time equivalent licensed physician assistants. This information shall not apply to physician assistant agreements of hospital employees providing in-patient care services in hospitals as defined in chapter 197, RSMo.

11. It is the responsibility of the supervising physician to determine and document the completion of at least a one-year period of time during which the licensed physician assistant shall practice with a supervising physician continuously present before practicing in a setting where a supervising physician is not continuously present."; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Luetkemeyer assumed the Chair.

Speaker Pro Tem Jetton resumed the Chair.

Representative Holand moved that **House Amendment No. 12** be adopted.

Which motion was defeated by the following vote:

AYES: 035

Barnitz	Bishop	Bruns	Davis 122	Deeken
El-Amin	Goodman	Hampton	Harris 110	Henke
Hilgemann	Holand	Hoskins	Johnson 90	Kelly 144
Kuessner	May	Moore	Morris	Pearce
Ransdall	Rector	Schlottach	Schneider	Shoemyer
Smith 118	Stefanick	Stevenson	Taylor	Thompson
Threlkeld	Wallace	Whorton	Witte	Young

1083 *Journal of the House*

NOES: 115

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bland	Bough
Bringer	Brown	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 19	Dempsey	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	Emery	Engler
Ervin	Fares	Fraser	George	Graham
Guest	Harris 23	Haywood	Hobbs	Hunter
Ice	Jackson	Jetton	Johnson 47	Johnson 61
Jolly	Jones	Kelly 36	King	Kingery
Kratky	Lager	Lembke	LeVota	Liese
Lipke	Lowe	Luetkemeyer	Mayer	McKenna
Meiners	Miller	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Phillips	Pratt
Purgason	Quinn	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Sander	Schaaf
Schoemehl	Seigfreid	Selby	Self	Shoemaker
Skaggs	Smith 14	Spreng	St. Onge	Sutherland
Townley	Viebrock	Villa	Vogt	Walker
Walsh	Walton	Ward	Wasson	Wildberger
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Wood
Wright	Yaeger	Yates	Zweifel	Madam Speaker

PRESENT: 000

ABSENT WITH LEAVE: 013

Abel	Adams	Boykins	Brooks	Green
Hubbard	Lawson	Marsh	Merideth	Portwood
Salva	Wagner	Willoughby		

Representative Crowell moved the previous question.

Which motion was adopted by the following vote:

AYES: 086

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Guest
Hobbs	Holand	Hunter	Ice	Jackson
Jetton	Johnson 47	Kelly 144	King	Kingery
Lager	Lembke	Lipke	Luetkemeyer	May
Mayer	Miller	Moore	Morris	Munzlinger
Nieves	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sander
Schaaf	Schlottach	Schneider	Self	Smith 14
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Threlkeld	Townley	Viebrock	Wallace	Wasson
Wilson 119	Wilson 130	Wood	Wright	Yates
Madam Speaker				

NOES: 065

Abel	Barnitz	Bishop	Bland	Bringer
Burnett	Campbell	Carnahan	Corcoran	Curls
Darrough	Daus	Davis 122	Donnelly	Dougherty
El-Amin	Fraser	George	Graham	Hampton
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Hoskins	Hubbard	Johnson 61	Johnson 90	Jolly
Jones	Kelly 36	Kratky	Kuessner	LeVota
Liese	Lowe	McKenna	Meiners	Muckler
Page	Ransdall	Sager	Schoemehl	Seigfreid
Selby	Shoemyer	Skaggs	Spreng	Thompson
Villa	Vogt	Wagner	Walker	Walsh
Walton	Ward	Whorton	Wildberger	Wilson 25
Wilson 42	Witte	Yaeger	Young	Zweifel

PRESENT: 000

ABSENT WITH LEAVE: 012

Adams	Boykins	Brooks	Green	Lawson
Marsh	Merideth	Myers	Salva	Shoemaker
Smith 118	Willoughby			

On motion of Representative Behnen, **HS HCS HB 564, as amended**, was adopted.

On motion of Representative Behnen, **HS HCS HB 564, as amended**, was ordered perfected and printed.

HCS HB 688, relating to the Life Sciences Research Trust Fund, was taken up by Representative Hanaway.

Representative Hanaway offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 688, Page 1, Section 196.1100, Line 6, by deleting the number "**2006**" and inserting in lieu thereof the number "**2007**"; and

Further amend said bill, Page 1, Section 196.1100, Line 8, by deleting the words "**two-thirds**" and inserting in lieu thereof the word "**majority**"; and

Further amend said bill, Page 3, Section 196.1106, Line 27, by deleting the phrase "**the St. Louis area or Kansas City area**" inserting in lieu thereof the word "**another**"; and

Further amend said bill, Page 3, Section 196.1106, Lines 32 and 33, by deleting the phrase "**St. Louis area, Kansas City area, and Missouri statewide**"; and

Further amend said bill, Page 3, Section 109.1106, Lines 36 to 39, by deleting all of said lines and inserting in lieu thereof the following: "**Missouri statewide centers for excellence**"; and

Further amend said bill, Page 4, Section 196.1109, Line 11, by inserting before the word "**nutrition**" the following: "**plant sciences, including but not limited to**"; and

Further amend said bill, Page 5, Section 196.1109, Line 26, by deleting the phrase "**single fiscal year at least**" and inserting in lieu thereof the following: "**fiscal year eighty percent of the moneys shall be appropriated to build research capacity and**"; and

Further amend said bill, Page 5, Section 196.1112, Line 7, by inserting after the word "**excellence**" the following: "**that meets the requirements set forth in subdivisions (8) and (9) of section 196.1106**"; and

Further amend said bill, Page 5, Section 196.1112, Lines 10 to 15, by deleting all of said lines and inserting in lieu thereof the following: "**during such fiscal year. No single institution or organization**"; and

Further amend said title, enacting clause and intersectional references accordingly.

HCS HB 688, with House Amendment No. 1, pending, was laid over.

REFERRAL OF HOUSE BILLS - APPROPRIATIONS

The following House Bills were referred to the Committee indicated:

HB 16 - Budget

HB 17 - Budget

HB 18 - Budget

HB 19 - Budget

HB 20 - Budget

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HS HCS HB 121 - Budget (Fiscal Note)

HS HCS HBs 404, 324, 403, 344, 426 & 541 - Budget (Fiscal Note)

COMMITTEE REPORTS

Committee on Education, Chairman Cunningham (86) reporting:

Madam Speaker: Your Committee on Education, to which was referred **HB 655**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Committee on Elections, Chairman May reporting:

Madam Speaker: Your Committee on Elections, to which was referred **SB 173**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Committee on Local Government, Chairman Johnson (47) reporting:

Madam Speaker: Your Committee on Local Government, to which was referred **HB 293**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Amendment No. 1**.

House Committee Amendment No. 1

AMEND House Bill No. 293, Page 1, Section 71.610, Line 5, by deleting the word "**five**" and inserting in lieu thereof the following: "**ten**"; and

Further amend said title, enacting clause and intersectional references accordingly.

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS#2 SS SCS SB 2**, entitled:

An act to repeal sections 285.300, 288.036, 288.038, 288.040, 288.050, 288.060, 288.110, 288.128, 288.270, 288.310, and 288.330, RSMo, and to enact in lieu thereof thirteen new sections relating to employees, with an emergency clause and penalty provisions.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 5**, entitled:

An act to repeal sections 217.362, 217.541, 217.730, 217.750, 217.760, 478.610, 513.653, 556.061, 557.036, 558.011, 558.016, 558.019, 559.026, 559.115, 559.615, 568.045, 570.030, and 570.040, RSMo, and to enact in lieu thereof twenty new sections relating to various sentencing provisions, with penalty provisions.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 243**, entitled:

An act to amend chapter 37, RSMo, by adding thereto two new sections relating to the creation of the property preservation fund.

In which the concurrence of the House is respectfully requested.

ADJOURNMENT

On motion of Representative Crowell, the House adjourned until 10:00 a.m., Thursday, April 17, 2003.

CORRECTIONS TO THE HOUSE JOURNAL

Correct House Journal, Fifty-second Day, Tuesday, April 15, 2003, Page 1054, Line 19, by deleting the words "it **Do Pass**", and inserting in lieu thereof the following:

"the House Committee Substitute Do Pass".

Page 1049, Lines 18, 19 and 20, by deleting all of said lines.

Pages 1030 and 1031, roll call, by showing Representatives Kelly (36), Mayer, Parker, Roark, Schneider and Threlkeld voting "aye" rather than "absent with leave".

Page 1043, roll call, by showing Representative Shoemyer (9) voting "aye" rather than "absent with leave".

AFFIDAVITS

I, State Representative Rex Rector, District 124, hereby state and affirm that my vote as recorded on Page 1031 of the House Journal for Tuesday, April 15, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 16th day of April 2003.

/s/ Rex Rector
State Representative[illegible]

Subscribed and sworn to before me this 16th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Scott T. Rupp, District 13, hereby state and affirm that my vote as recorded on Page 1035 of the House Journal for Tuesday, April 15, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 16th day of April 2003.

/s/ Scott T. Rupp
State Representative

[illegible]

Subscribed and sworn to before me this 16th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative John Quinn, District 7, hereby state and affirm that my vote as recorded on Pages 1041 and 1042 of the House Journal for Tuesday, April 15, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted no. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 16th day of April 2003.

/s/ John Quinn
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 16th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Mark Wright, District 137, hereby state and affirm that my vote as recorded on Page 1045 of the House Journal for Tuesday, April 15, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 16th day of April 2003.

/s/ Mark Wright
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 16th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

ADMINISTRATION AND ACCOUNTS

Thursday, April 17, 2003, 8:30 a.m. Hearing Room 3. #2 AMENDED NOTICE
Interim Resolution 1847 and discussion on a survey.
Executive Session may follow.

CRIME PREVENTION AND PUBLIC SAFETY

Thursday, April 17, 2003. Hearing Room 1 upon morning adjournment.
Executive Session to be held on: HB 697

FINANCIAL SERVICES

Thursday, April 17, 2003. Hearing Room 6 upon morning recess.
Possible Executive Session.
Public Hearing to be held on: SB 385, SB 427

HOMELAND SECURITY AND VETERANS AFFAIRS

Tuesday, April 22, 2003, 5:00 p.m. Hearing Room 5.
Executive Session may follow.
Public Hearing to be held on: HB 699

JOINT COMMITTEE ON ADMINISTRATIVE RULES

Thursday, April 24, 2003. Senate Lounge upon adjournment.
4 CSR 220-2.200; 19 CSR 60-50; 300, 400, 410, 420, 430, 450 and 700.

LOCAL GOVERNMENT

Thursday, April 17, 2003, 8:30 a.m. Hearing Room 6.
Executive Session may follow.
Public Hearing to be held on: SB 298

PROFESSIONAL REGISTRATION AND LICENSING

Tuesday, April 22, 2003, 12:00 p.m. Hearing Room 4.
Public Hearing to be held on: HB 615, HB 717

SPECIAL COMMITTEE ON GENERAL LAWS

Thursday, April 17, 2003, 8:00 a.m. Hearing Room 5.
Public Hearing to be held on: SB 556

SUBCOMMITTEE ON LICENSE PLATES AND TABS

Wednesday, April 23, 2003, 8:00 a.m. Hearing Room 6.
Review regular and personalized plates and tab processes.

TAX POLICY

Thursday, April 17, 2003. Hearing Room 7 upon adjournment.
Executive Session will follow.
Public Hearing to be held on: HB 701, HB 726

HOUSE CALENDAR

FIFTY-FOURTH DAY, THURSDAY, APRIL 17, 2003

HOUSE BILL FOR SECOND READING

HB 750

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 132, 173, 117 & 48 - Wright
- 2 HCS HB 215, 218, 115 & 83 - Myers
- 3 HCS HB 190 & 214 - Fares
- 4 HCS HB 51 - Mayer
- 5 HCS HB 387 - Pearce
- 6 HCS HB 109 & 34 - Fares
- 7 HB 263 - Cooper (120)
- 8 HB 481 - Crowell
- 9 HCS HB 468 - Byrd
- 10 HB 593, HCA 1 - Deeken
- 11 HCS HB 233 - Holand
- 12 HCS HB 138 - Crawford
- 13 HB 471 - Jackson
- 14 HCS HB 688, HA 1, pending - Hanaway
- 15 HCS HB 47 - Portwood
- 16 HCS HB 507 - Hubbard
- 17 HCS HB 455 - Thompson
- 18 HB 293, HCA 1 - Johnson (47)

HOUSE BILL FOR PERFECTION - FEDERAL MANDATE

HB 655 - Wilson (130)

HOUSE BILLS FOR THIRD READING

- 1 HS HCS HB 679 & 396 - Hanaway
- 2 HS HCS HB 404, 324, 403, 344, 426 & 541, (Budget 4-16-03) - Rector
- 3 HCS HB 142 - Dempsey
- 4 HS HCS HB 121, (Budget 4-16-03) - Portwood
- 5 HS HCS HB 564, E.C. - Behnen

HOUSE BILL FOR THIRD READING - FEDERAL MANDATE

HCS HB 435 - Engler

SENATE BILLS FOR SECOND READING

- 1 SS#2 SS SCS SB 2
- 2 SS SCS SB 5
- 3 SB 243

SENATE BILLS FOR THIRD READING - CONSENT

- 1 SCS SB 4, HCA 1 - Johnson (47)
- 2 SB 255 - Engler
- 3 HCS SB 234, E.C. - Ervin
- 4 SB 14 - Johnson (47)
- 5 SCS SB 29 - Parker
- 6 SB 50 - Seigfreid
- 7 HCS SB 68 - Wasson
- 8 HCS SCS SB 130, E.C. - Davis (19)
- 9 HCS SCS SB 218 - George
- 10 SB 232 - Behnen
- 11 SB 235 - Johnson (47)
- 12 SCS SB 239 - Smith (118)
- 13 HCS SB 266 - Johnson (47)
- 14 SB 282 - Brown
- 15 SB 371 - Cunningham (86)

(4-10-03)

- 1 SCS#2 SB 1 - Luetkemeyer
- 2 SCS SB 237 - Luetkemeyer
- 3 SB 289, HCA 1 - Dempsey
- 4 SB 292 -
- 5 SB 314 - Dempsey
- 6 SCS SB 466 -
- 7 SCS SB 478 - Smith (14)
- 8 SB 540 - Dempsey

(4-16-03)

- 1 HCS SCS SB 358 - Brown
- 2 HCS SCS SB 373 - Luetkemeyer
- 3 HCS SB 407 - Luetkemeyer
- 4 HCS SB 394 - Byrd
- 5 SCS SB 447, HCA 1 - Byrd
- 6 HCS SCS SB 16 - Ruestman
- 7 HCS SB 186 - Munzlinger
- 8 HCS SCS SB 379 - Wright
- 9 HCS SB 552 - Byrd

- 10 HCS SB 228 - Sutherland
- 11 HCS SCS#2 SB 52 - Fares
- 12 HCS SCS SB 294 - Mayer
- 13 HCS SB 175 - Cooper (120)
- 14 HCS SB 590 - Schaaf
- 15 SB 388 - King
- 16 SB 426 - Threlkeld
- 17 SB 330 - Cooper (120)
- 18 SB 611 - Luetkemeyer
- 19 SB 506 - Avery
- 20 SB 511 - Holand
- 21 SB 357 - Byrd
- 22 SB 463 - Byrd
- 23 SB 697 - Ruestman
- 24 SB 383 - Schneider
- 25 SCS SB 562 - Jackson
- 26 SB 577 - Schaaf
- 27 SB 578 - Schaaf
- 28 SCS SB 621 - St. Onge
- 29 SB 327 - Sutherland
- 30 SB 522 - Bearden
- 31 SB 293 - Deeken
- 32 HCS SCS SB 592 - Kingery
- 33 HCS SB 504 - Wasson
- 34 HCS SB 370 - Myers
- 35 HCS SCS SB 295 - Schlottach
- 36 HCS SCS SB 281 - Brown
- 37 HCS SB 275 - Johnson (47)
- 38 HCS SCS SB 212 & 220 - Johnson (47)
- 39 HCS SCS SB 7 - Smith (118)
- 40 SB 529 - Wallace
- 41 SB 534 - Portwood
- 42 SB 108 - Kelly (144)
- 43 HCS SCS SB 666 - Bland
- 44 HCS SB 399 - Mayer
- 45 HCS SB 136 - Deeken
- 46 SB 492 - Behnen
- 47 HCS SCS SB 61 - Luetkemeyer
- 48 HCS SB 618 - Johnson (61)
- 49 HCS SB 101 - Byrd
- 50 HCS SB 401 - Byrd
- 51 HCS SB 448 - Byrd
- 52 HCS SB 465 - Byrd
- 53 HCS SB 469 - Byrd
- 54 HCS SB 470 - Byrd
- 55 HCS SB 474 - Byrd

1093 *Journal of the House*

56 SB 468, HCA 1 - Byrd
57 HCS SB 301 - Daus
58 HCS SCS SB 547 - Johnson (47)
59 HCS SB 355 - Harris (110)
60 SB 423, HCA 1 - Wood
61 SB 651 - Townley
62 SB 623 - Mayer
63 SB 63 - Johnson (47)
64 SB 606 - May
65 SB 425 - Mayer
66 SB 467 - Mayer
67 SB 321 - May
68 SB 317 - Selby
69 HCS SB 325 - Shoemaker (8)
70 SB 431 - Threlkeld
71 SB 203 - Byrd
72 SB 214, HCA 1 - Byrd
73 SB 471 - Byrd
74 SB 548 - Byrd
75 SCS SB 202 - Wood
76 SCS#2 SB 224, E.C. - Moore
77 SCS SB 288 - Davis (19)
78 SB 143 - Byrd
79 SCS SB 351 - Johnson (61)
80 SB 457 - Byrd
81 SB 120 - Rector
82 SB 121 - Davis (122)
83 SCS SB 122 - King
84 SCS SB 238, E.C. - Baker
85 SCS SB 513 - Daus
86 SB 376 - Cooper (120)
87 SB 456, E.C. - Bruns
88 SCS SB 269, E.C. - Willoughby
89 SB 537 - Byrd
90 SB 207 - Byrd
91 SB 250, E.C. - Wagner
92 SB 356 - Harris (110)
93 SCS SB 546 - Pearce

SENATE BILLS FOR THIRD READING

1 SCS SB 299 & 40, Part I and Part II of HS, pending - Bearden
2 HCS SCS SB 296 - Sutherland
3 SB 496 - Luetkemeyer
4 HCS SB 173 - May

SENATE BILL FOR THIRD READING - FEDERAL MANDATE

SCS SB 194 & 189, E.C. - St. Onge

HOUSE BILL WITH SENATE AMENDMENTS

SCS HCS HB 221, as amended - Luetkemeyer

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

FIFTY-FOURTH DAY, THURSDAY, APRIL 17, 2003

Speaker Hanaway in the Chair.

Prayer by Speaker Catherine Hanaway.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Adelle Kanan, Audrey Kanan, Joseph Clark, Micah Marshall, Kathryn B. Miller, Michael E. Miller, Freddy Barnes, Meghan L. LeVota, Madeline S. LeVota, Andrew Pearce, Grace Kelley, Ashley Lomax, Shirley Henley, Manu Jones and Bobby Fleet.

The Journal of the fifty-third day was approved as corrected by the following vote:

AYES: 147

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Black
Bland	Bough	Boykins	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lipke
Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Miller	Moore	Morris
Muckler	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Roark
Ruestman	Salva	Sander	Schaaf	Schoemehl
Selby	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Wagner	Walker	Wallace
Walsh	Walton	Ward	Wasson	Whorton

1096 *Journal of the House*

Wildberger	Wilson 119	Wilson 130	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 004

Donnelly	Sager	Shoemaker	Wilson 25
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PRESENT: 000

ABSENT WITH LEAVE: 012

Adams	Bivins	Icet	Merideth	Munzlinger
Richard	Rupp	Schlottach	Schneider	Seigfreid
Self	Willoughby			

Adam Lamore was introduced by Representative Avery and recognized as an Outstanding Missourian.

The Adair High School Lady Tigers basketball team was introduced by Representative Behnen and recognized as Outstanding Missourians.

HOUSE CONCURRENT RESOLUTION

Representative Miller offered House Concurrent Resolution No. 32.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 1950

through

House Resolution No. 1967 - Representatives Dempsey and Green

House Resolution No. 1968 - Representative Behnen

House Resolution No. 1969 - Representative Holand

House Resolution No. 1970 - Representative Brown

House Resolution No. 1971

and

House Resolution No. 1972 - Representative Dixon

House Resolution No. 1973

and

House Resolution No. 1974 - Representative Miller

House Resolution No. 1975 - Representative Bough

House Resolution No. 1976 - Representative Luetkemeyer

House Resolution No. 1977

through

House Resolution No. 1979 - Representative Deeken

House Resolution No. 1980

and

House Resolution No. 1981 - Representative Crowell

House Resolution No. 1982

and

House Resolution No. 1983 - Representative Moore

House Resolution No. 1984 - Representative Angst

House Resolution No. 1985 - Representative Curls

House Resolution No. 1986 - Representative Phillips

House Resolution No. 1987 - Representative Moore

INTRODUCTION OF HOUSE BILL

The following House Bill was read the first time and copies ordered printed:

HB 751, introduced by Representatives Bruns, Jetton, Johnson (90), Deeken, Shoemaker (8), Ransdall, Hanaway, Jackson, Avery, Wildberger, Dusenberg, Lembke and Stevenson, et al, relating to an income tax exemption for military service personnel.

SECOND READING OF HOUSE BILL

HB 750 was read the second time.

SECOND READING OF SENATE BILLS

SS#2 SS SCS SB 2, SS SCS SB 5 and **SB 243** were read the second time.

Speaker Pro Tem Jetton assumed the Chair.

THIRD READING OF HOUSE BILLS

HS HCS HBs 679 & 396, relating to foster care, was taken up by Representative Hanaway.

On motion of Representative Hanaway, **HS HCS HBs 679 & 396** was read the third time and passed by the following vote:

AYES: 144

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bivins	Black
Bland	Bough	Boykins	Brown	Bruns
Burnett	Byrd	Campbell	Carnahan	Cooper 120
Cooper 155	Corcoran	Crawford	Crowell	Cunningham 145
Cunningham 86	Curls	Darrough	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Dougherty
Dusenberg	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Green
Guest	Hampton	Harris 110	Hilgemann	Hobbs
Holand	Hoskins	Hubbard	Hunter	Ice
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson

1098 *Journal of the House*

Lembke	LeVota	Liese	Lipke	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Miller	Moore	Morris	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Wagner	Wallace
Walsh	Walton	Ward	Whorton	Wildberger
Wilson 119	Wilson 130	Wilson 42	Wood	Wright
Yaeger	Yates	Young	Madam Speaker	

NOES: 014

Bishop	Bringer	Daus	Donnelly	El-Amin
Harris 23	Haywood	Henke	Muckler	Vogt
Walker	Wilson 25	Witte	Zweifel	

PRESENT: 001

Brooks

ABSENT WITH LEAVE: 004

Adams	Merideth	Wasson	Willoughby
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Speaker Pro Tem Jetton declared the bill passed.

HCS HB 142, relating to high-speed Internet access, was taken up by Representative Dempsey.

On motion of Representative Dempsey, **HCS HB 142** was read the third time and passed by the following vote:

AYES: 113

Abel	Avery	Baker	Bean	Bearden
Behnen	Bishop	Bivins	Black	Bland
Bough	Boykins	Bringer	Byrd	Carnahan
Cooper 155	Corcoran	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Dempsey
Dixon	Dougherty	Dusenberg	El-Amin	Emery
Engler	Fares	Fraser	George	Goodman
Green	Guest	Harris 110	Haywood	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Ice	Johnson 47	Johnson 61	Johnson 90
Jones	Kelly 144	Kelly 36	Kingery	Kratky
Lawson	Lembke	Liese	Lipke	Mayer
McKenna	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Portwood	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Sander	Schlottach	Schneider	Schoemehl
Selby	Shoemaker	Shoemyer	Skaggs	Smith 118

Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Thompson	Threlkeld	Viebrock	Villa
Vogt	Wagner	Walker	Wallace	Walsh
Walton	Ward	Wasson	Wildberger	Wilson 130
Wilson 42	Witte	Wood	Wright	Yaeger
Young	Zweifel	Madam Speaker		

NOES: 042

Angst	Barnitz	Brown	Bruns	Burnett
Campbell	Cooper 120	Crawford	Crowell	Deeken
Dethrow	Donnelly	Ervin	Graham	Harris 23
Jackson	Jetton	Jolly	King	Kuessner
Lager	LeVota	Lowe	Luetkemeyer	May
Meiners	Moore	Pearce	Phillips	Pratt
Purgason	Quinn	Ransdall	Salva	Schaaf
Self	Taylor	Townley	Whorton	Wilson 119
Wilson 25	Yates			

PRESENT: 002

Brooks	Marsh
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ABSENT WITH LEAVE: 006

Adams	Hampton	Merideth	Miller	Seigfreid
Willoughby				

Speaker Pro Tem Jetton declared the bill passed.

HS HCS HB 564, relating to professional registration, was taken up by Representative Behnen.

On motion of Representative Behnen, **HS HCS HB 564** was read the third time and passed by the following vote:

AYES: 147

Abel	Angst	Avery	Baker	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Boykins	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Davis 19	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Ice
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lipke	Lowe
Luetkemeyer	Marsh	McKenna	Meiners	Miller
Moore	Morris	Muckler	Munzlinger	Nieves
Page	Parker	Pearce	Phillips	Portwood

1100 *Journal of the House*

Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Schaaf	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Wagner	Walker	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Zweifel	Madam Speaker			

NOES: 012

Barnitz	Deeken	Henke	Hunter	May
Mayer	Myers	Sander	Seigfreid	Selby
Shoemaker	Stevenson			

PRESENT: 000

ABSENT WITH LEAVE: 004

Adams	Merideth	Wildberger	Young
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Speaker Pro Tem Jetton declared the bill passed.

THIRD READING OF HOUSE BILL - FEDERAL MANDATE

HCS HB 435, relating to stopping at railroad grade crossings, was taken up by Representative Engler.

On motion of Representative Engler, **HCS HB 435** was read the third time and passed by the following vote:

AYES: 158

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Holand	Hoskins
Hubbard	Hunter	Icet	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Miller
Moore	Morris	Muckler	Munzlinger	Myers

Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Zweifel	Madam Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 005

Adams	Hobbs	Merideth	Willoughby	Young
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Speaker Pro Tem Jetton declared the bill passed.

THIRD READING OF SENATE BILL - FEDERAL MANDATE

SCS SBs 194 & 189, relating to unemployment for Indian tribes, was taken up by Representative St. Onge.

On motion of Representative St. Onge, **SCS SBs 194 & 189** was truly agreed to and finally passed by the following vote:

AYES: 157

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Ice	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lawson	Lembke	LeVota	Liese
Lipke	Lowe	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Miller	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector

1102 *Journal of the House*

Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Selby	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Wagner	Walker	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Zweifel	Madam Speaker			

NOES: 001

Daus

PRESENT: 000

ABSENT WITH LEAVE: 005

Adams	Emery	Merideth	Willoughby	Young
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Speaker Pro Tem Jetton declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 155

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Guest	Hampton
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lipke
Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Miller	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Townley	Viebrock	Villa
Vogt	Wagner	Wallace	Walsh	Walton
Ward	Wasson	Whorton	Wildberger	Wilson 119

Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Yates	Zweifel	Madam Speaker

NOES: 003

Daus	Graham	Walker
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PRESENT: 000

ABSENT WITH LEAVE: 005

Adams	Green	Merideth	Willoughby	Young
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THIRD READING OF HOUSE BILL

HS HCS HB 564, relating to professional registration, was again taken up by Representative Behnen.

Representative Behnen moved for the adoption of the emergency clause on **HS HCS HB 564**.

Which motion was defeated by the following vote:

AYES: 013

Abel	Crowell	Green	Harris 23	Kelly 144
Page	Portwood	Purgason	Rupp	Shoemaker
Villa	Walsh	Wasson		

NOES: 140

Angst	Avery	Baker	Barnitz	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Boykins	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	Emery
Engler	Ervin	Fares	Fraser	George
Goodman	Graham	Guest	Hampton	Harris 110
Haywood	Henke	Hobbs	Holand	Hoskins
Hubbard	Hunter	Ice	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 36	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lipke
Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Miller	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Parker
Pearce	Phillips	Pratt	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Selby	Self
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Townley	Viebrock	Vogt
Walker	Walton	Whorton	Wildberger	Wilson 119

Wilson 130
Wright

Wilson 25
Yaeger

Wilson 42
Yates

Witte
Zweifel

Wood
Madam Speaker

PRESENT: 003

King

Wallace

Ward

ABSENT WITH LEAVE: 007

Adams
Willoughby

El-Amin
Young

Hilgemann

Merideth

Wagner

THIRD READING OF SENATE BILLS

HCS SCS SB 296, relating to educational standards, was taken up by Representative Sutherland.

Representative Sutherland offered **HS HCS SCS SB 296**.

Representative Sutherland offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 296, Section 168.021, Page 7, Line 1 of said page, by deleting the word “**their**” and inserting in lieu thereof the following: “**his or her**”; and

Further amend said bill, Section 168.021, Page 9, Line 11 of said page, by deleting the word “**must**” and inserting in lieu thereof the following: “**shall**”; and

Further amend said bill, Section 168.021, Page 9, Line 16 of said page, by deleting the word “**must**” and inserting in lieu thereof the following: “**shall**”; and

Further amend said bill, Section 168.021, Page 9, Line 20 of said page, by deleting the word “**must**” and inserting in lieu thereof the following: “**shall**”; and

Further amend said title, enacting clause, and intersectional references accordingly.

On motion of Representative Sutherland, **House Amendment No. 1** was adopted.

Representative Crawford offered **House Amendment No. 2**.

Representative Harris (23) raised a point of order that **House Amendment No. 2** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

On motion of Representative Sutherland, **HS HCS SCS SB 296, as amended**, was adopted.

Speaker Hanaway resumed the Chair.

On motion of Representative Sutherland, **HS HCS SCS SB 296, as amended**, was read the third time and passed by the following vote:

AYES: 158

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	Ice	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jolly
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Zweifel	Madam Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 005

Adams	Jones	Merideth	Willoughby	Young
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Speaker Hanaway declared the bill passed.

HOUSE BILL WITH SENATE AMENDMENTS

SCS HCS HB 221, as amended, relating to banking, was taken up by Representative Luetkemeyer.

On motion of Representative Luetkemeyer, **SCS HCS HB 221, as amended**, was adopted by the following vote:

AYES: 142

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bivins	Black
Bland	Bough	Bringer	Brown	Bruns

Burnett	Byrd	Campbell	Carnahan	Cooper 155
Corcoran	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	Emery	Engler	Ervin	Fares
Fraser	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lembke
LeVota	Liese	Lipke	Lowe	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Miller	Moore	Morris	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Townley	Viebrock	Villa
Vogt	Wagner	Wallace	Walsh	Walton
Ward	Wasson	Whorton	Wilson 119	Wilson 130
Wilson 25	Witte	Wood	Wright	Yaeger
Yates	Madam Speaker			

NOES: 014

Bishop	Boykins	Brooks	Darrough	El-Amin
George	Henke	Muckler	Salva	Selby
Walker	Wildberger	Wilson 42	Zweifel	

PRESENT: 000

ABSENT WITH LEAVE: 007

Adams	Cooper 120	Jones	Lawson	Merideth
Willoughby	Young			

On motion of Representative Luetkemeyer, **SCS HCS HB 221, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 141

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Bringer	Brown
Bruns	Burnett	Byrd	Campbell	Carnahan
Cooper 155	Corcoran	Crawford	Crowell	Cunningham 145
Cunningham 86	Curls	Daus	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Hunter	Icet	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lembke	LeVota	Liese	Lipke

Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Miller	Moore	Morris
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Self
Shoemaker	Shoemyer	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Townley	Viebrock	Villa
Vogt	Wagner	Wallace	Walton	Ward
Wasson	Whorton	Wilson 119	Wilson 130	Wilson 25
Witte	Wood	Wright	Yaeger	Yates
Madam Speaker				

NOES: 015

Boykins	Brooks	Darrough	El-Amin	Henke
Jones	Muckler	Sager	Salva	Selby
Walker	Walsh	Wildberger	Wilson 42	Zweifel

PRESENT: 000

ABSENT WITH LEAVE: 007

Adams	Cooper 120	Lawson	Merideth	Skaggs
Willoughby	Young			

Speaker Hanaway declared the bill passed.

THIRD READING OF SENATE BILLS - CONSENT

SCS SB 4, with House Committee Amendment No. 1, relating to a special license plate, was taken up by Representative Johnson (47).

On motion of Representative Johnson (47), **House Committee Amendment No. 1** was adopted.

On motion of Representative Johnson (47), **SCS SB 4, as amended**, was read the third time and passed by the following vote:

AYES: 147

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Icet	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lipke

Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Miller	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Selby	Self	Shoemaker	Shoemyer
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Viebrock	Villa	Vogt	Wagner	Walsh
Walton	Ward	Wasson	Whorton	Wildberger
Wilson 130	Wilson 42	Witte	Wood	Wright
Zweifel	Madam Speaker			

NOES: 010

Daus	Emery	Jones	Portwood	Townley
Walker	Wilson 119	Wilson 25	Yaeger	Yates

PRESENT: 001

Wallace

ABSENT WITH LEAVE: 005

Adams	Merideth	Skaggs	Willoughby	Young
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Speaker Hanaway declared the bill passed.

SB 255, relating to consumer-owned electric corporations, was taken up by Representative Engler.

On motion of Representative Engler, **SB 255** was truly agreed to and finally passed by the following vote:

AYES: 156

Abel	Angst	Avery	Barnitz	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Boykins	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hobbs	Hoskins	Hubbard
Hunter	Icet	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lawson	Lembke	LeVota	Liese
Lipke	Lowe	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Miller	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector

Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Townley	Viebrock	Villa
Vogt	Wagner	Walker	Wallace	Walsh
Walton	Ward	Wasson	Whorton	Wildberger
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Zweifel
Madam Speaker				

NOES: 001

Selby

PRESENT: 000

ABSENT WITH LEAVE: 006

Adams	Baker	Holand	Merideth	Willoughby
Young				

Speaker Hanaway declared the bill passed.

HCS SB 234, relating to a park concession stand, was taken up by Representative Ervin.

On motion of Representative Ervin, **HCS SB 234** was adopted.

On motion of Representative Ervin, **HCS SB 234** was read the third time and passed by the following vote:

AYES: 156

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Black
Bland	Bough	Boykins	Bringer	Brown
Bruns	Burnett	Byrd	Campbell	Carnahan
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	Emery
Engler	Ervin	Fares	Fraser	George
Goodman	Graham	Green	Guest	Hampton
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lipke
Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Miller	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng

St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Townley	Viebrock	Villa
Vogt	Wagner	Walker	Wallace	Walsh
Walton	Ward	Wasson	Whorton	Wildberger
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Zweifel

Madam Speaker

NOES: 002

Brooks El-Amin

PRESENT: 000

ABSENT WITH LEAVE: 005

Adams	Bivins	Merideth	Willoughby	Young
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Speaker Hanaway declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 155

Abel	Angst	Avery	Baker	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Boykins	Bringer	Brown
Bruns	Burnett	Byrd	Campbell	Carnahan
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	Emery
Engler	Ervin	Fares	Fraser	George
Goodman	Graham	Green	Guest	Hampton
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lipke
Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Miller	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sager
Salva	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Selby	Self	Shoemaker	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Wagner	Walker	Wallace	Walsh	Walton
Ward	Wasson	Whorton	Wildberger	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Yates	Zweifel	Madam Speaker

NOES: 003

Barnitz Brooks El-Amin

PRESENT: 000

ABSENT WITH LEAVE: 005

Adams	Merideth	Sander	Willoughby	Young
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SB 14, relating to public office compensation, was taken up by Representative Johnson (47).

On motion of Representative Johnson (47), **SB 14** was truly agreed to and finally passed by the following vote:

AYES: 150

Abel	Angst	Avery	Baker	Bearden
Behnen	Bishop	Bivins	Black	Bland
Bough	Boykins	Bringer	Brooks	Brown
Bruns	Burnett	Byrd	Campbell	Carnahan
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
Kingery	Kuessner	Lager	Lawson	Lembke
LeVota	Liese	Lipke	Lowe	Luetkemeyer
Marsh	Mayer	McKenna	Meiners	Miller
Moore	Morris	Muckler	Munzlinger	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Selby	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Viebrock	Villa
Vogt	Wagner	Walker	Wallace	Walsh
Walton	Ward	Wasson	Wildberger	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Yates	Zweifel	Madam Speaker

NOES: 008

Barnitz	Bean	Henke	King	May
Myers	Townley	Whorton		

PRESENT: 000

ABSENT WITH LEAVE: 005

Adams	Kratky	Merideth	Willoughby	Young
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Speaker Hanaway declared the bill passed.

MESSAGE FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 380**, entitled:

An act to repeal sections 409.101, 409.102, 409.201, 409.202, 409.203, 409.204, 409.301, 409.302, 409.303, 409.304, 409.305, 409.306, 409.307, 409.401, 409.402, 409.403, 409.404, 409.405, 409.406, 409.407, 409.408, 409.409, 409.410, 409.411, 409.412, 409.413, 409.414, 409.415, 409.416, 409.418, 409.420, and 409.421, RSMo, and to enact in lieu thereof fifty-three new sections relating to securities regulation, with penalty provisions.

With Senate Amendment No. 1.

Senate Amendment No. 1

AMEND Senate Committee Substitute for House Committee Substitute for House Bill No. 380, Page 9, Section 409.1-102, Line 299, by striking the word “Includes” and inserting in lieu thereof the following “**May include**”.

In which the concurrence of the House is respectfully requested.

HOUSE BILL WITH SENATE AMENDMENT

SCS HCS HB 380, as amended, relating to securities regulation, was taken up by Representative Byrd.

On motion of Representative Byrd, **SCS HCS HB 380, as amended**, was adopted by the following vote:

AYES: 153

Abel	Angst	Avery	Baker	Barnitz
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Boykins	Bringer	Brown
Bruns	Burnett	Byrd	Campbell	Carnahan
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Henke	Hobbs
Holand	Hoskins	Hubbard	Hunter	Icet
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Kelly 144	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lawson	Lembke
LeVota	Liese	Lipke	Lowe	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Miller	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley

Viebrock	Villa	Vogt	Wagner	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Zweifel	Madam Speaker		

NOES: 003

Haywood	Jones	Selby
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PRESENT: 001

Brooks

ABSENT WITH LEAVE: 006

Adams	Bean	Hilgemann	Merideth	Willoughby
Young				

On motion of Representative Byrd, **SCS HCS HB 380, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 156

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Henke	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Hunter	Ice	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Miller	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Townley	Viebrock	Villa
Vogt	Wagner	Walker	Wallace	Walsh
Walton	Ward	Wasson	Whorton	Wildberger
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Zweifel
Madam Speaker				

NOES: 002

Haywood	Selby
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Adams	Merideth	Moore	Munzlinger	Shoemaker
Walton	Willoughby	Young		

Speaker Hanaway declared the bill passed.

HCS SB 68, relating to ambulance and fire protection district, was taken up by Representative Wasson.

On motion of Representative Wasson, **HCS SB 68** was adopted by the following vote:

AYES: 154

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	Icet	Jackson
Jetton	Johnson 47	Johnson 61	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Wagner	Walker	Wallace
Walton	Ward	Wasson	Whorton	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Yates	Madam Speaker	

NOES: 002

Walsh Wildberger

PRESENT: 000

ABSENT WITH LEAVE: 007

Adams	Johnson 90	Merideth	Skaggs	Willoughby
Young	Zweifel			

On motion of Representative Wasson, **HCS SB 68** was read the third time and passed by the following vote:

AYES: 158

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Black
Bland	Bough	Boykins	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Hunter	Ice	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Zweifel	Madam Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 005

Adams	Bivins	Merideth	Willoughby	Young
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Speaker Hanaway declared the bill passed.

HCS SCS SB 130, relating to the conveyance of property, was taken up by Representative Davis (19).

On motion of Representative Davis (19), **HCS SCS SB 130** was adopted.

On motion of Representative Davis (19), **HCS SCS SB 130** was read the third time and passed by the following vote:

AYES: 156

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer

Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	Ice	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Wagner	Walker	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Zweifel

Madam Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 007

Adams	Jackson	Merideth	Stevenson	Wildberger
Willoughby	Young			

Speaker Hanaway declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 156

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Henke	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Hunter	Ice	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky

Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Selby	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Wagner	Walker	Wallace
Walsh	Walton	Ward	Whorton	Wildberger
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Zweifel
Madam Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 007

Adams	Haywood	Merideth	Richard	Wasson
Willoughby	Young			

HCS SCS SB 218, relating to sewer service, was taken up by Representative George.

On motion of Representative George, **HCS SCS SB 218** was adopted.

On motion of Representative George, **HCS SCS SB 218** was read the third time and passed by the following vote:

AYES: 157

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	Icet	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly 144	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf

Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Viebrock
Villa	Vogt	Wagner	Walker	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Zweifel	Madam Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 006

Adams	Kelly 36	Merideth	Townley	Willoughby
Young				

Speaker Hanaway declared the bill passed.

SB 232, relating to a conveyance in Adair County, was taken up by Representative Behnen.

On motion of Representative Behnen, **SB 232** was truly agreed to and finally passed by the following vote:

AYES: 152

Abel	Angst	Avery	Barnitz	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Boykins	Bringer	Brooks
Brown	Bruns	Burnett	Campbell	Carnahan
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dusenberg	El-Amin	Emery
Engler	Ervin	Fares	Fraser	George
Goodman	Graham	Green	Guest	Hampton
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Icet
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lipke	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Miller	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Selby	Self	Shoemaker	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Viebrock
Villa	Vogt	Wagner	Walker	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Zweifel	Madam Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 011

Adams	Baker	Byrd	Dougherty	Hunter
Merideth	Shoemyer	Skaggs	Townley	Willoughby
Young				

Speaker Hanaway declared the bill passed.

SB 235, relating to local government indebtedness, was taken up by Representative Johnson (47).

On motion of Representative Johnson (47), **SB 235** was truly agreed to and finally passed by the following vote:

AYES: 150

Abel	Angst	Avery	Barnitz	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Boykins	Bringer	Brooks
Brown	Bruns	Burnett	Campbell	Carnahan
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Icet	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lembke	LeVota	Liese	Lipke	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Miller	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Schaaf
Schlottach	Schneider	Schoemehl	Selby	Self
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Viebrock	Villa	Vogt
Wagner	Walker	Wallace	Walsh	Walton
Ward	Wasson	Whorton	Wildberger	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Yates	Zweifel	Madam Speaker

NOES: 001

Seigfreid

PRESENT: 000

ABSENT WITH LEAVE: 012

Adams	Baker	Byrd	Hunter	Lawson
Merideth	Moore	Sander	Shoemaker	Townley
Willoughby	Young			

Speaker Hanaway declared the bill passed.

SCS SB 239, relating to a conveyance in Pettis County, was taken up by Representative Smith (118).

On motion of Representative Smith (118), **SCS SB 239** was truly agreed to and finally passed by the following vote:

AYES: 154

Abel	Angst	Avery	Barnitz	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Boykins	Bringer	Brooks
Brown	Bruns	Burnett	Campbell	Carnahan
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Icet	Jackson	Jetton	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lipke	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Miller	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Selby	Self	Shoemaker	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Viebrock	Villa	Vogt	Wagner
Walker	Wallace	Walsh	Walton	Ward
Wasson	Whorton	Wildberger	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Zweifel	Madam Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 009

Adams	Baker	Byrd	Hunter	Johnson 47
Merideth	Townley	Willoughby	Young	

Speaker Hanaway declared the bill passed.

HCS SB 266, relating to mental health service plans, was taken up by Representative Johnson (47).

On motion of Representative Johnson (47), **HCS SB 266** was adopted.

On motion of Representative Johnson (47), **HCS SB 266** was read the third time and passed by the following vote:

AYES: 155

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Holand	Hoskins
Hubbard	Hunter	Ice	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lawson	Lembke	LeVota	Liese
Lipke	Lowe	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Miller	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Selby	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Sutherland	Taylor
Thompson	Threlkeld	Viebrock	Villa	Vogt
Wagner	Walker	Wallace	Walsh	Walton
Ward	Wasson	Whorton	Wildberger	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Yates	Zweifel	Madam Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 008

Adams	Hobbs	Jackson	Merideth	Stevenson
Townley	Willoughby	Young		

Speaker Hanaway declared the bill passed.

SB 371, relating to the Missouri Higher Education Loan Authority, was taken up by Representative Cunningham (86).

On motion of Representative Cunningham (86), **SB 371** was truly agreed to and finally passed by the following vote:

AYES: 152

Abel	Angst	Avery	Baker	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Boykins	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Carnahan
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Darrough	Daus	Davis 122
Davis 19	Deeken	Dempsey	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Engler	Ervin	Fares	Fraser	George
Goodman	Graham	Green	Guest	Hampton
Harris 110	Harris 23	Henke	Hilgemann	Hobbs
Holand	Hoskins	Hubbard	Hunter	Ice
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Kelly 144	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lawson	Lembke
LeVota	Liese	Lipke	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Viebrock
Villa	Vogt	Wagner	Walker	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Zweifel	Madam Speaker			

NOES: 006

Barnitz	Campbell	Curls	Haywood	Jones
Lowe				

PRESENT: 000

ABSENT WITH LEAVE: 005

Adams	Merideth	Townley	Willoughby	Young
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Speaker Hanaway declared the bill passed.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 419 - Communications, Energy and Technology

HB 420 - Tax Policy

HB 535 - Conservation and Natural Resources

HB 695 - Health Care Policy
HB 735 - Retirement
HB 736 - Financial Services
HB 737 - Judiciary
HB 738 - Transportation and Motor Vehicles
HB 739 - Tax Policy
HB 740 - Conservation and Natural Resources
HB 741 - Budget
HB 742 - Crime Prevention and Public Safety
HB 743 - Judiciary
HB 744 - Tourism and Cultural Affairs
HB 745 - Budget
HB 746 - Local Government
HB 747 - Tax Policy
HB 748 - Education
HB 749 - Health Care Policy

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SCS SB 69 - Small Business
SCS SB 303 - Health Care Policy
SB 438 - Tourism and Cultural Affairs
SS#2 SCS SB 481 - Transportation and Motor Vehicles

COMMITTEE REPORTS

Committee on Agriculture, Chairman Sander reporting:

Madam Speaker: Your Committee on Agriculture, to which was referred **SS SCS SB 36**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Madam Speaker: Your Committee on Agriculture, to which was referred **SCS SB 84**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Committee on Children and Families, Chairman Phillips reporting:

Madam Speaker: Your Committee on Children and Families, to which was referred **SS SCS SB 30**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Committee on Conservation and Natural Resources, Chairman Townley reporting:

Madam Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HB 447**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Committee on Education, Chairman Cunningham (86) reporting:

Madam Speaker: Your Committee on Education, to which was referred **HB 385**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Madam Speaker: Your Committee on Education, to which was referred **SS#2 SCS SB 55**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Madam Speaker: Your Committee on Education, to which was referred **SCS SB 686**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Committee on Health Care Policy, Chairman Holand reporting:

Madam Speaker: Your Committee on Health Care Policy, to which was referred **SS SB 34**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Committee on Tax Policy, Chairman Cooper (120) reporting:

Madam Speaker: Your Committee on Tax Policy, to which was referred **HB 345**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Committee on Transportation and Motor Vehicles, Chairman Crawford reporting:

Madam Speaker: Your Committee on Transportation and Motor Vehicles, to which was referred **SB 54**, begs leave to report it has examined the same and recommends that it **Do Pass**.

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 28**, entitled:

An act to repeal section 33.250, RSMo, and to enact in lieu thereof one new section relating to estimates of revenue for state budgeting purposes.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 38**, entitled:

An act to amend chapter 640, RSMo, by adding thereto one new section relating to the establishment of the Missouri biomass technology commission, with an expiration date.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 199**, entitled:

An act to repeal sections 48.020, 48.030, and 56.640, RSMo, relating to classification of counties, and to enact in lieu thereof five new sections relating to the same subject.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 555**, entitled:

An act to repeal section 91.030, RSMo, and to enact in lieu thereof two new sections relating to the supply of electrical power and energy, with an emergency clause.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

ADJOURNMENT

On motion of Representative Crowell, the House adjourned until 10:00 a.m., Friday, April 18, 2003.

CORRECTIONS TO THE HOUSE JOURNAL

AFFIDAVITS

I, State Representative Vicki Schneider, District 17, hereby state and affirm that my vote as recorded on Page 1063 of the House Journal for Wednesday, April 16, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 17th day of April 2003.

/s/ Vicki Schneider
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 17th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Gary Dusenberger, District 54, hereby state and affirm that my vote as recorded on Pages 1074 and 1080 of the House Journal for Wednesday, April 16, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted no. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 17th day of April 2003.

/s/ Gary Dusenberg
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 17th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Al Liese, District 79, hereby state and affirm that my vote as recorded on Page 1074 of the House Journal for Wednesday, April 16, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted no. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 17th day of April 2003.

/s/ Al Liese
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 17th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

AGRICULTURE

Tuesday, April 22, 2003, 5:00 p.m. Hearing Room 3.

Possible Executive Session.

Public Hearing to be held on: HB 16, HB 17, HB 18, HB 19, HB 20,
HB 121, HB 404, HB 698, SCR 13

AGRICULTURE

Wednesday, April 23, 2003, 8:00 a.m. Hearing Room 3.

Possible Executive Session.

Public Hearing to be held on: HB 16, HB 17, HB 18, HB 19, HB 20, HB 121,
HB 404, HB 698, SCR 13

AGRICULTURE

Thursday, April 24, 2003, 8:00 a.m. Hearing Room 3.

Possible Executive Session.

Public Hearing to be held on: HB 16, HB 17, HB 18, HB 19, HB 20, HB 121,
HB 404, HB 698, SCR 13

COMMUNICATIONS, ENERGY AND TECHNOLOGY

Tuesday, April 22, 2003, 1:00 p.m. Hearing Room 1.
Executive Session.

ELECTIONS

Tuesday, April 22, 2003, 6:00 p.m. Hearing Room 7.
Executive Session to be held on: SB 422

HOMELAND SECURITY AND VETERANS AFFAIRS

Tuesday, April 22, 2003, 5:00 p.m. Hearing Room 5.
Executive Session may follow.
Public Hearing to be held on: HB 699

JOINT COMMITTEE ON ADMINISTRATIVE RULES

Thursday, April 24, 2003. Senate Lounge upon adjournment.
4 CSR 220-2.200; 19 CSR 60-50; 300, 400, 410, 420, 430, 450 and 700.

JUDICIARY

Tuesday, April 22, 2003, 7:00 p.m. Hearing Room 7.
Executive Session may follow on HBs 618, 619, 213 and 374; SS SS SCS SB 280 and SB 13.
Public Hearing to be held on: HB 618, HB 619, SB 13, SB 280

LOCAL GOVERNMENT

Thursday, April 24, 2003, 8:30 a.m. Hearing Room 6.
Public Hearing to be held on: HB 687
Executive Session to be held on: SB 298

PROFESSIONAL REGISTRATION AND LICENSING

Tuesday, April 22, 2003, 12:00 p.m. Hearing Room 4.
Public Hearing to be held on: HB 615, HB 717

SUBCOMMITTEE ON LICENSE PLATES AND TABS

Wednesday, April 23, 2003, 8:00 a.m. Hearing Room 6.
Review regular and personalized plates and tab processes.

HOUSE CALENDAR

FIFTY-FIFTH DAY, FRIDAY, APRIL 18, 2003

HOUSE BILL FOR SECOND READING

HB 751

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 132, 173, 117 & 48 - Wright
- 2 HCS HB 215, 218, 115 & 83 - Myers
- 3 HCS HB 190 & 214 - Fares

- 4 HCS HB 51 - Mayer
- 5 HCS HB 387 - Pearce
- 6 HCS HB 109 & 34 - Fares
- 7 HB 263 - Cooper (120)
- 8 HB 481 - Crowell
- 9 HCS HB 468 - Byrd
- 10 HB 593, HCA 1 - Byrd
- 11 HCS HB 233 - Holand
- 12 HCS HB 138 - Crawford
- 13 HB 471 - Jackson
- 14 HCS HB 688, HA 1, pending - Hanaway
- 15 HCS HB 47 - Portwood
- 16 HCS HB 507 - Hubbard
- 17 HCS HB 455 - Thompson
- 18 HB 293, HCA 1 - Johnson (47)
- 19 HCS HB 345 - Cunningham (86)
- 20 HCS HB 385 - Cunningham (86)
- 21 HCS HB 447 - Townley

HOUSE BILL FOR PERFECTION - FEDERAL MANDATE

HB 655 - Wilson (130)

HOUSE BILLS FOR THIRD READING

- 1 HS HCS HB 404, 324, 403, 344, 426 & 541, (Budget 4-16-03) - Rector
- 2 HS HCS HB 121, (Budget 4-16-03) - Portwood

SENATE BILLS FOR SECOND READING

- 1 SS SB 28
- 2 SCS SB 38
- 3 SCS SB 199
- 4 SS SCS SB 555

SENATE BILLS FOR THIRD READING - CONSENT

- 1 SCS SB 29 - Parker
- 2 SB 282 - Brown
- 3 SCS#2 SB 1 - Luetkemeyer
- 4 SCS SB 237 - Luetkemeyer
- 5 SB 289, HCA 1 - Dempsey
- 6 SB 292 - Luetkemeyer
- 7 SB 314 - Dempsey
- 8 SCS SB 466 - Mayer
- 9 SCS SB 478 - Smith (14)
- 10 SB 540 - Dempsey

(4-16-03)

- 1 HCS SCS SB 358 - Brown
- 2 HCS SCS SB 373 - Luetkemeyer
- 3 HCS SB 407 - Luetkemeyer
- 4 HCS SB 394 - Byrd
- 5 SCS SB 447, HCA 1 - Byrd
- 6 HCS SCS SB 16 - Ruestman
- 7 HCS SB 186 - Munzlinger
- 8 HCS SCS SB 379 - Wright
- 9 HCS SB 552 - Byrd
- 10 HCS SB 228 - Sutherland
- 11 HCS SCS#2 SB 52 - Fares
- 12 HCS SCS SB 294 - Mayer
- 13 HCS SB 175 - Cooper (120)
- 14 HCS SB 590 - Schaaf
- 15 SB 388 - King
- 16 SB 426 - Threlkeld
- 17 SB 330 - Cooper (120)
- 18 SB 611 - Luetkemeyer
- 19 SB 506 - Avery
- 20 SB 511 - Holand
- 21 SB 357 - Byrd
- 22 SB 463 - Byrd
- 23 SB 697 - Ruestman
- 24 SB 383 - Schneider
- 25 SCS SB 562 - Jackson
- 26 SB 577 - Schaaf
- 27 SB 578 - Schaaf
- 28 SCS SB 621 - St. Onge
- 29 SB 327 - Sutherland
- 30 SB 522 - Bearden
- 31 SB 293 - Deeken
- 32 HCS SCS SB 592 - Kingery
- 33 HCS SB 504 - Wasson
- 34 HCS SB 370 - Myers
- 35 HCS SCS SB 295 - Schlottach
- 36 HCS SCS SB 281 - Brown
- 37 HCS SB 275 - Johnson (47)
- 38 HCS SCS SB 212 & 220 - Johnson (47)
- 39 HCS SCS SB 7 - Smith (118)
- 40 SB 529 - Wallace
- 41 SB 534 - Stefanick
- 42 SB 108 - Kelly (144)
- 43 HCS SCS SB 666 - Bland
- 44 HCS SB 399 - Mayer
- 45 HCS SB 136 - Deeken
- 46 SB 492 - Behnen

47 HCS SCS SB 61 - Luetkemeyer
48 HCS SB 618 - Johnson (61)
49 HCS SB 101 - Byrd
50 HCS SB 401 - Byrd
51 HCS SB 448 - Byrd
52 HCS SB 465 - Byrd
53 HCS SB 469 - Byrd
54 HCS SB 470 - Byrd
55 HCS SB 474 - Byrd
56 SB 468, HCA 1 - Byrd
57 HCS SB 301 - Daus
58 HCS SCS SB 547 - Johnson (47)
59 HCS SB 355 - Harris (110)
60 SB 423, HCA 1 - Wood
61 SB 651 - Townley
62 SB 623 - Mayer
63 SB 63 - Johnson (47)
64 SB 606 - May
65 SB 425 - Mayer
66 SB 467 - Mayer
67 SB 321 - May
68 SB 317 - Selby
69 HCS SB 325 - Shoemaker (8)
70 SB 431 - Threlkeld
71 SB 203 - Byrd
72 SB 214, HCA 1 - Byrd
73 SB 471 - Byrd
74 SB 548 - Byrd
75 SCS SB 202 - Wood
76 SCS#2 SB 224, E.C. - Moore
77 SCS SB 288 - Davis (19)
78 SB 143 - Byrd
79 SCS SB 351 - Johnson (61)
80 SB 457 - Stevenson
81 SB 120 - Rector
82 SB 121 - Davis (122)
83 SCS SB 122 - King
84 SCS SB 238, E.C. - Baker
85 SCS SB 513 - Daus
86 SB 376 - Cooper (120)
87 SB 456, E.C. - Bruns
88 SCS SB 269, E.C. - Willoughby
89 SB 537 - Byrd
90 SB 207 - Byrd
91 SB 250, E.C. - Wagner
92 SB 356 - Harris (110)
93 SCS SB 546 - Pearce

SENATE BILLS FOR THIRD READING

- 1 SCS SB 299 & 40, Part I and Part II of HS, pending - Bearden
- 2 SB 496 - Luetkemeyer
- 3 HCS SB 173 - May
- 4 SB 54 - Nieves
- 5 SS#2 SCS SB 55 - Stevenson
- 6 HCS SS SCS SB 36 - Myers
- 7 SS SB 34 - Holand
- 8 HCS SS SCS SB 30 - Schneider
- 9 HCS SCS SB 84 - Munzlinger
- 10 HCS SCS SB 686, E.C. - Cunningham (86)

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

FIFTY-FIFTH DAY, FRIDAY, APRIL 18, 2003

Representative Bill Deeken in the Chair.

Prayer by Marilyn Seaton, Senior Docket Clerk.

God of power and might, we pause now to offer You our prayers of thanksgiving for all of the blessings You have bestowed upon us and the joys of the family that loves and sustains us. To You be glory and honor. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Adam Haslag, Matt Jansen, Logan Gentges, Brandon Jaegers, Josh Kliethermes and Mark Riegel.

SECOND READING OF HOUSE BILL

HB 751 was read the second time.

SECOND READING OF SENATE BILLS

SS SB 28, SCS SB 38, SCS SB 199 and **SS SCS SB 555** were read the second time.

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 12**, entitled:

An act to amend chapter 1, RSMo, by adding thereto two new sections relating to prohibition of interference with the free exercise of religion.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 39**, entitled:

An act to repeal sections 190.300, 190.305, 190.310, 190.335, 190.400, 190.410, 190.420, 190.430, 190.440, 195.211, 650.320, and 650.330, RSMo, and to enact in lieu thereof fourteen new sections relating to emergency services.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 184**, entitled:

An act to amend chapter 43, RSMo, by adding thereto one new section relating to registered sexual offender search on the Internet.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 219**, entitled:

An act to repeal sections 42.175 and 313.835, RSMo, and to enact in lieu thereof six new sections relating to medallions for service in the armed forces, with an emergency clause.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SB 234** and has taken up and passed **HCS SB 234**.

Emergency clause adopted.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 620**, entitled:

An act to repeal sections 99.845, 100.710, 100.840, 100.850, and 178.892, RSMo, and to enact in lieu thereof ten new sections relating to job retention programs in the department of economic development, with contingent expiration dates and an emergency clause.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

The following members' presence was noted: Bearden and Parker.

ADJOURNMENT

On motion of Representative Deeken, the House adjourned until 10:00 a.m., Monday, April 21, 2003.

COMMITTEE MEETINGS

BUDGET

Tuesday, April 22, 2003, 5:00 p.m. Hearing Room 3.

Possible Executive Session.

Public Hearing to be held on: HB 16, HB 17, HB 18, HB 19, HB 20, HB 121, HB 404, HB 698, SCR 13

BUDGET

Wednesday, April 23, 2003, 8:00 a.m. Hearing Room 3.

Possible Executive Session.

Public Hearing to be held on: HB 16, HB 17, HB 18, HB 19, HB 20, HB 121, HB 404, HB 698, SCR 13

BUDGET

Thursday, April 24, 2003, 8:00 a.m. Hearing Room 3.

Possible Executive Session.

Public Hearing to be held on: HB 16, HB 17, HB 18, HB 19, HB 20, HB 121, HB 404, HB 698, SCR 13

COMMUNICATIONS, ENERGY AND TECHNOLOGY

Tuesday, April 22, 2003, 1:00 p.m. Hearing Room 1.

Executive Session.

ELECTIONS

Tuesday, April 22, 2003, 6:00 p.m. Hearing Room 7.

Executive Session to be held on: SB 422

HOMELAND SECURITY AND VETERANS AFFAIRS

Tuesday, April 22, 2003, 5:00 p.m. Hearing Room 5.

Executive Session may follow.

Public Hearing to be held on: HB 699

JOINT COMMITTEE ON ADMINISTRATIVE RULES

Thursday, April 24, 2003. Senate Lounge upon adjournment.

4 CSR 220-2.200; 19 CSR 60-50; 300, 400, 410, 420, 430, 450 and 700.

JUDICIARY

Tuesday, April 22, 2003, 7:00 p.m. Hearing Room 7.

Executive Session may follow on HBs 618, 619, 213 and 374; SS SS SCS SB 280 and SB 13.

Public Hearing to be held on: HB 618, HB 619, SB 13, SB 280

LOCAL GOVERNMENT

Thursday, April 24, 2003, 8:30 a.m. Hearing Room 6.

Public Hearing to be held on: HB 687

Executive Session to be held on: SB 298

PROFESSIONAL REGISTRATION AND LICENSING

Tuesday, April 22, 2003, 12:00 p.m. Hearing Room 4.

Public Hearing to be held on: HB 615, HB 717

SUBCOMMITTEE ON LICENSE PLATES AND TABS

Wednesday, April 23, 2003, 8:00 a.m. Hearing Room 6.

Review regular and personalized plates and tab processes.

HOUSE CALENDAR

FIFTY-SIXTH DAY, MONDAY, APRIL 21, 2003

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 132, 173, 117 & 48 - Wright
- 2 HCS HB 215, 218, 115 & 83 - Myers
- 3 HCS HB 190 & 214 - Fares
- 4 HCS HB 51 - Mayer
- 5 HCS HB 387 - Pearce
- 6 HCS HB 109 & 34 - Fares
- 7 HB 263 - Cooper (120)
- 8 HB 481 - Crowell
- 9 HCS HB 468 - Byrd
- 10 HB 593, HCA 1 - Byrd
- 11 HCS HB 233 - Holand
- 12 HCS HB 138 - Crawford
- 13 HB 471 - Jackson
- 14 HCS HB 688, HA 1, pending - Hanaway
- 15 HCS HB 47 - Portwood
- 16 HCS HB 507 - Hubbard
- 17 HCS HB 455 - Thompson
- 18 HB 293, HCA 1 - Johnson (47)
- 19 HCS HB 345 - Cunningham (86)
- 20 HCS HB 385 - Cunningham (86)
- 21 HCS HB 447 - Townley

HOUSE BILL FOR PERFECTION - FEDERAL MANDATE

HB 655 - Wilson (130)

HOUSE BILLS FOR THIRD READING

- 1 HS HCS HB 404, 324, 403, 344, 426 & 541, (Budget 4-16-03) - Rector
- 2 HS HCS HB 121, (Budget 4-16-03) - Portwood

SENATE BILLS FOR SECOND READING

- 1 SB 12
- 2 SB 39
- 3 SB 184
- 4 SS SB 219
- 5 SCS SB 620

SENATE BILLS FOR THIRD READING - CONSENT

- 1 SCS SB 29 - Parker
- 2 SB 282 - Brown
- 3 SCS#2 SB 1 - Luetkemeyer
- 4 SCS SB 237 - Luetkemeyer
- 5 SB 289, HCA 1 - Dempsey
- 6 SB 292 - Luetkemeyer
- 7 SB 314 - Dempsey
- 8 SCS SB 466 - Mayer
- 9 SCS SB 478 - Smith (14)
- 10 SB 540 - Dempsey

(4-16-03)

- 1 HCS SCS SB 358 - Brown
- 2 HCS SCS SB 373 - Luetkemeyer
- 3 HCS SB 407 - Luetkemeyer
- 4 HCS SB 394 - Byrd
- 5 SCS SB 447, HCA 1 - Byrd
- 6 HCS SCS SB 16 - Ruestman
- 7 HCS SB 186 - Munzlinger
- 8 HCS SCS SB 379 - Wright
- 9 HCS SB 552 - Byrd
- 10 HCS SB 228 - Sutherland
- 11 HCS SCS#2 SB 52 - Fares
- 12 HCS SCS SB 294 - Mayer
- 13 HCS SB 175 - Cooper (120)
- 14 HCS SB 590 - Schaaf
- 15 SB 388 - King
- 16 SB 426 - Threlkeld
- 17 SB 330 - Cooper (120)

- 18 SB 611 - Luetkemeyer
- 19 SB 506 - Avery
- 20 SB 511 - Holand
- 21 SB 357 - Yates
- 22 SB 463 - Goodman
- 23 SB 697 - Ruestman
- 24 SB 383 - Schneider
- 25 SCS SB 562 - Jackson
- 26 SB 577 - Schaaf
- 27 SB 578 - Schaaf
- 28 SCS SB 621 - St. Onge
- 29 SB 327 - Sutherland
- 30 SB 522 - Bearden
- 31 SB 293 - Deeken
- 32 HCS SCS SB 592 - Kingery
- 33 HCS SB 504 - Wasson
- 34 HCS SB 370 - Myers
- 35 HCS SCS SB 295 - Schlottach
- 36 HCS SCS SB 281 - Brown
- 37 HCS SB 275 - Johnson (47)
- 38 HCS SCS SB 212 & 220 - Johnson (47)
- 39 HCS SCS SB 7 - Smith (118)
- 40 SB 529 - Wallace
- 41 SB 534 - Stefanick
- 42 SB 108 - Kelly (144)
- 43 HCS SCS SB 666 - Bland
- 44 HCS SB 399 - Mayer
- 45 HCS SB 136 - Deeken
- 46 SB 492 - Behnen
- 47 HCS SCS SB 61 - Luetkemeyer
- 48 HCS SB 618 - Johnson (61)
- 49 HCS SB 101 - Baker
- 50 HCS SB 401 - Pratt
- 51 HCS SB 448 - Goodman
- 52 HCS SB 465 - Mayer
- 53 HCS SB 469 - Byrd
- 54 HCS SB 470 - Lipke
- 55 HCS SB 474 - Mayer
- 56 SB 468, HCA 1 - Pratt
- 57 HCS SB 301 - Daus
- 58 HCS SCS SB 547 - Johnson (47)
- 59 HCS SB 355 - Harris (110)
- 60 SB 423, HCA 1 - Wood
- 61 SB 651 - Townley
- 62 SB 623 - Mayer

- 63 SB 63 - Johnson (47)
- 64 SB 606 - May
- 65 SB 425 - Mayer
- 66 SB 467 - Mayer
- 67 SB 321 - May
- 68 SB 317 - Selby
- 69 HCS SB 325 - Shoemaker (8)
- 70 SB 431 - Threlkeld
- 71 SB 203 - Mayer
- 72 SB 214, HCA 1 - Byrd
- 73 SB 471 - Lipke
- 74 SB 548 - Yates
- 75 SCS SB 202 - Wood
- 76 SCS#2 SB 224, E.C. - Moore
- 77 SCS SB 288 - Davis (19)
- 78 SB 143 - Yates
- 79 SCS SB 351 - Johnson (61)
- 80 SB 457 - Stevenson
- 81 SB 120 - Rector
- 82 SB 121 - Davis (122)
- 83 SCS SB 122 - King
- 84 SCS SB 238, E.C. - Baker
- 85 SCS SB 513 - Daus
- 86 SB 376 - Cooper (120)
- 87 SB 456, E.C. - Bruns
- 88 SCS SB 269, E.C. - Willoughby
- 89 SB 537 - Stevenson
- 90 SB 207 - Byrd
- 91 SB 250, E.C. - Wagner
- 92 SB 356 - Harris (110)
- 93 SCS SB 546 - Pearce

SENATE BILLS FOR THIRD READING

- 1 SCS SB 299 & 40, Part I and Part II of HS, pending - Bearden
- 2 SB 496 - Luetkemeyer
- 3 HCS SB 173 - May
- 4 SB 54 - Nieves
- 5 SS#2 SCS SB 55 - Stevenson
- 6 HCS SS SCS SB 36 - Myers
- 7 SS SB 34 - Holand
- 8 HCS SS SCS SB 30 - Schneider
- 9 HCS SCS SB 84 - Munzlinger
- 10 HCS SCS SB 686, E.C. - Cunningham (86)

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

FIFTY-SIXTH DAY, MONDAY, APRIL 21, 2003

Representative Mark Brunns in the Chair.

Prayer by Stephen S. Davis, Chief Clerk.

Our Father in Heaven, we come before Thee this day with gratitude in our hearts for our lives and for Thy blessings upon us. We ask a blessing upon the members of this House, their families, and all who work here.

Please grant us wisdom and strength to resolve the difficult issues before us at this time, always remembering that we are brothers and sisters, sons and daughters of Thee. We thank Thee for Thy love and mercy and humbly pray in the name of Thy Son. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Joshua S. Davis.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 1988

through

House Resolution No. 1991 - Representative Sanders Brooks

House Resolution No. 1992

through

House Resolution No. 1997 - Representative Whorton

House Resolution No. 1998

and

House Resolution No. 1999 - Representative Davis (19)

SECOND READING OF SENATE BILLS

SB 12, SB 39, SB 184, SS SB 219 and SCS SB 620 were read the second time.

ADJOURNMENT

On motion of Representative Brunns, the House adjourned until 2:00 p.m., Tuesday, April 22, 2003.

COMMITTEE MEETINGS

BUDGET

Tuesday, April 22, 2003, 5:00 p.m. Hearing Room 3.

Possible Executive Session.

Public Hearing to be held on: HB 16, HB 17, HB 18, HB 19, HB 20, HB 121, HB 404, HB 698, SCR 13

BUDGET

Thursday, April 24, 2003, 8:00 a.m. Hearing Room 3.

Possible Executive Session.

Public Hearing to be held on: HB 16, HB 17, HB 18, HB 19, HB 20, HB 121, HB 404, HB 698, SCR 13

COMMUNICATIONS, ENERGY AND TECHNOLOGY

Tuesday, April 22, 2003, 1:00 p.m. Hearing Room 1.

Executive Session.

ELECTIONS

Tuesday, April 22, 2003, 6:00 p.m. Hearing Room 7.

Executive Session to be held on: SB 422

HOMELAND SECURITY AND VETERANS AFFAIRS

Tuesday, April 22, 2003, 5:00 p.m. Hearing Room 5.

Executive Session may follow.

Public Hearing to be held on: HB 699

JOINT COMMITTEE ON ADMINISTRATIVE RULES

Thursday, April 24, 2003. Senate Lounge upon adjournment. AMENDED NOTICE
19 CSR 60-50; 300, 400, 410, 420, 430, 450 and 700.

JUDICIARY

Tuesday, April 22, 2003, 7:00 p.m. Hearing Room 7.

Executive Session may follow on HBs 618, 619, 213 and 374.

SBs SS SS SCS SB 280 and SB 13.

Public Hearing to be held on: HB 618, HB 619, SB 13, SB 280

LOCAL GOVERNMENT

Thursday, April 24, 2003, 8:30 a.m. Hearing Room 6.

Public Hearing to be held on: HB 687

Executive Session to be held on: SB 298

PROFESSIONAL REGISTRATION AND LICENSING

Tuesday, April 22, 2003, 12:00 p.m. Hearing Room 4.

Public Hearing to be held on: HB 615, HB 717

RULES

Thursday, April 24, 2003, 8:30 a.m. Hearing Room 5.

Executive Session may follow.

Public Hearing to be held on: HCR 23, HR 495, HR 1086, SCR 10

SMALL BUSINESS

Wednesday, April 23, 2003, 9:00 a.m. Hearing Room 5.

Executive Session may follow.

Public Hearing to be held on: SB 69

SUBCOMMITTEE ON LICENSE PLATES AND TABS

Wednesday, April 23, 2003, 8:00 a.m. Hearing Room 6.

Review regular and personalized plates and tab processes.

TAX POLICY

Tuesday, April 22, 2003. Hearing Room 1 upon adjournment.

Executive Session may follow.

Public Hearing to be held on: HB 27, HB 65, HB 458, HB 739, HB 747

HOUSE CALENDAR

FIFTY-SEVENTH DAY, TUESDAY, APRIL 22, 2003

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 132, 173, 117 & 48 - Wright
- 2 HCS HB 215, 218, 115 & 83 - Myers
- 3 HCS HB 190 & 214 - Fares
- 4 HCS HB 51 - Mayer
- 5 HCS HB 387 - Pearce
- 6 HCS HB 109 & 34 - Fares
- 7 HB 263 - Cooper (120)
- 8 HB 481 - Crowell
- 9 HCS HB 468 - Byrd
- 10 HB 593, HCA 1 - Byrd
- 11 HCS HB 233 - Holand
- 12 HCS HB 138 - Crawford
- 13 HB 471 - Jackson
- 14 HCS HB 688, HA 1, pending - Hanaway
- 15 HCS HB 47 - Portwood
- 16 HCS HB 507 - Hubbard
- 17 HCS HB 455 - Thompson
- 18 HB 293, HCA 1 - Johnson (47)

- 19 HCS HB 345 - Cunningham (86)
- 20 HCS HB 385 - Cunningham (86)
- 21 HCS HB 447 - Townley

HOUSE BILL FOR PERFECTION - FEDERAL MANDATE

HB 655 - Wilson (130)

HOUSE BILLS FOR THIRD READING

- 1 HS HCS HB 404, 324, 403, 344, 426 & 541, (Budget 4-16-03) - Rector
- 2 HS HCS HB 121, (Budget 4-16-03) - Portwood

SENATE BILLS FOR THIRD READING - CONSENT

- 1 SCS SB 29 - Parker
- 2 SB 282 - Brown
- 3 SCS#2 SB 1 - Luetkemeyer
- 4 SCS SB 237 - Luetkemeyer
- 5 SB 289, HCA 1 - Dempsey
- 6 SB 292 - Luetkemeyer
- 7 SB 314 - Dempsey
- 8 SCS SB 466 - Mayer
- 9 SCS SB 478 - Smith (14)
- 10 SB 540 - Dempsey

(4-16-03)

- 1 HCS SCS SB 358 - Brown
- 2 HCS SCS SB 373 - Luetkemeyer
- 3 HCS SB 407 - Luetkemeyer
- 4 HCS SB 394 - Byrd
- 5 SCS SB 447, HCA 1 - Byrd
- 6 HCS SCS SB 16 - Ruestman
- 7 HCS SB 186 - Munzlinger
- 8 HCS SCS SB 379 - Wright
- 9 HCS SB 552 - Byrd
- 10 HCS SB 228 - Sutherland
- 11 HCS SCS#2 SB 52 - Fares
- 12 HCS SCS SB 294 - Mayer
- 13 HCS SB 175 - Cooper (120)
- 14 HCS SB 590 - Schaaf
- 15 SB 388 - King
- 16 SB 426 - Threlkeld
- 17 SB 330 - Cooper (120)
- 18 SB 611 - Luetkemeyer

- 19 SB 506 - Avery
- 20 SB 511 - Holand
- 21 SB 357 - Yates
- 22 SB 463 - Goodman
- 23 SB 697 - Ruestman
- 24 SB 383 - Schneider
- 25 SCS SB 562 - Jackson
- 26 SB 577 - Schaaf
- 27 SB 578 - Schaaf
- 28 SCS SB 621 - St. Onge
- 29 SB 327 - Sutherland
- 30 SB 522 - Bearden
- 31 SB 293 - Deeken
- 32 HCS SCS SB 592 - Kingery
- 33 HCS SB 504 - Wasson
- 34 HCS SB 370 - Myers
- 35 HCS SCS SB 295 - Schlottach
- 36 HCS SCS SB 281 - Brown
- 37 HCS SB 275 - Johnson (47)
- 38 HCS SCS SB 212 & 220 - Johnson (47)
- 39 HCS SCS SB 7 - Smith (118)
- 40 SB 529 - Wallace
- 41 SB 534 - Stefanick
- 42 SB 108 - Kelly (144)
- 43 HCS SCS SB 666 - Bland
- 44 HCS SB 399 - Mayer
- 45 HCS SB 136 - Deeken
- 46 SB 492 - Behnen
- 47 HCS SCS SB 61 - Luetkemeyer
- 48 HCS SB 618 - Johnson (61)
- 49 HCS SB 101 - Baker
- 50 HCS SB 401 - Pratt
- 51 HCS SB 448 - Goodman
- 52 HCS SB 465 - Mayer
- 53 HCS SB 469 - Byrd
- 54 HCS SB 470 - Lipke
- 55 HCS SB 474 - Mayer
- 56 SB 468, HCA 1 - Pratt
- 57 HCS SB 301 - Daus
- 58 HCS SCS SB 547 - Johnson (47)
- 59 HCS SB 355 - Harris (110)
- 60 SB 423, HCA 1 - Wood
- 61 SB 651 - Townley
- 62 SB 623 - Mayer
- 63 SB 63 - Johnson (47)
- 64 SB 606 - May

- 65 SB 425 - Mayer
- 66 SB 467 - Mayer
- 67 SB 321 - May
- 68 SB 317 - Selby
- 69 HCS SB 325 - Shoemaker (8)
- 70 SB 431 - Threlkeld
- 71 SB 203 - Mayer
- 72 SB 214, HCA 1 - Byrd
- 73 SB 471 - Lipke
- 74 SB 548 - Yates
- 75 SCS SB 202 - Wood
- 76 SCS#2 SB 224, E.C. - Moore
- 77 SCS SB 288 - Davis (19)
- 78 SB 143 - Yates
- 79 SCS SB 351 - Johnson (61)
- 80 SB 457 - Stevenson
- 81 SB 120 - Rector
- 82 SB 121 - Davis (122)
- 83 SCS SB 122 - King
- 84 SCS SB 238, E.C. - Baker
- 85 SCS SB 513 - Daus
- 86 SB 376 - Cooper (120)
- 87 SB 456, E.C. - Bruns
- 88 SCS SB 269, E.C. - Willoughby
- 89 SB 537 - Stevenson
- 90 SB 207 - Byrd
- 91 SB 250, E.C. - Wagner
- 92 SB 356 - Harris (110)
- 93 SCS SB 546 - Pearce

SENATE BILLS FOR THIRD READING

- 1 SCS SB 299 & 40, Part I and Part II of HS, pending - Bearden
- 2 SB 496 - Luetkemeyer
- 3 HCS SB 173 - May
- 4 SB 54 - Nieves
- 5 SS#2 SCS SB 55 - Stevenson
- 6 HCS SS SCS SB 36 - Myers
- 7 SS SB 34 - Holand
- 8 HCS SS SCS SB 30 - Schneider
- 9 HCS SCS SB 84 - Munzlinger
- 10 HCS SCS SB 686, E.C. - Cunningham (86)

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

FIFTY-SEVENTH DAY, TUESDAY, APRIL 22, 2003

Speaker Hanaway in the Chair.

Prayer by Reverend James Earl Jackson.

Heavenly Father, we declare this truth from Your Word, "He will teach us of His ways, and we will walk in His paths." May we be open to Your instruction that we might journey the course You have prepared for us.

We are determined to leave yesterday in the past and look forward to our bright future. Help us, in the remaining days of this session, to follow a course of promise, wisdom and successful resolutions. May the decisions we make today help bring solutions that offer hope, encouragement, and rekindled growth in the coming days, months and years.

Give us the needed courage to challenge the status quo; equip us to overcome the mountains that stand in our way; and as we acknowledge You in all our ways, make our paths straight.

Now may the grace of our Lord and the love of God be with us all.

To You be the glory, both now and forever, in the name of Your Son we pray. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Elise Dye, Erin Dye, Ellen Dye, Shelby Hobbs, Haden Hobbs, Hunter Thomas, Jefferson Thomas and Kendra Wilson.

The Journal of the fifty-fourth day was approved as corrected.

The Journal of the fifty-fifth day was approved as printed.

The Journal of the fifty-sixth day was approved as printed.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 2000 - Representative Bearden
House Resolution No. 2001
through
House Resolution No. 2005 - Representative Phillips
House Resolution No. 2006 - Representative LeVota

House Resolution No. 2007	
and	
House Resolution No. 2008	- Representative Townley
House Resolution No. 2009	- Representative Luetkemeyer
House Resolution No. 2010	- Representative Yates
House Resolution No. 2011	
and	
House Resolution No. 2012	- Representative Jetton
House Resolution No. 2013	- Representative Holand
House Resolution No. 2014	
through	
House Resolution No. 2016	- Representative Ribback Wilson (25)
House Resolution No. 2017	- Representative Cooper (120)
House Resolution No. 2018	
and	
House Resolution No. 2019	- Representative Whorton
House Resolution No. 2020	- Representative Portwood
House Resolution No. 2021	- Representative Graham
House Resolution No. 2022	- Representative Goodman
House Resolution No. 2023	- Representative Mayer
House Resolution No. 2024	- Representative Kelly (36)
House Resolution No. 2025	
and	
House Resolution No. 2026	- Representative Crowell
House Resolution No. 2027	
through	
House Resolution No. 2032	- Representative Harris (110)
House Resolution No. 2033	
through	
House Resolution No. 2036	- Representatives Harris (110) and Wagner
House Resolution No. 2037	- Representative Harris (110)
House Resolution No. 2038	
through	
House Resolution No. 2060	- Representative Hobbs
House Resolution No. 2061	
through	
House Resolution No. 2065	- Representative Pratt, et al
House Resolution No. 2066	- Representative Pratt
House Resolution No. 2067	
and	
House Resolution No. 2068	- Representative St. Onge
House Resolution No. 2069	
and	
House Resolution No. 2070	- Representative Wilson (119)
House Resolution No. 2071	- Representative Selby

House Resolution No. 2072
and
House Resolution No. 2073 - Representative Brown
House Resolution No. 2074 - Representative Baker
House Resolution No. 2075 - Representative Yaeger
House Resolution No. 2076
through
House Resolution No. 2078 - Representative Lager
House Resolution No. 2079 - Representative Wright
House Resolution No. 2080 - Representative Wilson (42)
House Resolution No. 2081 - Representative Jetton
House Resolution No. 2082
and
House Resolution No. 2083 - Representative Myers
House Resolution No. 2084 - Representative Hampton
House Resolution No. 2085 - Representative Cooper (120)
House Resolution No. 2086 - Representative Ransdall
House Resolution No. 2087 - Representative Ward
House Resolution No. 2088 - Representative Dethrow
House Resolution No. 2089 - Representative Rector
House Resolution No. 2090 - Representative Abel
House Resolution No. 2091 - Representative Crawford
House Resolution No. 2092 - Representative Ruestman
House Resolution No. 2093 - Representative Hunter

INTRODUCTION OF HOUSE CONCURRENT RESOLUTION

The following House Concurrent Resolution was read the first time and copies ordered printed:

HCR 33, introduced by Representative Kelly (36), relating to the designation of Miss Missouri as an official hostess of the State of Missouri.

THIRD READING OF SENATE BILL

SCS SBs 299 & 40, with Part I and Part II of HS, pending, relating to performance-based budgeting, was taken up by Representative Bearden.

On motion of Representative Bearden, **Part I of HS SCS SBs 299 & 40** was adopted by the following vote:

AYES: 143

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Brown	Bruns
Burnett	Byrd	Campbell	Carnahan	Cooper 120
Cooper 155	Corcoran	Crawford	Crowell	Cunningham 145

Cunningham 86	Curls	Darrough	Daus	Davis 122
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Green
Guest	Hampton	Harris 110	Henke	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter
Ice	Jackson	Jetton	Johnson 47	Johnson 90
Jolly	Kelly 144	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lawson	Lembke
Le Vota	Liese	Lipke	Lowe	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Miller	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Taylor
Thompson	Threlkeld	Townley	Viebrock	Villa
Vogt	Wagner	Walker	Wallace	Walsh
Walton	Ward	Wildberger	Willoughby	Wilson 119
Wilson 130	Wood	Wright	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 008

Bringer	Graham	Harris 23	Merideth	Seigfreid
Whorton	Wilson 25	Witte		

PRESENT: 007

Boykins	Brooks	El-Amin	Haywood	Johnson 61
Jones	Wilson 42			

ABSENT WITH LEAVE: 005

Adams	Davis 19	Smith 118	Sutherland	Wasson
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Representative Bearden offered **House Amendment No. 1 to Part II.**

House Amendment No. 1

AMEND Part II of House Substitute for Senate Committee Substitute for Senate Bill Nos. 299 & 40, Page 13, Section 33.250, Lines 20 to 22, by deleting all of said lines and inserting in lieu thereof the following:

"the general assembly. **In any fiscal year, the governor's budget submission shall not propose expenditures nor shall the general assembly appropriate, net of refunds, in excess of the revenue estimate pursuant to**"; and

Further amend said bill, Page 14, Section 33.250, Lines 3 to 9, by deleting all of said lines and inserting in lieu thereof the following:

- "(1) The net general revenue estimate as determined pursuant to section 33.240; or**
(2) The amount actually spent for the most recently completed fiscal year exclusive of expenditures for refunds, modified as follows:
(a) Increased or decreased by the percentage change in the general price level from July to July of the two most recently completed fiscal years as measured by the consumer price index for"; and

Further amend said bill, Page 14, Section 33.250, Lines 14 to 17, by deleting all of said lines and inserting in lieu thereof the following:

"population of the state from July to July of the two most recently completed fiscal years as"; and

Further amend said bill, Page 14, Section 33.250, Line 20, by deleting "**output**" and inserting in lieu thereof the following:

"productivity"; and

Further amend said bill, Page 14, Section 33.250, Lines 22 and 23, by deleting all of said lines and inserting in lieu thereof the following:

"agency from July to July of the two most recently completed fiscal years, the revenue estimate shall be decreased by the"; and

Further amend said bill, Page 15, Section 33.250, Line 2, by inserting after "**voters**" the following:

"or as provided for in article X, section 18(e) of the constitution of Missouri"; and

Further amend said bill, Page 16, Section 33.544, Line 14, by inserting after "**seven**" the following:

"and one-half"; and

Further amend said bill, Page 16, Section 33.544, Line 15, by inserting after "**year.**" the following:

"If the balance in the excess revenue collection fund at the close of any fiscal year exceeds seven and one-half percent of the net general revenue collections for the previous fiscal year, the commissioner of administration shall transfer that excess amount to the general revenue fund. For purposes of this section, "net general revenue collections" shall mean all revenue deposited into the general revenue fund less refunds and revenues originally deposited into the general revenue fund but designated by law for a specific distribution or transfer to another state fund."; and

Further amend said bill, Page 17, Section 33.544, Line 2, by inserting after "**assembly.**" the following:

"The commissioner of administration may, after May fifteenth of any fiscal year, transfer amounts from the excess revenue collection fund to the general revenue fund or any other state fund without other legislative action if he or she determines that such amounts are necessary for the cash requirements of the state. Such transfers shall be deemed cash operating transfers. The commissioner of administration shall transfer from the general revenue fund or other recipient fund to the excess collection fund an amount equal to the cash operating transfer received by such fund, together with the interest that would have been earned on such amount, prior to June thirtieth of the fiscal year in which the transfer was made."; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Bearden, **House Amendment No. 1 to Part II** was adopted.

Representative Johnson (90) offered **House Amendment No. 2 to Part II.**

House Amendment No. 2

AMEND Part II of House Substitute for Senate Committee Substitute for Senate Bill Nos. 299 & 40, Page 20, Line 23, by inserting after said line the following:

“Section 1. Every appropriation bill shall, at a minimum, state specifically the exact appropriated dollar amount for each specific program of each division of each department. This requirement shall pertain to all appropriations bills filed or passed out of the Missouri House of Representatives to the Missouri Senate. Any appropriation bill that fails to comply with this section shall be null and void.”; and

Further amend title, enacting clause and intersectional references accordingly.

Representative Johnson (90) moved that **House Amendment No. 2 to Part II** be adopted.

Which motion was defeated by the following vote:

AYES: 073

Abel	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Campbell	Carnahan
Corcoran	Curls	Darrough	Daus	Davis 122
Donnelly	Dougherty	El-Amin	Fraser	George
Graham	Green	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hoskins	Hubbard
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 36	Kratky	Kuessner	LeVota	Liese
Lowe	McKenna	Meiners	Merideth	Muckler
Page	Ransdall	Sager	Salva	Schneider
Schoemehl	Seigfreid	Selby	Shoemyer	Skaggs
Spreng	Thompson	Villa	Vogt	Wagner
Walker	Walsh	Walton	Ward	Whorton
Wildberger	Willoughby	Wilson 25	Wilson 42	Witte
Yaeger	Young	Zweifel		

NOES: 085

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Deeken	Dempsey
Dethrow	Dixon	Dusenberg	Emery	Engler
Ervin	Fares	Goodman	Guest	Hobbs
Holand	Hunter	Ice	Jackson	Jetton
King	Kingery	Lager	Lembke	Lipke
Luetkemeyer	Marsh	May	Mayer	Miller
Moore	Morris	Munzlinger	Myers	Nieves
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sander	Schaaf
Schlottach	Self	Shoemaker	Smith 118	Smith 14
St. Onge	Stefanick	Stevenson	Taylor	Threlkeld
Townley	Viebrock	Wallace	Wasson	Wilson 119
Wilson 130	Wood	Wright	Yates	Madam Speaker

PRESENT: 000

ABSENT WITH LEAVE: 005

Adams	Davis 19	Kelly 144	Lawson	Sutherland
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Representative Riback Wilson (25) offered **House Amendment No. 3 to Part II**.

House Amendment No. 3

AMEND Part II of House Substitute for Senate Committee Substitute for Senate Bill Nos. 299 & 40, Page 16, Section 33.544, Lines 22 and 23 of said page, by deleting all of said lines and inserting in lieu thereof the following:

"nonrecurring expenditures by a vote in the affirmative of a majority of the members of each chamber, whether all members are"; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Riback Wilson (25), **House Amendment No. 3 to Part II** was adopted.

Representative Johnson (90) offered **House Amendment No. 4 to Part II**.

House Amendment No. 4

AMEND Part II of House Substitute for Senate Committee Substitute for Senate Bill Nos. 299 & 40, Page 1, In the Title, Line 5, by deleting "**performance**" and inserting in lieu thereof "**bureaucrat**"; and

Further amend said bill, Page 12, Section 33.210, Line 16 of said page, by deleting "**performance**" and inserting in lieu thereof the following: "**bureaucrat**"; and

Further amend said bill, Page 17, Section 33.800, Line 6 of said page, by deleting "**performance**" and inserting in lieu thereof the following: "**bureaucrat**"; and

Further amend said bill, Page 17, Section 33.803, Lines 10, 13, and 18 of said page, by deleting "**performance**" as it appears on said lines and inserting in lieu thereof the following: "**bureaucrat**"; and

Further amend said bill, Page 18, Section 33.803, Line 15 of said page, by deleting "**performance-**" and inserting in lieu thereof the following: "**bureaucrat-**"; and

Further amend said bill, Page 18, Section 33.805, Line 21 of said page, by deleting "**performance**" and inserting in lieu thereof the following: "**bureaucrat**"; and

Further amend said bill, Page 19, Section 33.805, Line 16 by deleting "**performance-**" and inserting in lieu thereof the following: "**bureaucrat-**"; and

Further amend said bill, Page 19, Section 33.810, Line 23 of said page, by deleting "**performance**" and inserting in lieu thereof the following: "**bureaucrat**"; and

Further amend said bill, Page 20, Section 33.810, Lines 8, 18, and 20 of said page, by deleting "**performance**" as it appears on said lines and inserting in lieu thereof the following: "**bureaucrat**"; and

Further amend said title, enacting clause and intersectional references accordingly.

Speaker Pro Tem Jetton assumed the Chair.

Representative Johnson (90) moved that **House Amendment No. 4 to Part II** be adopted.

Which motion was defeated.

On motion of Representative Bearden, **Part II of HS SCS SBs 299 & 40, as amended**, was adopted.

On motion of Representative Bearden, **HS SCS SBs 299 & 40, as amended**, was read the third time and passed by the following vote:

AYES: 125

Angst	Avery	Baker	Barnitz	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Bringer	Brown	Bruns
Burnett	Byrd	Campbell	Carnahan	Cooper 120
Cooper 155	Crawford	Crowell	Cunningham 145	Cunningham 86
Deeken	Dempsey	Dethrow	Dixon	Dougherty
Dusenberg	Emery	Engler	Ervin	Fares
George	Goodman	Green	Guest	Hampton
Harris 110	Hobbs	Holand	Hoskins	Hubbard
Hunter	Ice	Jackson	Jetton	Johnson 47
Jolly	Kelly 144	Kelly 36	King	Kingery
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Meiners	Merideth	Miller	Moore
Morris	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sager	Sander
Schaaf	Schlottach	Schneider	Seigfreid	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Wallace	Walton	Ward	Wasson
Willoughby	Wilson 119	Wilson 130	Witte	Wood
Wright	Yates	Young	Zweifel	Madam Speaker

NOES: 034

Abel	Boykins	Brooks	Corcoran	Curls
Darrough	Daus	Davis 122	Donnelly	El-Amin
Fraser	Graham	Harris 23	Haywood	Henke
Hilgemann	Johnson 61	Johnson 90	Jones	Kratky
McKenna	Muckler	Ransdall	Salva	Schoemehl
Selby	Vogt	Walker	Walsh	Whorton
Wildberger	Wilson 25	Wilson 42	Yaeger	

PRESENT: 000

ABSENT WITH LEAVE: 004

Adams	Davis 19	Mayer	Wagner
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PERFECTION OF HOUSE BILLS

HCS HB 688, with House Amendment No. 1, pending, relating to the Life Sciences Research Trust Fund, was taken up by Representative Hanaway.

Representative Henke offered **House Amendment No. 1 to House Amendment No. 1**.

Representative Hanaway raised a point of order that **House Amendment No. 1 to House Amendment No. 1** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

On motion of Representative Hanaway, **House Amendment No. 1** was adopted.

Representative Selby offered **House Amendment No. 2**.

Representative Hanaway raised a point of order that **House Amendment No. 2** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

Representative Henke offered **House Amendment No. 3**.

House Amendment No. 3 was withdrawn.

Representative Henke offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 688, Page 5, Section 196.1106, Line 28, by inserting at the end of said line the following:

"Twenty percent of the moneys shall be appropriated to promote the development of research of tobacco-related illnesses."; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Henke, **House Amendment No. 4** was adopted.

On motion of Representative Hanaway, **HCS HB 688, as amended**, was adopted.

On motion of Representative Hanaway, **HCS HB 688, as amended**, was ordered perfected and printed.

HCS HB 138, relating to Corrections Officers' certification, was taken up by Representative Crawford.

On motion of Representative Crawford, **HCS HB 138** was adopted.

On motion of Representative Crawford, **HCS HB 138** was ordered perfected and printed.

Speaker Hanaway resumed the Chair.

THIRD READING OF SENATE BILL

SB 54, relating to vehicle emissions, was taken up by Representative Nieves.

On motion of Representative Nieves, **SB 54** was truly agreed to and finally passed by the following vote:

AYES: 157

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Davis 122	Deeken	Dempsey	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Engler	Ervin	Fares	Fraser	George
Goodman	Graham	Green	Guest	Hampton
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lipke	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Merideth	Miller	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Wagner	Walker	Wallace	Walsh	Walton
Ward	Wasson	Whorton	Wildberger	Willoughby
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 002

Daus Kratky

PRESENT: 000

ABSENT WITH LEAVE: 004

Adams Corcoran Davis 19 Sutherland

Speaker Hanaway declared the bill passed.

THIRD READING OF SENATE BILLS - CONSENT

SCS SB 29, relating to candidate withdrawal deadlines, was taken up by Representative Parker.

Representative Crowell moved the previous question to truly agree and finally pass **SCS SB 29**.

Which motion was adopted by the following vote:

AYES: 089

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Deeken	Dempsey
Dethrow	Dixon	Dusenberg	Emery	Engler
Ervin	Fares	Goodman	Guest	Hobbs
Holand	Hunter	Ice	Jackson	Jetton
Johnson 47	Kelly 144	King	Kingery	Lager
Lembke	Lipke	Luetkemeyer	Marsh	May
Mayer	Miller	Moore	Morris	Munzlinger
Myers	Nieves	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sander	Schaaf	Schlottach	Schneider	Self
Shoemaker	Smith 118	Smith 14	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Threlkeld	Townley
Viebrock	Wallace	Wasson	Wilson 119	Wilson 130
Wood	Wright	Yates	Madam Speaker	

NOES: 072

Abel	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Campbell	Carnahan
Corcoran	Curls	Darrough	Daus	Davis 122
Donnelly	Dougherty	El-Amin	Fraser	George
Graham	Green	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hoskins	Hubbard
Johnson 61	Johnson 90	Jolly	Jones	Kelly 36
Kratky	Kuessner	Lawson	LeVota	Liese
Lowe	McKenna	Meiners	Merideth	Muckler
Page	Ransdall	Sager	Salva	Schoemehl
Seigfreid	Selby	Shoemyer	Skaggs	Spreng
Thompson	Villa	Vogt	Wagner	Walker
Walsh	Walton	Ward	Whorton	Wildberger
Willoughby	Wilson 25	Wilson 42	Witte	Yaeger
Young	Zweifel			

PRESENT: 000

ABSENT WITH LEAVE: 002

Adams Davis 19

On motion of Representative Parker, **SCS SB 29** was truly agreed to and finally passed by the following vote:

AYES: 103

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 122	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Guest
Hampton	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Hunter	Ice	Jackson	Jetton
Johnson 47	Johnson 61	Kelly 144	Kelly 36	King
Kingery	Lager	Lawson	Lipke	Luetkemeyer
Marsh	May	Mayer	McKenna	Merideth
Miller	Moore	Morris	Munzlinger	Myers
Nieves	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sander
Schaaf	Schlottach	Schneider	Seigfreid	Selby
Self	Smith 118	Smith 14	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Threlkeld	Townley
Viebrock	Villa	Wagner	Wallace	Walton
Ward	Wasson	Wilson 119	Wilson 130	Wood
Wright	Yates	Madam Speaker		

NOES: 053

Abel	Barnitz	Bishop	Bringer	Burnett
Campbell	Carnahan	Corcoran	Curls	Darrrough
Daus	Donnelly	Dougherty	El-Amin	Fraser
George	Graham	Green	Harris 110	Harris 23
Haywood	Henke	Johnson 90	Jolly	Jones
Kratky	Kuessner	LeVota	Liese	Lowe
Meiners	Muckler	Page	Ransdall	Sager
Salva	Schoemehl	Shoemyer	Skaggs	Spreng
Thompson	Vogt	Walker	Walsh	Whorton
Wildberger	Willoughby	Wilson 25	Wilson 42	Witte
Yaeger	Young	Zweifel		

PRESENT: 000

ABSENT WITH LEAVE: 007

Adams	Bland	Boykins	Brooks	Davis 19
Lembke	Shoemaker			

Speaker Hanaway declared the bill passed.

SB 282, relating to county facilities, was taken up by Representative Brown.

On motion of Representative Brown, **SB 282** was truly agreed to and finally passed by the following vote:

AYES: 157

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Black
Bland	Bough	Boykins	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Ice	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lawson	Lembke	LeVota	Liese
Lipke	Lowe	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Merideth	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Wagner	Walker	Wallace
Walsh	Walton	Ward	Whorton	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Young	Madam Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 006

Adams	Bivins	Davis 19	Sutherland	Wasson
Zweifel				

Speaker Hanaway declared the bill passed.

SCS#2 SB 1, relating to boating safety, was taken up by Representative Luetkemeyer.

Representative Luetkemeyer moved that **SCS#2 SB 1** be truly agreed to and finally passed.

Which motion was defeated by the following vote:

AYES: 067

Angst	Avery	Bearden	Behnen	Bivins
Bough	Brown	Byrd	Cooper 120	Cooper 155

1159 *Journal of the House*

Crawford	Crowell	Cunningham 145	Cunningham 86	Daus
Deeken	Dethrow	El-Amin	Engler	Fares
Fraser	Guest	Hilgemann	Holand	Hunter
Icet	Jackson	Jetton	Johnson 47	Jolly
King	Kingery	Lager	Lembke	Luetkemeyer
May	Meiners	Moore	Morris	Myers
Page	Parker	Pearce	Phillips	Portwood
Quinn	Reinhart	Richard	Rupp	Sander
Schneider	Self	Smith 118	Smith 14	St. Onge
Stefanick	Sutherland	Threlkeld	Townley	Viebrock
Wallace	Wasson	Whorton	Willoughby	Wilson 119
Wood	Zweifel			

NOES: 072

Baker	Barnitz	Bean	Bishop	Black
Bland	Bringer	Burnett	Campbell	Carnahan
Corcoran	Curls	Darrough	Davis 122	Dempsey
Dixon	Dougherty	Dusenberg	Emery	Ervin
George	Goodman	Graham	Green	Harris 110
Harris 23	Haywood	Henke	Hobbs	Hoskins
Hubbard	Johnson 61	Jones	Kelly 144	Kratky
Kuessner	Liese	Lipke	Lowe	Mayer
McKenna	Merideth	Miller	Muckler	Munzlinger
Pratt	Ransdall	Rector	Roark	Ruestman
Sager	Salva	Schlottach	Schoemehl	Selby
Shoemaker	Shoemyer	Skaggs	Spreng	Stevenson
Thompson	Villa	Walker	Walsh	Walton
Wildberger	Wilson 130	Wilson 25	Wright	Yaeger
Yates	Madam Speaker			

PRESENT: 019

Abel	Boykins	Brooks	Bruns	Donnelly
Hampton	Johnson 90	Kelly 36	Lawson	LeVota
Marsh	Seigfreid	Taylor	Vogt	Wagner
Ward	Wilson 42	Witte	Young	

ABSENT WITH LEAVE: 005

Adams	Davis 19	Nieves	Purgason	Schaaf
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SCS SB 237, relating to fishing contests, was placed on the Informal Calendar.

SB 289, with House Committee Amendment No. 1, relating to memorial highways, was taken up by Representative Dempsey.

On motion of Representative Dempsey, **House Committee Amendment No. 1** was adopted.

On motion of Representative Dempsey, **SB 289, as amended**, was read the third time and passed by the following vote:

AYES: 155

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Corcoran	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Darrough	Daus	Davis 122	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	Ice	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly 144	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lawson	Lembke
Le Vota	Liese	Lipke	Lowe	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Merideth	Miller	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Wagner
Walker	Wallace	Walsh	Walton	Ward
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 008

Adams	Boykins	Carnahan	Cooper 120	Cooper 155
Davis 19	Purgason	Wasson		

Speaker Hanaway declared the bill passed.

REFERRAL OF HOUSE CONCURRENT RESOLUTION

The following House Concurrent Resolution was referred to the Committee indicated:

HCR 32 - Administration and Accounts

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

[illegible]

Subscribed and sworn to before me this 22nd day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Philip Willoughby, District 33, hereby state and affirm that my vote as recorded on Page 1100 of the House Journal for Thursday, April 17, 2003 showing that I voted aye was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I was absent with leave conducting a funeral.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 22nd day of April 2003.

/s/ Philip Willoughby
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 22nd day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Steve Hobbs, District 21, hereby state and affirm that my vote as recorded on Page 1101 of the House Journal for Thursday, April 17, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 22nd day of April 2003.

/s/ Steve Hobbs
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 22nd day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Ed Emery, District 126, hereby state and affirm that my vote as recorded on Page 1102 of the House Journal for Thursday, April 17, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 22nd day of April 2003.

/s/ Ed Emery
State Representative

1163 *Journal of the House*

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 22nd day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Shannon Cooper, District 120, hereby state and affirm that my vote as recorded on Pages 1106 and 1107 of the House Journal for Thursday, April 17, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 22nd day of April 2003.

/s/ Shannon Cooper
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 22nd day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Trent Skaggs, District 31, hereby state and affirm that my vote as recorded on Pages 1107, 1108, 1115 and 1120 of the House Journal for Thursday, April 17, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 22nd day of April 2003.

/s/ Trent Skaggs
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 22nd day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Chris Shoemaker, District 8, hereby state and affirm that my vote as recorded on Pages 1114 and 1121 of the House Journal for Thursday, April 17, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 22nd day of April 2003.

[illegible]

/s/ Stephen S. Davis
Chief Clerk

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 22nd day of April 2003.

[illegible]

/s/ Stephen S. Davis
Chief Clerk

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 22nd day of April 2003.

[illegible]

Subscribed and sworn to before me this 22nd day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Curt Dougherty, District 53, hereby state and affirm that my vote as recorded on Page 1120 of the House Journal for Thursday, April 17, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 22nd day of April 2003.

/s/ Curt Dougherty
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 22nd day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Steve Hunter, District 127, hereby state and affirm that my vote as recorded on Pages 1120 and 1121 of the House Journal for Thursday, April 17, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 22nd day of April 2003.

/s/ Steve Hunter
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 22nd day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

ADMINISTRATION AND ACCOUNTS

Thursday, April 24, 2003, 8:30 a.m. Hearing Room 1.

Administration and Accounts Committee Resolution; House Policy changes.

Executive Session may follow.

Public Hearing to be held on: HCR 32

BUDGET

Thursday, April 24, 2003, 8:00 a.m. Hearing Room 3.

Possible Executive Session.

Public Hearing to be held on: HB 16, HB 17, HB 18, HB 19, HB 20, HB 121,
HB 404, HB 698, SCR 13

JOINT COMMITTEE ON ADMINISTRATIVE RULES

Thursday, April 24, 2003. Senate Lounge upon adjournment.

AMENDED 19 CSR 60-50; 300, 400, 410, 420, 430, 450, 700.

LEGISLATIVE RESEARCH, OVERSIGHT SUBCOMMITTEE

Wednesday, April 23, 2003. Hearing Room 3 upon evening adjournment.

Challenge Fiscal Notes: HS HCS HB 321 and HS HCS HB 404, 324, 403, 344, 426 and 541.

LOCAL GOVERNMENT

Thursday, April 24, 2003, 8:30 a.m. Hearing Room 6.

Public Hearing to be held on: HB 687

Executive Session to be held on: SB 298

RETIREMENT

Thursday, April 24, 2003, 8:30 a.m. Hearing Room 7.

Executive Session may follow.

Public Hearing to be held on: HB 473 and HB 735

RULES

Thursday, April 24, 2003, 8:30 a.m. Hearing Room 5.

Executive Session may follow.

Public Hearing to be held on: HCR 23, HR 495, HR 1086, SCR 10

SMALL BUSINESS

Wednesday, April 23, 2003, 9:00 a.m. Hearing Room 5.

Executive Session may follow.

Public Hearing to be held on: SB 69

SMALL BUSINESS

Thursday, April 24, 2003. Side gallery upon adjournment.

Executive Session.

SPECIAL COMMITTEE ON GENERAL LAWS

Thursday, April 24, 2003, 8:00 a.m. Hearing Room 1.

Executive Session to follow.

Public Hearing to be held on: HB 723

SUBCOMMITTEE ON LICENSE PLATES AND TABS

Wednesday, April 23, 2003, 8:00 a.m. Hearing Room 6.

Review regular and personalized plates and tab processes.

TRANSPORTATION AND MOTOR VEHICLES

Thursday, April 24, 2003, 8:30 a.m. Hearing Room 1.

Possible Executive Session to follow.

Public Hearing to be held on: HB 707, SB 481

HOUSE CALENDAR

FIFTY-EIGHTH DAY, WEDNESDAY, APRIL 23, 2003

HOUSE CONCURRENT RESOLUTION FOR SECOND READING

HCR 33

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 132, 173, 117 & 48 - Wright
- 2 HCS HB 215, 218, 115 & 83 - Myers
- 3 HCS HB 190 & 214 - Fares
- 4 HCS HB 51 - Mayer
- 5 HCS HB 387 - Pearce
- 6 HCS HB 109 & 34 - Fares
- 7 HB 263 - Cooper (120)
- 8 HB 481 - Crowell
- 9 HCS HB 468 - Byrd
- 10 HB 593, HCA 1 - Byrd
- 11 HCS HB 233 - Holand
- 12 HB 471 - Jackson
- 13 HCS HB 47 - Portwood
- 14 HCS HB 507 - Hubbard
- 15 HCS HB 455 - Thompson
- 16 HB 293, HCA 1 - Johnson (47)
- 17 HCS HB 345 - Cunningham (86)
- 18 HCS HB 385 - Cunningham (86)
- 19 HCS HB 447 - Townley

HOUSE BILL FOR PERFECTION - FEDERAL MANDATE

HB 655 - Wilson (130)

HOUSE BILLS FOR THIRD READING

- 1 HS HCS HB 404, 324, 403, 344, 426 & 541, (Budget 4-16-03) - Rector
- 2 HS HCS HB 121, (Budget 4-16-03) - Portwood
- 3 HCS HB 688 - Hanaway
- 4 HCS HB 138 - Crawford

SENATE BILLS FOR THIRD READING - CONSENT

- 1 SB 292 - Luetkemeyer
- 2 SB 314 - Dempsey
- 3 SCS SB 466 - Mayer
- 4 SCS SB 478 - Smith (14)
- 5 SB 540 - Dempsey
- 6 HCS SCS SB 358 - Brown
- 7 HCS SCS SB 373 - Luetkemeyer
- 8 HCS SB 407 - Luetkemeyer
- 9 HCS SB 394 - Byrd
- 10 SCS SB 447, HCA 1 - Byrd
- 11 HCS SCS SB 16 - Ruestman
- 12 HCS SB 186 - Munzlinger
- 13 HCS SCS SB 379 - Wright
- 14 HCS SB 552 - Byrd
- 15 HCS SB 228 - Sutherland
- 16 HCS SCS#2 SB 52 - Fares
- 17 HCS SCS SB 294 - Mayer
- 18 HCS SB 175 - Cooper (120)
- 19 HCS SB 590 - Schaaf
- 20 SB 388 - King
- 21 SB 426 - Threlkeld
- 22 SB 330 - Cooper (120)
- 23 SB 611 - Luetkemeyer
- 24 SB 506 - Avery
- 25 SB 511 - Holand
- 26 SB 357 - Yates
- 27 SB 463 - Goodman
- 28 SB 697 - Ruestman
- 29 SB 383 - Schneider
- 30 SCS SB 562 - Jackson
- 31 SB 577 - Schaaf
- 32 SB 578 - Schaaf

- 33 SCS SB 621 - St. Onge
- 34 SB 327 - Sutherland
- 35 SB 522 - Bearden
- 36 SB 293 - Deeken
- 37 HCS SCS SB 592 - Kingery
- 38 HCS SB 504 - Wasson
- 39 HCS SB 370 - Myers
- 40 HCS SCS SB 295 - Schlottach
- 41 HCS SCS SB 281 - Brown
- 42 HCS SB 275 - Johnson (47)
- 43 HCS SCS SB 212 & 220 - Johnson (47)
- 44 HCS SCS SB 7 - Smith (118)
- 45 SB 529 - Wallace
- 46 SB 534 - Stefanick
- 47 SB 108 - Kelly (144)
- 48 HCS SCS SB 666 - Bland
- 49 HCS SB 399 - Mayer
- 50 HCS SB 136 - Deeken
- 51 SB 492 - Behnen
- 52 HCS SCS SB 61 - Luetkemeyer
- 53 HCS SB 618 - Johnson (61)
- 54 HCS SB 101 - Baker
- 55 HCS SB 401 - Pratt
- 56 HCS SB 448 - Goodman
- 57 HCS SB 465 - Mayer
- 58 HCS SB 469 - Byrd
- 59 HCS SB 470 - Lipke
- 60 HCS SB 474 - Mayer
- 61 SB 468, HCA 1 - Pratt
- 62 HCS SB 301 - Daus
- 63 HCS SCS SB 547 - Johnson (47)
- 64 HCS SB 355 - Harris (110)
- 65 SB 423, HCA 1 - Wood
- 66 SB 651 - Townley
- 67 SB 623 - Mayer
- 68 SB 63 - Johnson (47)
- 69 SB 606 - May
- 70 SB 425 - Mayer
- 71 SB 467 - Mayer
- 72 SB 321 - Haywood
- 73 SB 317 - Selby
- 74 HCS SB 325 - Shoemaker (8)
- 75 SB 431 - Threlkeld
- 76 SB 203 - Mayer
- 77 SB 214, HCA 1 - Byrd

78 SB 471 - Lipke
79 SB 548 - Yates
80 SCS SB 202 - Wood
81 SCS#2 SB 224, E.C. - Moore
82 SCS SB 288 - Davis (19)
83 SB 143 - Yates
84 SCS SB 351 - Johnson (61)
85 SB 457 - Stevenson
86 SB 120 - Rector
87 SB 121 - Davis (122)
88 SCS SB 122 - King
89 SCS SB 238, E.C. - Baker
90 SCS SB 513 - Daus
91 SB 376 - Cooper (120)
92 SB 456, E.C. - Bruns
93 SCS SB 269, E.C. - Willoughby
94 SB 537 - Stevenson
95 SB 207 - Byrd
96 SB 250, E.C. - Wagner
97 SB 356 - Harris (110)
98 SCS SB 546 - Pearce

SENATE BILLS FOR THIRD READING

1 SB 496 - Luetkemeyer
2 HCS SB 173 - Walton
3 SS#2 SCS SB 55 - Stevenson
4 HCS SS SCS SB 36 - Myers
5 SS SB 34 - Holand
6 HCS SS SCS SB 30 - Schneider
7 HCS SCS SB 84 - Munzlinger
8 HCS SCS SB 686, E.C. - Cunningham (86)

SENATE BILL FOR THIRD READING - CONSENT - INFORMAL

SCS SB 237 - Luetkemeyer

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

FIFTY-EIGHTH DAY, WEDNESDAY, APRIL 23, 2003

Speaker Hanaway in the Chair.

Prayer by Reverend James Earl Jackson.

Heavenly Father, You have said, "There is a way that seems right to a man, but its end is the way of destruction." Help us do what is right in Your sight, rather than what just seems right.

You've given us the strength to do it. We say "Yes" to You and Your plans.

We understand that "without good counsel, plans go awry, but in the multitude of counselors they are established." May we receive sound counsel from wise advisors and may we take that counsel to heart.

Show us what is good and proper in every situation. May Your peace, love, and mercy prevail in our lives, our families, our state, and our nation.

Now may the grace of our Lord and the love of God be with us all.

To You be the glory, both now and forever. In the name of Your Son we pray. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Ryan Kerans, Rachel Croon, Constance Noah, Jessi Stewart, Cara Stewart and Allissa Schoenberger.

The Journal of the fifty-seventh day was approved as corrected by the following vote:

AYES: 092

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Crawford	Crowell
Cunningham 145	Cunningham 86	Deeken	Dempsey	Dethrow
Dixon	Dougherty	Dusenberg	Emery	Engler
Ervin	Fares	Goodman	Green	Guest
Hampton	Hobbs	Holand	Hoskins	Hunter
Ice	Jackson	Jetton	Johnson 47	King
Kingery	Lager	Lawson	Lembke	Lipke
Luetkemeyer	Marsh	May	Mayer	Miller
Moore	Morris	Munzlinger	Myers	Nieves
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sander	Schaaf

1172 *Journal of the House*

Schlottach	Schneider	Self	Shoemaker	Smith 14
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Threlkeld	Townley	Viebrock	Wagner	Wallace
Wasson	Wilson 119	Wilson 130	Wood	Wright
Yates	Madam Speaker			

NOES: 008

Campbell	Daus	Donnelly	Graham	Hilgemann
Sager	Villa	Wilson 25		

PRESENT: 058

Abel	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Carnahan	Corcoran
Curls	Darrough	Davis 122	El-Amin	Fraser
George	Harris 110	Harris 23	Haywood	Henke
Hubbard	Johnson 61	Johnson 90	Jolly	Jones
Kelly 36	Kratky	Kuessner	LeVota	Liese
Lowe	McKenna	Meiners	Merideth	Muckler
Page	Ransdall	Salva	Schoemehl	Seigfreid
Selby	Shoemyer	Skaggs	Spreng	Thompson
Vogt	Walker	Walsh	Walton	Ward
Whorton	Wildberger	Willoughby	Wilson 42	Witte
Yaeger	Young	Zweifel		

ABSENT WITH LEAVE: 005

Adams	Cooper 155	Davis 19	Kelly 144	Smith 118
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Gary B. Kaufman was introduced by Representative Emery and recognized as an Outstanding Missourian.

HOUSE RESOLUTION

Representative Brown offered House Resolution No. 2124.

HOUSE CONCURRENT RESOLUTION

Representative Walton, et al, offered House Concurrent Resolution No. 35.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 2094

and

House Resolution No. 2095 - Representative Donnelly

House Resolution No. 2096 - Representative Lager

House Resolution No. 2097 - Representative King

House Resolution No. 2098 - Representative Emery

House Resolution No. 2099

and

House Resolution No. 2100 - Representative Hanaway

House Resolution No. 2101	-	Representative Cooper (155)
House Resolution No. 2102	-	Representative Zweifel
House Resolution No. 2103	-	Representative Lowe
House Resolution No. 2104		
through		
House Resolution No. 2109	-	Representatives Lowe and Black
House Resolution No. 2110	-	Representative Avery
House Resolution No. 2111	-	Representative Witte
House Resolution No. 2112	-	Representative Dethrow
House Resolution No. 2113	-	Representative Schaaf
House Resolution No. 2114	-	Representative Walton
House Resolution No. 2115	-	Representative Curls
House Resolution No. 2116		
through		
House Resolution No. 2118	-	Representative Hobbs
House Resolution No. 2119	-	Representative Pratt
House Resolution No. 2120	-	Representative Zweifel
House Resolution No. 2121	-	Representative Guest
House Resolution No. 2122		
and		
House Resolution No. 2123	-	Representative Jones
House Resolution No. 2125		
and		
House Resolution No. 2126	-	Representative Davis (122)
House Resolution No. 2127		
and		
House Resolution No. 2128	-	Representative Lager
House Resolution No. 2129	-	Representative Wildberger
House Resolution No. 2130	-	Representative Wilson (130)
House Resolution No. 2131	-	Representative Darrough, et al
House Resolution No. 2132	-	Representative Sutherland
House Resolution No. 2133	-	Representative Moore
House Resolution No. 2134	-	Representative Nieves
House Resolution No. 2135	-	Representative McKenna
House Resolution No. 2136	-	Representative Black
House Resolution No. 2137	-	Representative Yaeger
House Resolution No. 2138		
and		
House Resolution No. 2139	-	Representative Deeken
House Resolution No. 2140	-	Representative Walton
House Resolution No. 2141	-	Representative Davis (122)

INTRODUCTION OF HOUSE CONCURRENT RESOLUTION

The following House Concurrent Resolution was read the first time and copies ordered printed:

HCR 34, introduced by Representative Haywood, to authorize Governor Holden to provide a permanent source of funding for the SSM DePaul Health Center through the utilization of funds currently dedicated to homeland security.

INTRODUCTION OF HOUSE BILL

The following House Bill was read the first time and copies ordered printed:

HB 752, introduced by Representative Sager, relating to the Missouri abortion reduction program within the department of health and senior services.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 33 was read the second time.

SIGNING OF SENATE BILLS

All other business of the House was suspended while **SB 371, SB 255, SCS SB 239, SB 235, HCS SB 234, SB 232, SCS SBs 194 & 189, SB 50** and **SB 14** were read at length and, there being no objection, were signed by the Speaker to the end that the same may become law.

SIGNING OF HOUSE BILLS

All other business of the House was suspended while **SCS HCS HB 221** and **SCS HCS HB 380** were read at length and, there being no objection, were signed by the Speaker to the end that the same may become law.

Having been duly signed in open session of the Senate, **SCS HCS HB 221** and **SCS HCS HB 380** were delivered to the Governor by the Chief Clerk of the House.

PERFECTION OF HOUSE BILLS

HB 481, relating to public funds, was taken up by Representative Crowell.

Representative Crowell offered **HS HB 481**.

Representative Skaggs offered **House Amendment No. 1**.

Representative Goodman raised a point of order that **House Amendment No. 1** goes beyond the scope of the underlying bill.

The Chair ruled the point of order well taken.

Speaker Pro Tem Jetton assumed the Chair.

On motion of Representative Crowell, **HS HB 481** was adopted.

On motion of Representative Crowell, **HS HB 481** was ordered perfected and printed.

HB 593, with House Committee Amendment No. 1, relating to the State Employees' Protection Act, was taken up by Representative Byrd.

On motion of Representative Byrd, **House Committee Amendment No. 1** was adopted.

Representative Darrough requested a division of the question on **HB 593, as amended**.

Representative Crowell assumed the Chair.

Representative Behnen assumed the Chair.

Speaker Pro Tem Jetton resumed the Chair.

Speaker Hanaway resumed the Chair.

Representative Johnson (90) offered **House Amendment No. 1 to Part I**.

House Amendment No. 1 to Part I was withdrawn.

Representative Crowell moved the previous question on **Part I of HB 593**.

Which motion was adopted by the following vote:

AYES: 087

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Deeken	Dempsey
Dethrow	Dixon	Dusenberg	Emery	Engler
Ervin	Fares	Goodman	Guest	Hobbs
Holand	Hunter	Ice	Jackson	Jetton
Johnson 47	King	Kingery	Lager	Lembke
Luetkemeyer	Marsh	May	Mayer	Miller
Moore	Morris	Munzlinger	Myers	Nieves
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sander	Schaaf
Schlottach	Schneider	Self	Shoemaker	Smith 118
Smith 14	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Threlkeld	Townley	Viebrock	Wallace
Wasson	Wilson 119	Wilson 130	Wood	Wright
Yates	Madam Speaker			

1176 *Journal of the House*

NOES: 071

Abel	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Campbell	Carnahan
Corcoran	Curls	Darrough	Daus	Davis 122
Donnelly	Dougherty	El-Amin	Fraser	George
Graham	Green	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hoskins	Hubbard
Johnson 61	Johnson 90	Jolly	Jones	Kelly 36
Kratky	Kuessner	LeVota	Liese	Lowe
McKenna	Meiners	Merideth	Muckler	Page
Ransdall	Sager	Salva	Schoemehl	Seigfreid
Selby	Shoemyer	Skaggs	Spreng	Thompson
Villa	Vogt	Wagner	Walker	Walsh
Walton	Ward	Whorton	Wildberger	Willoughby
Wilson 25	Wilson 42	Witte	Yaeger	Young
Zweifel				

PRESENT: 000

ABSENT WITH LEAVE: 005

Adams	Davis 19	Kelly 144	Lawson	Lipke
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On motion of Representative Byrd, **Part I of HB 593** was ordered perfected and printed by the following vote:

AYES: 088

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Deeken	Dempsey
Dethrow	Dixon	Dusenberg	Emery	Engler
Ervin	Fares	Goodman	Guest	Hobbs
Holand	Hunter	Iceet	Jackson	Jetton
Johnson 47	King	Kingery	Lager	Lembke
Luetkemeyer	Marsh	May	Mayer	Miller
Moore	Morris	Munzlinger	Myers	Nieves
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sander	Schaaf
Schlottach	Schneider	Self	Shoemaker	Smith 118
Smith 14	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Threlkeld	Townley	Viebrock	Wallace
Walton	Wasson	Wilson 119	Wilson 130	Wood
Wright	Yates	Madam Speaker		

NOES: 070

Abel	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Campbell	Carnahan
Corcoran	Curls	Darrough	Daus	Davis 122
Donnelly	Dougherty	El-Amin	Fraser	George
Graham	Green	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hoskins	Hubbard
Johnson 61	Johnson 90	Jolly	Jones	Kelly 36

Kratky	Kuessner	LeVota	Liese	Lowe
McKenna	Meiners	Merideth	Muckler	Page
Ransdall	Sager	Salva	Schoemehl	Seigfreid
Selby	Shoemyer	Skaggs	Spreng	Thompson
Villa	Vogt	Wagner	Walker	Walsh
Ward	Whorton	Wildberger	Willoughby	Wilson 25
Wilson 42	Witte	Yaeger	Young	Zweifel

PRESENT: 000

ABSENT WITH LEAVE: 005

Adams	Davis 19	Kelly 144	Lawson	Lipke
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Representative Bishop offered **House Amendment No. 1 to Part II**.

Representative Byrd raised a point of order that **House Amendment No. 1 to Part II** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

On motion of Representative Byrd, **Part II of HB 593, as amended**, was ordered perfected and printed.

RECONSIDERATION

Representative Merideth, having voted on the prevailing side, moved that the vote by which **SCS#2 SB 1** was defeated on Third Reading and Final Passage - Consent, be reconsidered.

Which motion was adopted by the following vote:

AYES: 134

Abel	Angst	Avery	Baker	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Boykins	Brown	Bruns
Byrd	Campbell	Carnahan	Cooper 120	Cooper 155
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Daus	Davis 122	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Egler	Ervin	Fares	Fraser
George	Green	Guest	Hampton	Harris 110
Harris 23	Hilgemann	Hobbs	Hoskins	Hubbard
Hunter	Ice	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Lager	Lembke
LeVota	Liese	Lowe	Luetkemeyer	Marsh
May	Mayer	Meiners	Merideth	Miller
Moore	Morris	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Ruestman	Rupp	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid

1178 *Journal of the House*

Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Wallace
Walton	Ward	Wasson	Whorton	Willoughby
Wilson 119	Wilson 130	Wilson 25	Witte	Wood
Wright	Yaeger	Young	Madam Speaker	

NOES: 024

Barnitz	Bringer	Brooks	Burnett	Corcoran
Darrough	Goodman	Graham	Haywood	Henke
Holand	Kratky	Kuessner	McKenna	Muckler
Roark	Sager	Salva	Selby	Walker
Walsh	Wildberger	Yates	Zweifel	

PRESENT: 001

Wilson 42

ABSENT WITH LEAVE: 004

Adams	Davis 19	Lawson	Lipke
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MOTION

Representative Crowell moved that Rule 44 (b) and Rule 44 (d) be suspended for the purpose of filing a written objection to **SCS#2 SB 1**.

Which motion was adopted by the following vote:

AYES: 145

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Byrd	Campbell
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Daus	Davis 122
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Engler
Ervin	Fares	Fraser	George	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Hilgemann	Hobbs	Hoskins	Hubbard
Hunter	Ice	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Lager	Lawson
Lembke	LeVota	Liese	Lowe	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Merideth	Miller	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Ruestman	Rupp	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Self	Shoemaker
Shoemyer	Smith 118	Smith 14	Spreng	St. Onge

Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Wagner	Walker	Wallace	Walsh	Walton
Ward	Wasson	Whorton	Wildberger	Willoughby
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Young	Zweifel	Madam Speaker

NOES: 014

Burnett	Carnahan	Darrough	Goodman	Henke
Holand	Kratky	Kuessner	Roark	Sager
Salva	Selby	Skaggs	Yates	

PRESENT: 000

ABSENT WITH LEAVE: 004

Adams	Davis 19	Lipke	Yaeger
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LETTER OF OBJECTION

April 23, 2003

Steve Davis, Chief Clerk
Mo. House of Representatives
Capitol Building
Jefferson City, MO 65101

Re: SCS#2 for SB 1

Dear Steve:

The following members and myself request **SCS#2 for SB 1** be removed from the Senate Consent Calendar as there appears to be technical changes that need to be addressed:

/s/ Blaine Luetkemeyer	/s/ Denny Meredith
/s/ Wayne Cooper	/s/ J.C. Kuessner
/s/ Neal St. Onge	

Thanking you in advance for your assistance in this manner.

Blaine Luetkemeyer
115th District

Representative Purgason assumed the Chair.

THIRD READING OF SENATE BILLS - CONSENT

SB 292, relating to credit card receipts, was taken up by Representative Luetkemeyer.

On motion of Representative Luetkemeyer, **SB 292** was truly agreed to and finally passed by the following vote:

1180 *Journal of the House*

AYES: 160

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Hunter	Ice	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lowe	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Merideth	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 003

Adams	Davis 19	Lipke
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Representative Purgason declared the bill passed.

SB 314, relating to the towing of motor vehicles, was taken up by Representative Dempsey.

On motion of Representative Dempsey, **SB 314** was truly agreed to and finally passed by the following vote:

AYES: 159

Abel	Angst	Avery	Baker	Barnitz
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Boykins	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell

Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Icet	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lawson	Lembke	LeVota	Liese
Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Merideth	Miller	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Selby	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Wagner	Walker	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Young	Zweifel	Madam Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 004

Adams	Bean	Davis 19	Lipke
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Representative Purgason declared the bill passed.

SCS SB 466, relating to sheriff's fees, was taken up by Representative Mayer.

On motion of Representative Mayer, **SCS SB 466** was truly agreed to and finally passed by the following vote:

AYES: 157

Abel	Angst	Avery	Baker	Barnitz
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Boykins	Bringer	Brooks
Brown	Bruns	Burnett	Campbell	Carnahan
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis 122	Deeken	Dempsey	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Engler	Ervin	Fares	Fraser	George
Goodman	Graham	Green	Guest	Hampton

1182 *Journal of the House*

Harris 110	Harris 23	Haywood	Henke	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Merideth	Miller	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Wagner	Walker	Wallace	Walsh	Walton
Ward	Wasson	Whorton	Wildberger	Willoughby
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 000

PRESENT: 001

Taylor

ABSENT WITH LEAVE: 005

Adams	Bean	Byrd	Davis 19	Lipke
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Representative Purgason declared the bill passed.

SCS SB 478, relating to inactive licenses, was taken up by Representative Smith (14).

On motion of Representative Smith (14), **SCS SB 478** was truly agreed to and finally passed by the following vote:

AYES: 156

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Icet	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 144

Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lawson	Lembke	LeVota	Liese
Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Merideth	Miller	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Selby	Self	Shoemaker	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Wagner	Walker	Wallace	Walsh	Walton
Ward	Wasson	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 000

PRESENT: 001

Whorton

ABSENT WITH LEAVE: 006

Adams	Davis 19	George	Lipke	Moore
Portwood				

Representative Purgason declared the bill passed.

SB 540, relating to microbreweries, was taken up by Representative Parker.

Representative Parker moved that **SB 540** be truly agreed to and finally passed.

Which motion was defeated by the following vote:

AYES: 081

Angst	Bean	Bearden	Behnen	Bivins
Black	Boykins	Brown	Burnett	Cooper 120
Cooper 155	Crawford	Crowell	Cunningham 145	Daus
Deeken	Dempsey	Dixon	Dusenberg	El-Amin
Green	Guest	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	Icet	Jetton
Johnson 47	Jolly	Kelly 144	King	Kingery
Lager	Lembke	Luetkemeyer	Marsh	May
Mayer	Meiners	Merideth	Miller	Munzlinger
Myers	Nieves	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Reinhart
Richard	Roark	Ruestman	Rupp	Schlottach
Schneider	Seigfreid	Shoemaker	Shoemyer	Smith 14
Stefanick	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Wallace	Wasson

1184 *Journal of the House*

Wilson 130 Zweifel	Wilson 42	Wood	Wright	Yates
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NOES: 042

Abel	Baker	Bough	Brooks	Byrd
Campbell	Corcoran	Darrough	Dethrow	Donnelly
Dougherty	Emery	Engler	Ervin	Fares
Fraser	Goodman	Graham	Harris 110	Harris 23
Henke	Liese	Moore	Morris	Page
Ransdall	Rector	Sager	Sander	Schaaf
Selby	Skaggs	St. Onge	Stevenson	Ward
Wildberger	Willoughby	Wilson 119	Wilson 25	Witte
Yaeger	Young			

PRESENT: 029

Avery	Bishop	Bringer	Bruns	Cunningham 86
Curls	Davis 122	Hampton	Jackson	Johnson 90
Jones	Kelly 36	Kratky	Kuessner	LeVota
Lowe	McKenna	Muckler	Salva	Schoemehl
Smith 118	Spreng	Vogt	Wagner	Walker
Walsh	Walton	Whorton	Madam Speaker	

ABSENT WITH LEAVE: 011

Adams	Barnitz	Bland	Carnahan	Davis 19
George	Haywood	Johnson 61	Lawson	Lipke
Self				

Representative Cooper (120) assumed the Chair.

HCS SCS SB 358, relating to election expenditures, was taken up by Representative Brown.

On motion of Representative Brown, **HCS SCS SB 358** was adopted.

On motion of Representative Brown, **HCS SCS SB 358** was read the third time and passed by the following vote:

AYES: 158

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Hunter	Ice	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky

Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lowe	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Merideth	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Walton	Ward	Wasson	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 001

Walker

PRESENT: 001

Whorton

ABSENT WITH LEAVE: 003

Adams	Davis 19	Lipke
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Representative Cooper (120) declared the bill passed.

HCS SCS SB 373, relating to self-service storage facilities, was taken up by Representative Luetkemeyer.

On motion of Representative Luetkemeyer, **HCS SCS SB 373** was adopted.

On motion of Representative Luetkemeyer, **HCS SCS SB 373** was read the third time and passed by the following vote:

AYES: 152

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Deeken	Dempsey	Dethrow
Dixon	Dougherty	Dusenberg	Emery	Engler
Ervin	Fares	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	Icet	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jolly

Jones	Kelly 144	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lowe	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Merideth	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Wagner	Walker	Wallace
Walsh	Ward	Wasson	Whorton	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 007

Brooks	Donnelly	El-Amin	Fraser	Selby
Walton	Wilson 25			

PRESENT: 000

ABSENT WITH LEAVE: 004

Adams	Davis 19	Kelly 36	Lipke
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Representative Cooper (120) declared the bill passed.

Representative Purgason resumed the Chair.

HCS SB 407, relating to cancer screenings, was taken up by Representative Luetkemeyer.

On motion of Representative Luetkemeyer, **HCS SB 407** was adopted.

On motion of Representative Luetkemeyer, **HCS SB 407** was read the third time and passed by the following vote:

AYES: 153

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bough	Boykins	Bringer	Brown
Bruns	Burnett	Byrd	Campbell	Carnahan
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis 122	Deeken	Dempsey	Dethrow	Dixon
Dougherty	Dusenberg	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	Icet	Jackson

Jetton	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lowe	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Merideth	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Wagner	Walker	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Witte	Wood	Wright	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 004

Brooks	Donnelly	El-Amin	Selby
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PRESENT: 000

ABSENT WITH LEAVE: 006

Adams	Bland	Davis 19	Johnson 47	Lipke
Wilson 42				

Representative Purgason declared the bill passed.

HCS SB 394, relating to business corporations and partnerships, was taken up by Representative Byrd.

Representative Byrd offered **House Perfecting Amendment No. 1**.

House Perfecting Amendment No. 1

AMEND House Committee Substitute for Senate Bill No. 394, Page 10, Section 358.520, Line 27, by deleting after the word “**merger**” the word “**of**” and inserting in lieu thereof the word “**or**”; and

Further amend said bill, Page 15, Section 409.986, Line 1, by deleting the number “**409.602**” and inserting in lieu thereof the number “**409.6-602**”; and

Further amend said bill, Page 15, Section 409.987, Line 8, by deleting the number “**409.603**” and inserting in lieu thereof the number “**409.6-603**”; and

Further amend said bill, Page 15, Section 409.988, Line 7, by deleting the number “**409.604**” and inserting in lieu thereof the number “**409.6-604**”; and

Further amend said bill, Page 16, Section 409.989, Line 1, by deleting the number “**409.605**” and inserting in lieu thereof the number “**409.6-605**”.

On motion of Representative Byrd, **House Perfecting Amendment No. 1** was adopted.

On motion of Representative Byrd, **HCS SB 394, as amended**, was adopted.

On motion of Representative Byrd, **HCS SB 394, as amended**, was read the third time and passed by the following vote:

AYES: 157

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Hunter	Ice	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lowe	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Merideth	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Townley	Viebrock	Villa
Vogt	Wagner	Wallace	Walsh	Walton
Ward	Wasson	Whorton	Wildberger	Willoughby
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 001

Selby

PRESENT: 001

Walker

ABSENT WITH LEAVE: 004

Adams	Davis 19	Lipke	Rector
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Representative Purgason declared the bill passed.

SCS SB 447, with House Committee Amendment No. 1, relating to basic civil legal services fund, was taken up by Representative Byrd.

On motion of Representative Byrd, **House Committee Amendment No. 1** was adopted.

Speaker Hanaway resumed the Chair.

Representative Walker raised a point of order that pursuant to Rule 44 (f), Senate consent bills may not be amended on the House floor.

The Chair ruled the point of order not well taken.

On motion of Representative Byrd, **SCS SB 447, as amended**, was read the third time and passed by the following vote:

AYES: 116

Abel	Baker	Bean	Bearden	Bishop
Bivins	Bland	Boykins	Bringer	Brooks
Burnett	Byrd	Campbell	Carnahan	Cooper 120
Cooper 155	Corcoran	Crawford	Crowell	Cunningham 145
Cunningham 86	Curls	Darrough	Daus	Davis 122
Deeken	Dempsey	Dixon	Donnelly	El-Amin
Engler	Fares	Fraser	George	Goodman
Graham	Green	Guest	Harris 110	Harris 23
Haywood	Hilgemann	Holand	Hoskins	Hubbard
Icet	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 36	King
Kingery	Kratky	Lager	LeVota	Liese
Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Moore	Muckler	Parker
Pearce	Portwood	Pratt	Ransdall	Reinhart
Richard	Ruestman	Sager	Salva	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Spreng	Stefanick	Stevenson	Thompson	Townley
Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Walton	Ward	Wasson	Wildberger
Willoughby	Wilson 130	Wilson 25	Wilson 42	Witte
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 039

Angst	Avery	Barnitz	Behnen	Bough
Brown	Dethrow	Dougherty	Dusenberg	Emery
Ervin	Hampton	Henke	Hobbs	Hunter
Kelly 144	Kuessner	Lembke	Merideth	Miller
Morris	Munzlinger	Myers	Page	Phillips
Purgason	Quinn	Rector	Roark	Rupp
Sander	Smith 14	St. Onge	Sutherland	Taylor
Threlkeld	Whorton	Wilson 119	Wood	

1190 *Journal of the House*

PRESENT: 003

Bruns Nieves Walker

ABSENT WITH LEAVE: 005

Adams Black Davis 19 Lawson Lipke

Speaker Hanaway declared the bill passed.

HCS SCS SB 16, relating to county assessment funds, was taken up by Representative Ruestman.

On motion of Representative Ruestman, **HCS SCS SB 16** was adopted.

On motion of Representative Ruestman, **HCS SCS SB 16** was read the third time and passed by the following vote:

AYES: 145

Abel	Angst	Avery	Barnitz	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Boykins	Bringer	Brown	Bruns
Burnett	Byrd	Campbell	Carnahan	Cooper 155
Corcoran	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Darrough	Daus	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Haywood	Henke	Hilgemann
Holand	Hoskins	Hubbard	Hunter	Ice
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	Liese	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Merideth
Miller	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Wagner	Walsh	Ward
Wasson	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 011

Baker	Bough	Cooper 120	Davis 122	Ervin
Harris 23	Hobbs	Rector	Selby	Wallace
Whorton				

PRESENT: 002

Brooks LeVota

ABSENT WITH LEAVE: 005

Adams Davis 19 Lipke Walker Walton

Speaker Hanaway declared the bill passed.

HCS SB 186, relating to recorders of deeds, was taken up by Representative Munzlinger.

On motion of Representative Munzlinger, **HCS SB 186** was adopted.

On motion of Representative Munzlinger, **HCS SB 186** was read the third time and passed by the following vote:

AYES: 148

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bivins	Black
Bland	Bough	Bringer	Brown	Bruns
Burnett	Byrd	Campbell	Carnahan	Cooper 120
Cooper 155	Corcoran	Crawford	Crowell	Cunningham 145
Cunningham 86	Curls	Darrough	Daus	Davis 122
Deeken	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Haywood
Henke	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Hunter	Ice	Jackson	Jetton
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lowe	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Merideth	Miller	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Wagner	Walker	Wallace
Walsh	Ward	Wasson	Whorton	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 008

Bishop	Boykins	Brooks	Harris 23	Johnson 61
Johnson 90	Seigfreid	Vogt		

PRESENT: 000

ABSENT WITH LEAVE: 007

Adams	Davis 19	Dempsey	Johnson 47	Lipke
Smith 118	Walton			

Speaker Hanaway declared the bill passed.

HCS SCS SB 379, relating to community improvement districts, was taken up by Representative Wright.

On motion of Representative Wright, **HCS SCS SB 379** was adopted.

On motion of Representative Wright, **HCS SCS SB 379** was read the third time and passed by the following vote:

AYES: 156

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Deeken	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Ice	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lawson	Lembke	LeVota	Liese
Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Merideth	Miller	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Schaaf	Schlottach	Schneider
Schoemehl	Selby	Self	Shoemaker	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Wagner	Wallace	Walsh	Walton	Ward
Wasson	Whorton	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 000

PRESENT: 001

Walker

ABSENT WITH LEAVE: 006

Adams	Davis 19	Dempsey	Lipke	Sander
Seigfreid				

Speaker Hanaway declared the bill passed.

Representative Behnen resumed the Chair.

HCS SB 552, relating to retirement and profit-sharing exemptions, was taken up by Representative Byrd.

On motion of Representative Byrd, **HCS SB 552** was adopted.

On motion of Representative Byrd, **HCS SB 552** was read the third time and passed by the following vote:

AYES: 150

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Deeken	Dempsey
Dethrow	Dixon	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Hilgemann	Hobbs
Holand	Hoskins	Hubbard	Hunter	Ice
Jackson	Jetton	Johnson 47	Jolly	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lawson	Lembke	LeVota	Liese
Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Merideth	Miller	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Reinhart
Richard	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Self	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Wagner	Wallace	Walsh	Walton	Ward
Wasson	Whorton	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 007

Donnelly	Haywood	Johnson 61	Johnson 90	Jones
Shoemaker	Walker			

PRESENT: 001

Wildberger

ABSENT WITH LEAVE: 005

Adams	Davis 19	Henke	Lipke	Rector
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Representative Behnen declared the bill passed.

HCS SB 228, relating to tourism tax, was taken up by Representative Sutherland.

On motion of Representative Sutherland, **HCS SB 228** was adopted.

On motion of Representative Sutherland, **HCS SB 228** was read the third time and passed by the following vote:

AYES: 129

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Byrd	Campbell	Carnahan	Cooper 120
Cooper 155	Crawford	Crowell	Cunningham 145	Curls
Darrough	Daus	Davis 122	Deeken	Dempsey
Dethrow	Dougherty	El-Amin	Emery	Engler
Fares	Fraser	George	Goodman	Graham
Guest	Hampton	Harris 110	Harris 23	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 36	King
Kingery	Kratky	Kuessner	Lembke	Liese
Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Merideth	Miller	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Parker	Pearce	Phillips	Portwood	Ransdall
Reinhart	Richard	Ruestman	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Self	Smith 118
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Wagner	Walker	Wallace	Walsh
Walton	Ward	Wasson	Wildberger	Willoughby
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wright	Yaeger	Zweifel	Madam Speaker	

NOES: 028

Brown	Burnett	Corcoran	Cunningham 86	Dixon
Donnelly	Dusenberg	Ervin	Green	Haywood
Henke	Kelly 144	Lager	LeVota	Page

Pratt	Purgason	Quinn	Rector	Roark
Shoemaker	Shoemyer	Skaggs	Smith 14	Vogt
Whorton	Yates	Young		

PRESENT: 002

Bruns	Wood
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ABSENT WITH LEAVE: 004

Adams	Davis 19	Lawson	Lipke
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Representative Behnen declared the bill passed.

Speaker Hanaway resumed the Chair.

HCS SCS#2 SB 52, relating to athletes and entertainers, was taken up by Representative Fares.

On motion of Representative Fares, **HCS SCS#2 SB 52** was adopted.

On motion of Representative Fares, **HCS SCS#2 SB 52** was read the third time and passed by the following vote:

AYES: 156

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Hunter	Icet	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lowe	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Merideth	Miller
Moore	Morris	Muckler	Munzlinger	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Quinn	Ransdall	Reinhart	Richard
Roark	Ruestman	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Selby	Self	Shoemaker	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Wagner	Walker	Walsh	Walton	Ward
Wasson	Whorton	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood

1196 *Journal of the House*

Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 003

Myers	Purgason	Rector
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PRESENT: 001

Wallace

ABSENT WITH LEAVE: 003

Adams	Davis 19	Lipke
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Speaker Hanaway declared the bill passed.

Speaker Pro Tem Jetton resumed the Chair.

Speaker Hanaway resumed the Chair.

HCS SCS SB 294, relating to lottery and gaming commissions, was taken up by Representative Mayer.

Representative Mayer moved that **HCS SCS SB 294** be adopted.

Which motion was defeated.

On motion of Representative Mayer, **SCS SB 294** was truly agreed to and finally passed by the following vote:

AYES: 158

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Hunter	Ice	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lowe	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Merideth	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall

Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Walton	Ward	Wasson	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 002

Walker Whorton

PRESENT: 000

ABSENT WITH LEAVE: 003

Adams Davis 19 Lipke

Speaker Hanaway declared the bill passed.

RECONSIDERATION

Representative Riback Wilson (25), having voted on the prevailing side, moved that the vote by which **SB 540** was defeated on Third Reading and Final Passage - Consent, be reconsidered.

Which motion was adopted by the following vote:

AYES: 148

Abel	Angst	Avery	Barnitz	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Boykins	Bringer	Brooks	Brown
Bruns	Burnett	Byrd	Campbell	Carnahan
Cooper 120	Cooper 155	Crawford	Crowell	Cunningham 145
Cunningham 86	Curls	Daus	Davis 122	Deeken
Dempsey	Dethrow	Dixon	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Merideth	Miller	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Self	Shoemaker	Shoemyer

1198 *Journal of the House*

Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Wagner
Wallace	Walsh	Walton	Ward	Wasson
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 012

Baker	Bough	Corcoran	Darrough	Donnelly
Fraser	Henke	Selby	Skaggs	Walker
Whorton	Wildberger			

PRESENT: 000

ABSENT WITH LEAVE: 003

Adams	Davis 19	Lipke
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MOTION

Representative Crowell moved that Rule 44 (b) and Rule 44 (d) be suspended for the purpose of filing a written objection to **SB 540**.

Which motion was adopted by the following vote:

AYES: 145

Abel	Angst	Avery	Barnitz	Bean
Bearden	Behnen	Bivins	Black	Bland
Bough	Boykins	Bringer	Brooks	Brown
Bruns	Burnett	Byrd	Campbell	Carnahan
Cooper 120	Cooper 155	Crawford	Crowell	Cunningham 145
Cunningham 86	Curls	Daus	Davis 122	Deeken
Dempsey	Dethrow	Dixon	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Henke	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Ice
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Kelly 144	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lawson	Lembke
LeVota	Liese	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Merideth
Miller	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Self	Shoemaker	Shoemyer	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Taylor
Thompson	Threlkeld	Townley	Viebrock	Villa
Vogt	Wagner	Wallace	Walsh	Walton
Ward	Wasson	Wildberger	Willoughby	Wilson 119

Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 009

Corcoran	Darrough	Donnelly	Fraser	Jones
Selby	Skaggs	Walker	Whorton	

PRESENT: 001

Bishop

ABSENT WITH LEAVE: 008

Adams	Baker	Davis 19	Haywood	Hunter
Lipke	Sutherland	Wright		

LETTER OF OBJECTION

April 23, 2003

Steve Davis, Chief Clerk
Missouri House of Representatives
Capitol Building
Jefferson City, MO 65101

Re: SB 540

Dear Steve:

The following members and myself request **SB 540** be removed from the Senate Consent Calendar so technical changes can be addressed.

/s/ Sherman Parker	/s/ Vicky Riback Wilson
/s/ Tom Dempsey	/s/ Chuck Graham
/s/ Vicki Schneider	

Thanking you in advance for your assistance in this matter.
Sherman Parker
12th District

THIRD READING OF SENATE BILLS - CONSENT

HCS SB 175, relating to food and beverages, was taken up by Representative Cooper (120).

On motion of Representative Cooper (120), **HCS SB 175** was adopted.

On motion of Representative Cooper (120), **HCS SB 175** was read the third time and passed by the following vote:

1200 *Journal of the House*

AYES: 160

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Hunter	Ice	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lowe	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Merideth	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 003

Adams Davis 19 Lipke

Speaker Hanaway declared the bill passed.

HCS SB 590, relating to local taxes, was taken up by Representative Schaaf.

On motion of Representative Schaaf, **HCS SB 590** was adopted.

Representative Schaaf moved that **HCS SB 590** be read the third time and passed.

Which motion was defeated by the following vote:

AYES: 029

Abel	Bean	Cooper 155	Daus	Davis 122
Deeken	Fares	Graham	Johnson 47	Johnson 90
Kelly 144	Kelly 36	King	Lawson	Luetkemeyer
May	Moore	Myers	Pearce	Schaaf
Schneider	Smith 118	St. Onge	Townley	Villa
Wallace	Wasson	Wildberger	Wilson 25	

NOES: 125

Angst	Avery	Baker	Barnitz	Bearden
Behnen	Bishop	Bivins	Black	Bland
Bough	Boykins	Bringer	Brooks	Brown
Bruns	Burnett	Byrd	Campbell	Carnahan
Cooper 120	Corcoran	Crawford	Crowell	Cunningham 145
Cunningham 86	Curls	Darrouh	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fraser	George
Goodman	Green	Guest	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hobbs
Hoskins	Hubbard	Hunter	Ice	Jackson
Jetton	Johnson 61	Jolly	Jones	Kingery
Kratky	Kuessner	Lager	Lembke	LeVota
Liese	Lowe	Marsh	Mayer	Meiners
Merideth	Miller	Morris	Muckler	Munzlinger
Page	Parker	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schlottach	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 14	Spreng	Stefanick	Stevenson	Taylor
Thompson	Vogt	Wagner	Walker	Walsh
Walton	Ward	Whorton	Willoughby	Wilson 119
Wilson 130	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

PRESENT: 004

Nieves	Sutherland	Threlkeld	Viebrock
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ABSENT WITH LEAVE: 005

Adams	Davis 19	Holand	Lipke	McKenna
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SB 388, relating to loan guarantees, was taken up by Representative King.

On motion of Representative King, **SB 388** was truly agreed to and finally passed by the following vote:

AYES: 157

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran

1202 *Journal of the House*

Crawford	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Ice	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lawson	Lembke	LeVota	Liese
Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Merideth	Miller	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schlottach	Schneider
Schoemehl	Selby	Self	Shoemaker	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Wagner	Walker	Wallace	Walsh	Walton
Ward	Wasson	Whorton	Wildberger	Willoughby
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 006

Adams	Crowell	Davis 19	Lipke	Schaaf
Seigfreid				

Speaker Hanaway declared the bill passed.

SB 426, relating to public officers and employees, was taken up by Representative Threlkeld.

On motion of Representative Threlkeld, **SB 426** was truly agreed to and finally passed by the following vote:

AYES: 158

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Green

Guest	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Ice	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lawson	Lembke	LeVota	Liese
Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Merideth	Miller	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Selby	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Wagner	Walker	Walsh
Walton	Ward	Wasson	Whorton	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 000

PRESENT: 001

Wallace

ABSENT WITH LEAVE: 004

Adams	Davis 19	Hunter	Lipke
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Speaker Hanaway declared the bill passed.

SB 357, relating to venue in administrative actions, was taken up by Representative Byrd.

On motion of Representative Byrd, **SB 357** was truly agreed to and finally passed by the following vote:

AYES: 157

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Davis 122	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Hoskins	Hubbard	Hunter
Ice	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36

1204 *Journal of the House*

King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Merideth	Miller	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Townley	Viebrock	Villa
Vogt	Wagner	Wallace	Walsh	Walton
Ward	Wasson	Whorton	Wildberger	Willoughby
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 001

Walker

PRESENT: 000

ABSENT WITH LEAVE: 005

Adams	Daus	Davis 19	Holand	Lipke
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Speaker Hanaway declared the bill passed.

SB 463, relating to corporate directors, was taken up by Representative Goodman.

On motion of Representative Goodman, **SB 463** was truly agreed to and finally passed by the following vote:

AYES: 153

Abel	Angst	Avery	Baker	Barnitz
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Boykins	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Henke	Hilgemann
Hobbs	Hoskins	Hubbard	Hunter	Icet
Jackson	Jetton	Johnson 47	Johnson 61	Jolly
Jones	Kelly 144	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lawson	Lembke
LeVota	Liese	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Merideth
Miller	Moore	Morris	Muckler	Munzlinger

Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Walker	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 001

Haywood

PRESENT: 001

Wildberger

ABSENT WITH LEAVE: 008

Adams	Bean	Davis 19	Holand	Johnson 90
Lipke	Schaaf	Wagner		

Speaker Hanaway declared the bill passed.

SB 697, relating to the George Washington Carver Memorial Highway, was taken up by Representative Ruestman.

On motion of Representative Ruestman, **SB 697** was truly agreed to and finally passed by the following vote:

AYES: 157

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Green
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Ice	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lawson	Lembke	LeVota	Liese
Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Merideth	Miller	Moore
Morris	Muckler	Munzlinger	Myers	Nieves

1206 *Journal of the House*

Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schoemehl	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Wagner	Walker	Wallace	Walsh	Walton
Ward	Wasson	Whorton	Wildberger	Willoughby
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 000

PRESENT: 001

Taylor

ABSENT WITH LEAVE: 005

Adams	Davis 19	Guest	Lipke	Schneider
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Speaker Hanaway declared the bill passed.

SB 511, relating to the Joint Committee on the Life Sciences, was taken up by Representative Holand.

On motion of Representative Holand, **SB 511** was truly agreed to and finally passed by the following vote:

AYES: 147

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Ice	Jackson	Jetton	Johnson 47
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
Kingery	Lager	Lawson	Lembke	Liese
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Miller	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby

Self	Shoemaker	Shoemyer	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Townley	Viebrock	Villa
Vogt	Wagner	Walker	Wallace	Walton
Ward	Wasson	Whorton	Wildberger	Willoughby
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 010

Burnett	Johnson 61	Kratky	Kuessner	LeVota
Merideth	Sander	Skaggs	Smith 118	Walsh

PRESENT: 000

ABSENT WITH LEAVE: 006

Adams	Davis 19	King	Lipke	Lowe
Purgason				

Speaker Hanaway declared the bill passed.

SB 383, relating to recorders of deeds, was taken up by Representative Schneider.

On motion of Representative Schneider, **SB 383** was truly agreed to and finally passed by the following vote:

AYES: 133

Abel	Angst	Avery	Baker	Barnitz
Bean	Behnen	Bivins	Black	Bland
Bough	Bringer	Brooks	Brown	Bruns
Burnett	Campbell	Carnahan	Cooper 120	Cooper 155
Corcoran	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Darrough	Daus	Davis 122	Deeken
Dempsey	Dethrow	Dixon	Dougherty	Dusenberg
Emery	Engler	Ervin	George	Goodman
Graham	Green	Guest	Hampton	Harris 23
Haywood	Henke	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	Icet	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jolly
Kelly 144	Kelly 36	Kingery	Kratky	Lager
Lembke	LeVota	Liese	Lowe	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Merideth	Miller	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Smith 118
Smith 14	St. Onge	Stefanick	Sutherland	Thompson
Threlkeld	Viebrock	Villa	Vogt	Wagner
Wallace	Walton	Ward	Wasson	Wildberger

1208 *Journal of the House*

Willoughby	Wilson 119	Wilson 130	Wood	Wright
Yates	Young	Madam Speaker		

NOES: 021

Bishop	Byrd	Donnelly	El-Amin	Fares
Fraser	Harris 110	Jones	Kuessner	Sager
Skaggs	Spreng	Stevenson	Taylor	Townley
Walker	Walsh	Whorton	Wilson 42	Witte
Yaeger				

PRESENT: 001

Zweifel

ABSENT WITH LEAVE: 008

Adams	Bearden	Boykins	Davis 19	King
Lawson	Lipke	Wilson 25		

Speaker Hanaway declared the bill passed.

SB 577, relating to the conveyance of property, was taken up by Representative Schaaf.

On motion of Representative Schaaf, **SB 577** was truly agreed to and finally passed by the following vote:

AYES: 156

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bivins	Black
Bland	Bough	Boykins	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	Emery
Engler	Ervin	Fares	Fraser	George
Goodman	Graham	Green	Guest	Hampton
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	Liese	Lowe	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Merideth	Miller	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Selby	Self	Shoemaker	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt

Wagner	Walker	Wallace	Walsh	Walton
Ward	Wasson	Whorton	Wildberger	Willoughby
Wilson 119	Wilson 130	Wilson 42	Witte	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 001

LeVota

PRESENT: 000

ABSENT WITH LEAVE: 006

Adams	Bishop	Davis 19	El-Amin	Lipke
Wilson 25				

Speaker Hanaway declared the bill passed.

SB 578, relating to a conveyance of property in Platte County, was taken up by Representative Schaaf.

On motion of Representative Schaaf, **SB 578** was truly agreed to and finally passed by the following vote:

AYES: 147

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Carnahan
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Davis 122
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Engler
Ervin	Fares	Fraser	George	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	Icet	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly 144	Kelly 36	King	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lowe	Marsh	May	Mayer
McKenna	Meiners	Merideth	Miller	Moore
Morris	Muckler	Munzlinger	Myers	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Salva
Sander	Schaaf	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	Stefanick	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Wagner	Walker	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 42

1210 *Journal of the House*

Witte	Wood	Wright	Yaeger	Yates
Young	Madam Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 016

Adams	Byrd	Campbell	Daus	Davis 19
Goodman	Kingery	Lipke	Luetkemeyer	Nieves
Sager	Schlottach	St. Onge	Stevenson	Wilson 25
Zweifel				

Speaker Hanaway declared the bill passed.

SCS SB 621, relating to the removal of a nuisance, was taken up by Representative St. Onge.

On motion of Representative St. Onge, **SCS SB 621** was truly agreed to and finally passed by the following vote:

AYES: 132

Abel	Avery	Baker	Barnitz	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Boykins	Bringer	Brooks	Bruns
Burnett	Byrd	Campbell	Carnahan	Cooper 155
Corcoran	Crawford	Cunningham 86	Curls	Darrough
Daus	Davis 122	Deeken	Dixon	Donnelly
Dougherty	El-Amin	Engler	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Holand	Hoskins	Hubbard	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
Kingery	Kratky	Kuessner	Lawson	LeVota
Liese	Lowe	Luetkemeyer	Marsh	May
McKenna	Meiners	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Portwood	Pratt	Quinn	Ransdall
Reinhart	Richard	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Selby	Self	Shoemaker	Shoemyer
Skaggs	Smith 14	Spreng	St. Onge	Stefanick
Sutherland	Thompson	Threlkeld	Townley	Villa
Vogt	Wagner	Walker	Wallace	Walsh
Walton	Ward	Wasson	Whorton	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 027

Angst	Bough	Brown	Cooper 120	Crowell
Cunningham 145	Dempsey	Dethrow	Dusenberg	Emery
Ervin	Hobbs	King	Lager	Lembke

Mayer	Merideth	Miller	Phillips	Purgason
Rector	Roark	Ruestman	Smith 118	Stevenson
Taylor	Viebrock			

PRESENT: 000

ABSENT WITH LEAVE: 004

Adams	Davis 19	Lipke	Wilson 25
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Speaker Hanaway declared the bill passed.

SB 327, relating to real estate appraisers, was taken up by Representative Sutherland.

On motion of Representative Sutherland, **SB 327** was truly agreed to and finally passed by the following vote:

AYES: 155

Abel	Angst	Avery	Barnitz	Bearden
Behnen	Bishop	Black	Bland	Bough
Boykins	Bringer	Brooks	Brown	Bruns
Burnett	Byrd	Campbell	Carnahan	Cooper 120
Cooper 155	Corcoran	Crawford	Crowell	Cunningham 145
Cunningham 86	Curls	Darrough	Daus	Davis 122
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Engler
Ervin	Fares	Fraser	George	Goodman
Graham	Green	Guest	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hobbs
Holand	Hoskins	Hubbard	Hunter	Ice
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lowe	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Miller	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Wagner
Walker	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 003

Bivins	Merideth	Wallace
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1212 *Journal of the House*

PRESENT: 000

ABSENT WITH LEAVE: 005

Adams Baker Bean Davis 19 Lipke

Speaker Hanaway declared the bill passed.

SB 522, relating to a capital improvements sales tax, was taken up by Representative Bearden.

On motion of Representative Bearden, **SB 522** was truly agreed to and finally passed by the following vote:

AYES: 144

Abel	Angst	Avery	Baker	Barnitz
Bearden	Behnen	Bivins	Black	Bland
Bough	Boykins	Bringer	Brooks	Brown
Bruns	Burnett	Byrd	Campbell	Carnahan
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis 122	Deeken	Dempsey	Dethrow	Dixon
Dougherty	Dusenberg	Emery	Engler	Ervin
Fares	George	Goodman	Graham	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Icet	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lawson	Lembke	Lowe	Luetkemeyer
Marsh	May	Mayer	Meiners	Merideth
Miller	Moore	Morris	Muckler	Munzlinger
Nieves	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Viebrock	Villa	Vogt
Wagner	Walker	Walsh	Walton	Ward
Wasson	Whorton	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Yates	Madam Speaker	

NOES: 009

Bishop	Donnelly	Fraser	Green	Liese
McKenna	Page	Young	Zweifel	

PRESENT: 001

El-Amin

ABSENT WITH LEAVE: 009

Adams	Bean	Davis 19	LeVota	Lipke
Myers	Sander	Townley	Wallace	

Speaker Hanaway declared the bill passed.

SB 330, relating to child support orders, was taken up by Representative Cooper (120).

On motion of Representative Cooper (120), **SB 330** was truly agreed to and finally passed by the following vote:

AYES: 155

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrrough
Daus	Davis 122	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Icet	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lawson	Lembke	LeVota	Liese
Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Merideth	Miller	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Self	Shoemaker	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Wagner	Walker	Wallace	Walsh	Walton
Ward	Wasson	Wildberger	Willoughby	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 003

Seigfreid	Selby	Whorton
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PRESENT: 000

ABSENT WITH LEAVE: 005

Adams	Boykins	Davis 19	Lipke	Wilson 119
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Speaker Hanaway declared the bill passed.

SB 293, relating to income tax filing limits, was taken up by Representative Deeken.

On motion of Representative Deeken, **SB 293** was truly agreed to and finally passed by the following vote:

AYES: 158

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Hunter	Ice	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kuessner
Lager	Lawson	Lembke	LeVota	Liese
Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Merideth	Miller	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Selby	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Viebrock	Villa
Vogt	Wagner	Walker	Wallace	Walsh
Walton	Ward	Wasson	Whorton	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 005

Adams	Davis 19	Kratky	Lipke	Townley
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Speaker Hanaway declared the bill passed.

HCS SCS SB 592, relating to court fees, was taken up by Representative Kingery.

On motion of Representative Kingery, **HCS SCS SB 592** was adopted.

On motion of Representative Kingery, **HCS SCS SB 592** was read the third time and passed by the following vote:

AYES: 156

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bough	Bringer	Brooks	Brown
Bruns	Burnett	Byrd	Campbell	Carnahan
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis 122	Deeken	Dempsey	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Engler	Ervin	Fares	Fraser	George
Goodman	Graham	Green	Guest	Hampton
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter
Ice	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lowe	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Merideth	Miller	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Selby	Self	Shoemaker	Shoemyer
Skaggs	Smith 118	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Wagner
Walker	Wallace	Walsh	Walton	Ward
Wasson	Whorton	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 001

Smith 14

PRESENT: 000

ABSENT WITH LEAVE: 006

Adams	Bland	Boykins	Davis 19	Kratky
Lipke				

Speaker Hanaway declared the bill passed.

SCS SB 562, relating to a land conveyance in St. Louis County, was taken up by Representative Jackson.

On motion of Representative Jackson, **SCS SB 562** was truly agreed to and finally passed by the following vote:

AYES: 157

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Hoskins	Hubbard	Hunter
Iceet	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Merideth	Miller	Moore	Morris
Muckler	Munzlinger	Myers	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Selby	Self	Shoemaker	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Wagner	Walker	Wallace	Walsh	Walton
Ward	Wasson	Whorton	Wildberger	Willoughby
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 006

Adams	Boykins	Davis 19	Holand	Lipke
Nieves				

Speaker Hanaway declared the bill passed.

HCS SB 370, relating to mutual-aid agreements, was taken up by Representative Myers.

On motion of Representative Myers, **HCS SB 370** was adopted.

On motion of Representative Myers, **HCS SB 370** was read the third time and passed by the following vote:

AYES: 154

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter
Ice	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lowe	Marsh
May	Mayer	McKenna	Merideth	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wright	Yaeger
Yates	Young	Zweifel	Madam Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 009

Adams	Boykins	Davis 19	Henke	Kratky
Lipke	Luetkemeyer	Meiners	Wood	

Speaker Hanaway declared the bill passed.

HCS SCS SB 295, relating to delinquent taxes, was taken up by Representative Schlottach.

On motion of Representative Schlottach, **HCS SCS SB 295** was adopted.

On motion of Representative Schlottach, **HCS SCS SB 295** was read the third time and passed by the following vote:

AYES: 153

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bough	Bringer	Brooks	Brown
Bruns	Burnett	Byrd	Campbell	Carnahan
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis 122	Deeken	Dempsey	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Engler	Ervin	Fares	Fraser	George
Goodman	Graham	Green	Guest	Hampton
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter
Ice	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kratky	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lowe	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Merideth	Miller	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Richard	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wright	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 010

Adams	Bland	Boykins	Davis 19	Kingery
Lipke	Reinhart	Selby	Walker	Wood

Speaker Hanaway declared the bill passed.

HCS SCS SB 281, relating to county government, was taken up by Representative Brown.

On motion of Representative Brown, **HCS SCS SB 281** was adopted.

On motion of Representative Brown, **HCS SCS SB 281** was read the third time and passed by the following vote:

AYES: 141

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Bishop	Bivins	Black
Bough	Boykins	Bringer	Brooks	Brown
Bruns	Burnett	Byrd	Campbell	Carnahan
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis 122	Deeken	Dempsey	Dethrow	Dixon
Dougherty	Dusenberg	El-Amin	Emery	Engler
Ervin	Fares	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Hunter	Ice	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Lager	Lembke	LeVota	Liese	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Merideth	Miller	Moore	Morris
Muckler	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Selby
Shoemaker	Shoemyer	Skaggs	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Taylor	Thompson
Threlkeld	Viebrock	Villa	Vogt	Wagner
Wallace	Walton	Ward	Wasson	Wildberger
Willoughby	Wilson 130	Wilson 42	Witte	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 017

Behnen	Donnelly	Fraser	Henke	Kuessner
Munzlinger	Purgason	Seigfreid	Self	Smith 118
Sutherland	Townley	Walker	Walsh	Whorton
Wilson 119	Wilson 25			

PRESENT: 000

ABSENT WITH LEAVE: 005

Adams	Bland	Davis 19	Lawson	Lipke
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Speaker Hanaway declared the bill passed.

Representative Cooper (120) resumed the Chair.

HCS SB 275, relating to property in Cole County, was taken up by Representative Johnson (47).

On motion of Representative Johnson (47), **HCS SB 275** was adopted.

On motion of Representative Johnson (47), **HCS SB 275** was read the third time and passed by the following vote:

AYES: 131

Abel	Baker	Barnitz	Bearden	Behnen
Bivins	Black	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	El-Amin	Emery
Engler	Fares	Fraser	George	Goodman
Graham	Green	Guest	Hampton	Harris 23
Haywood	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Hunter	Icet	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Lembke	LeVota	Liese	Lowe	Luetkemeyer
Marsh	McKenna	Meiners	Merideth	Miller
Moore	Morris	Munzlinger	Page	Parker
Pearce	Phillips	Portwood	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	Stefanick	Sutherland	Thompson	Threlkeld
Villa	Vogt	Wagner	Walker	Wallace
Walsh	Walton	Ward	Wasson	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Young	Zweifel
Madam Speaker				

NOES: 025

Angst	Avery	Bean	Bishop	Davis 122
Dusenberg	Ervin	Harris 110	Henke	Kuessner
Lager	May	Muckler	Myers	Nieves
Pratt	Sander	Selby	St. Onge	Stevenson
Townley	Viebrock	Whorton	Yaeger	Yates

PRESENT: 000

ABSENT WITH LEAVE: 007

Adams	Bland	Davis 19	Lawson	Lipke
Mayer	Taylor			

Representative Cooper (120) declared the bill passed.

HCS SCS SBs 212 & 220, relating to the Kansas City police retirement system, was taken up by Representative Johnson (47).

On motion of Representative Johnson (47), **HCS SCS SBs 212 & 220** was adopted.

On motion of Representative Johnson (47), **HCS SCS SBs 212 & 220** was read the third time and passed by the following vote:

AYES: 155

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Bringer	Brooks
Brown	Bruns	Burnett	Campbell	Carnahan
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrouh	Daus
Davis 122	Deeken	Dempsey	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Engler	Ervin	Fares	Fraser	George
Goodman	Graham	Guest	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hobbs
Holand	Hoskins	Hubbard	Hunter	Ice
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lowe	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Merideth	Miller	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Wagner
Walker	Wallace	Walsh	Walton	Ward
Wasson	Whorton	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 25	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 001

Purgason

PRESENT: 000

ABSENT WITH LEAVE: 007

Adams	Boykins	Byrd	Davis 19	Green
Lipke	Wilson 42			

Representative Cooper (120) declared the bill passed.

HCS SCS SB 7, relating to the conveyance of property in Pettis County, was taken up by Representative Smith (118).

On motion of Representative Smith (118), **HCS SCS SB 7** was adopted.

On motion of Representative Smith (118), **HCS SCS SB 7** was read the third time and passed by the following vote:

AYES: 158

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bough	Boykins	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Ice	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lembke	LeVota	Liese	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Merideth	Miller	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Townley	Viebrock	Villa
Vogt	Wagner	Walker	Wallace	Walsh
Walton	Ward	Wasson	Whorton	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 005

Adams	Bland	Davis 19	Lawson	Lipke
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Representative Cooper (120) declared the bill passed.

SB 529, relating to railroads, was taken up by Representative Wallace.

On motion of Representative Wallace, **SB 529** was truly agreed to and finally passed by the following vote:

AYES: 155

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bough	Boykins	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrrough
Daus	Davis 122	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Iceet	Jackson	Jetton	Johnson 47	Johnson 61
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lowe	Luetkemeyer
Marsh	May	McKenna	Meiners	Merideth
Miller	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 008

Adams	Bland	Davis 19	Hunter	Johnson 90
Lipke	Mayer	Smith 118		

Representative Cooper (120) declared the bill passed.

SB 534, relating to the supervision in nursing homes, was taken up by Representative Stefanick.

On motion of Representative Stefanick, **SB 534** was truly agreed to and finally passed by the following vote:

AYES: 131

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bough	Boykins	Bringer	Brooks
Brown	Bruns	Byrd	Carnahan	Cooper 120
Cooper 155	Corcoran	Crawford	Crowell	Cunningham 145
Cunningham 86	Darrough	Daus	Davis 122	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Goodman	Graham	Guest	Hampton	Harris 23
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Ice	Jackson	Jetton	Johnson 61
Johnson 90	Jolly	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lembke
Le Vota	Liese	Luetkemeyer	Marsh	May
Mayer	McKenna	Merideth	Miller	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schneider
Seigfreid	Self	Shoemaker	Shoemyer	Smith 118
Smith 14	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Wagner	Walker	Wallace	Walton
Ward	Wasson	Willoughby	Wilson 119	Wilson 130
Witte	Wood	Wright	Yates	Zweifel
Madam Speaker				

NOES: 024

Bland	Burnett	Curls	Dougherty	Fraser
George	Green	Harris 110	Haywood	Henke
Jones	Lowe	Meiners	Schoemehl	Selby
Spreng	Vogt	Walsh	Whorton	Wildberger
Wilson 25	Wilson 42	Yaeger	Young	

PRESENT: 000

ABSENT WITH LEAVE: 008

Adams	Campbell	Davis 19	Johnson 47	Lawson
Lipke	Purgason	Skaggs		

Representative Cooper (120) declared the bill passed.

SB 108, relating to the State Records Commission, was taken up by Representative Kelly (144).

On motion of Representative Kelly (144), **SB 108** was truly agreed to and finally passed by the following vote:

AYES: 154

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Deeken	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Ice	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lembke	LeVota	Liese	Lowe
Luetkemeyer	Marsh	May	McKenna	Meiners
Merideth	Miller	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Selby	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Wagner
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Witte	Wood	Wright	Yaeger
Yates	Young	Zweifel	Madam Speaker	

NOES: 001

Walker

PRESENT: 000

ABSENT WITH LEAVE: 008

Adams	Davis 19	Dempsey	Lawson	Lipke
Mayer	Self	Wilson 42		

Representative Cooper (120) declared the bill passed.

HCS SCS SB 666, relating to school intradistrict student transfers, was taken up by Representative Bland.

On motion of Representative Bland, **HCS SCS SB 666** was adopted.

On motion of Representative Bland, **HCS SCS SB 666** was read the third time and passed by the following vote:

AYES: 146

Abel	Angst	Avery	Baker	Barnitz
Behnen	Bishop	Bivins	Black	Bland
Bough	Bringer	Brooks	Brown	Bruns
Burnett	Byrd	Campbell	Carnahan	Cooper 120
Cooper 155	Corcoran	Crawford	Crowell	Cunningham 145
Cunningham 86	Curls	Darrough	Daus	Davis 122
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	Ice	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly 144	Kelly 36	King	Kratky
Kuessner	Lawson	Lembke	LeVota	Liese
Lowe	Luetkemeyer	Marsh	Mayer	McKenna
Meiners	Merideth	Miller	Moore	Muckler
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Sutherland
Taylor	Thompson	Threlkeld	Townley	Villa
Vogt	Wagner	Walker	Wallace	Walsh
Walton	Ward	Wasson	Whorton	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 25	Witte
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 009

Bean	Deeken	Kingery	Lager	May
Morris	Myers	Stevenson	Wood	

PRESENT: 002

Viebrock	Wilson 42
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ABSENT WITH LEAVE: 006

Adams	Bearden	Boykins	Davis 19	Lipke
Munzlinger				

Representative Cooper (120) declared the bill passed.

Speaker Hanaway resumed the Chair.

HCS SB 399, relating to jails, was taken up by Representative Stevenson.

On motion of Representative Stevenson, **HCS SB 399** was adopted.

On motion of Representative Stevenson, **HCS SB 399** was read the third time and passed by the following vote:

AYES: 141

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bivins	Black
Bough	Bringer	Brooks	Bruns	Burnett
Byrd	Campbell	Carnahan	Cooper 120	Cooper 155
Corcoran	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Darrough	Daus	Davis 122	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	Goodman	Graham	Guest
Hampton	Harris 23	Haywood	Hilgemann	Hobbs
Holand	Hoskins	Hubbard	Hunter	Ice
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Luetkemeyer	Marsh
May	Mayer	Meiners	Merideth	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Selby	Self
Shoemaker	Shoemyer	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Threlkeld	Townley	Viebrock	Villa	Vogt
Wagner	Walker	Wallace	Ward	Wasson
Willoughby	Wilson 119	Wilson 25	Witte	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 013

Bishop	George	Green	Harris 110	Henke
Lowe	McKenna	Skaggs	Thompson	Walsh
Walton	Whorton	Wildberger		

PRESENT: 001

Wilson 42

ABSENT WITH LEAVE: 008

Adams	Bland	Boykins	Brown	Davis 19
Lipke	Pearce	Wilson 130		

Speaker Hanaway declared the bill passed.

HCS SB 136, relating to election deadlines, was taken up by Representative Deeken.

On motion of Representative Deeken, **HCS SB 136** was adopted.

On motion of Representative Deeken, **HCS SB 136** was read the third time and passed by the following vote:

AYES: 156

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bough	Boykins	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Kelly 144	King	Kingery
Kratky	Kuessner	Lager	Lawson	Lembke
LeVota	Liese	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Merideth
Miller	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Wagner
Walker	Wallace	Walsh	Walton	Ward
Wasson	Whorton	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 001

Jones

PRESENT: 000

ABSENT WITH LEAVE: 006

Adams	Bland	Davis 19	Henke	Kelly 36
Lipke				

Speaker Hanaway declared the bill passed.

SB 492, relating to interior design, was taken up by Representative Behnen.

On motion of Representative Behnen, **SB 492** was truly agreed to and finally passed by the following vote:

AYES: 156

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bough	Boykins	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Deeken	Dempsey	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Engler	Ervin	Fares	Fraser	George
Graham	Green	Guest	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hobbs
Holand	Hoskins	Hubbard	Hunter	Ice
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lowe	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Merideth	Miller	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Selby	Self	Shoemaker	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Wagner	Walker	Wallace	Walsh	Walton
Ward	Wasson	Whorton	Wildberger	Willoughby
Wilson 119	Wilson 130	Wilson 25	Witte	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 007

Adams	Bland	Davis 19	Dethrow	Goodman
Lipke	Wilson 42			

Speaker Hanaway declared the bill passed.

HCS SCS SB 61, relating to personal identifying information, was taken up by Representative Luetkemeyer.

On motion of Representative Luetkemeyer, **HCS SCS SB 61** was adopted.

On motion of Representative Luetkemeyer, **HCS SCS SB 61** was read the third time and passed by the following vote:

AYES: 147

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bough	Bringer	Brooks	Brown
Bruns	Burnett	Byrd	Campbell	Carnahan
Cooper 155	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Hunter	Ice	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	Kingery	Kratky	Kuessner
Lager	Lembke	Liese	Lowe	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Merideth	Miller	Moore	Morris	Muckler
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Viebrock	Villa	Vogt
Wagner	Walker	Wallace	Walsh	Walton
Ward	Wasson	Whorton	Wildberger	Willoughby
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 001

Selby

PRESENT: 001

Threlkeld

ABSENT WITH LEAVE: 014

Adams	Bland	Boykins	Cooper 120	Corcoran
Crawford	Davis 19	King	Lawson	LeVota
Lipke	Munzlinger	Pratt	Townley	

Speaker Hanaway declared the bill passed.

HCS SB 618, relating to suicide prevention, was taken up by Representative Johnson (61).

Representative Johnson (61) moved that **HCS SB 618** be adopted.

Which motion was defeated.

On motion of Representative Johnson (61), **SB 618** was truly agreed to and finally passed by the following vote:

AYES: 155

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bough	Boykins	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Fares	Fraser	George
Goodman	Graham	Green	Guest	Hampton
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Ice
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lowe	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Merideth	Miller	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Ruestman	Rupp	Sager	Salva	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 002

Hunter	Roark
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PRESENT: 000

ABSENT WITH LEAVE: 006

Adams	Bland	Davis 19	Engler	Lipke
Sander				

Speaker Hanaway declared the bill passed.

HCS SB 101, relating to county ordinances, was taken up by Representative Baker.

On motion of Representative Baker, **HCS SB 101** was adopted.

On motion of Representative Baker, **HCS SB 101** was read the third time and passed by the following vote:

AYES: 156

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bough	Boykins	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Ice	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Merideth	Miller	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Wagner	Walker	Wallace	Walsh	Walton
Ward	Wasson	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 000

PRESENT: 001

Whorton

ABSENT WITH LEAVE: 006

Adams	Bland	Davis 19	Jolly	Lipke
Stevenson				

Speaker Hanaway declared the bill passed.

HCS SB 401, relating to definition of crime, was taken up by Representative Pratt.

On motion of Representative Pratt, **HCS SB 401** was adopted.

On motion of Representative Pratt, **HCS SB 401** was read the third time and passed by the following vote:

AYES: 115

Abel	Angst	Avery	Baker	Bean
Bearden	Behnen	Bivins	Black	Bough
Boykins	Brooks	Brown	Bruns	Burnett
Byrd	Carnahan	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrrough
Daus	Deeken	Dempsey	Dethrow	Dixon
Dougherty	Dusenberg	El-Amin	Emery	Engler
Ervin	Fares	Goodman	Graham	Guest
Harris 23	Hobbs	Holand	Hoskins	Hubbard
Hunter	Icet	Jackson	Jetton	Johnson 47
Johnson 61	Jolly	Kelly 144	King	Kingery
Lager	Lembke	Luetkemeyer	Marsh	May
Mayer	Meiners	Miller	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Rector	Richard	Roark
Ruestman	Rupp	Salva	Sander	Schaaf
Schlottach	Schneider	Self	Shoemaker	Shoemyer
Smith 118	Smith 14	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wallace	Walsh
Ward	Wasson	Wildberger	Wilson 119	Wilson 130
Wood	Wright	Yates	Zweifel	Madam Speaker

NOES: 029

Barnitz	Bishop	Bringer	Campbell	Davis 122
Donnelly	Fraser	George	Hampton	Harris 110
Haywood	Henke	Jones	Kuessner	Lowe
McKenna	Merideth	Ransdall	Sager	Schoemehl
Seigfreid	Selby	Skaggs	Spreng	Whorton
Wilson 25	Wilson 42	Witte	Yaeger	

PRESENT: 012

Bland	Corcoran	Green	Hilgemann	Johnson 90
Kelly 36	Kratky	LeVota	Liese	Walker
Walton	Young			

ABSENT WITH LEAVE: 007

Adams	Davis 19	Lawson	Lipke	Reinhart
Wagner	Willoughby			

Speaker Hanaway declared the bill passed.

HCS SB 448, relating to the Statewide Court Automation Fund, was taken up by Representative Goodman.

On motion of Representative Goodman, **HCS SB 448** was adopted.

On motion of Representative Goodman, **HCS SB 448** was read the third time and passed by the following vote:

AYES: 110

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bivins	Black
Bough	Boykins	Bringer	Brown	Bruns
Burnett	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Daus	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	Emery	Engler	Ervin	Fares
Fraser	Goodman	Guest	Harris 23	Hobbs
Holand	Hoskins	Hunter	Ice	Jackson
Jetton	Johnson 47	Jolly	Kelly 144	King
Kingery	Kratky	Lager	Lembke	Luetkemeyer
Marsh	May	Mayer	Meiners	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Richard	Roark	Ruestman	Rupp
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Self	Shoemaker	Smith 118	Smith 14
St. Onge	Stefanick	Stevenson	Sutherland	Thompson
Threlkeld	Viebrock	Vogt	Wallace	Wasson
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yates	Zweifel	Madam Speaker

NOES: 012

Davis 122	Hampton	Harris 110	Henke	McKenna
Merideth	Seigfreid	Selby	Townley	Ward
Whorton	Yaeger			

PRESENT: 032

Bishop	Bland	Campbell	Carnahan	Corcoran
Curls	Darrough	El-Amin	George	Graham
Green	Haywood	Hilgemann	Hubbard	Johnson 61
Johnson 90	Jones	Kelly 36	Kuessner	Liese
Lowe	Sager	Shoemyer	Skaggs	Spreng
Taylor	Villa	Walker	Walsh	Walton
Wildberger	Young			

ABSENT WITH LEAVE: 009

Adams	Brooks	Davis 19	Lawson	LeVota
Lipke	Reinhart	Wagner	Willoughby	

Speaker Hanaway declared the bill passed.

HCS SB 465, relating to the Judicial Finance Commission, was taken up by Representative Stevenson.

On motion of Representative Stevenson, **HCS SB 465** was adopted.

On motion of Representative Stevenson, **HCS SB 465** was read the third time and passed by the following vote:

AYES: 118

Angst	Avery	Baker	Barnitz	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bough	Boykins	Bringer	Brown	Bruns
Burnett	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Daus	Davis 122
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	Emery	Engler	Ervin
Fares	Fraser	Goodman	Guest	Hampton
Harris 23	Henke	Hobbs	Holand	Hoskins
Hubbard	Hunter	Iceet	Jackson	Jetton
Johnson 47	Jolly	Kelly 144	King	Kingery
Kratky	Lager	Lembke	Luetkemeyer	Marsh
May	Mayer	Meiners	Merideth	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Richard	Roark	Ruestman	Rupp	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Self	Shoemaker	Shoemyer	Smith 14	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Wagner	Wallace	Ward	Wasson	Wilson 119
Wilson 130	Wilson 25	Witte	Wood	Wright
Yates	Zweifel	Madam Speaker		

NOES: 007

Green	McKenna	Selby	Skaggs	Walsh
Whorton	Yaeger			

PRESENT: 026

Abel	Bland	Campbell	Carnahan	Corcoran
Curls	Darrough	George	Graham	Harris 110
Haywood	Hilgemann	Johnson 61	Johnson 90	Jones
Kelly 36	Kuessner	Liese	Lowe	Sager
Spreng	Walker	Walton	Wildberger	Wilson 42
Young				

ABSENT WITH LEAVE: 012

Adams	Brooks	Davis 19	El-Amin	Lawson
LeVota	Lipke	Page	Reinhart	Seigfreid
Smith 118	Willoughby			

Speaker Hanaway declared the bill passed.

SB 506, relating to the practice of dentistry, was taken up by Representative Avery.

On motion of Representative Avery, **SB 506** was truly agreed to and finally passed by the following vote:

AYES: 130

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bough	Boykins	Bringer	Brown
Bruns	Burnett	Byrd	Carnahan	Cooper 120
Cooper 155	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Daus	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
Goodman	Green	Guest	Harris 23	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Ice	Jackson	Jetton	Johnson 47
Jolly	Kelly 144	King	Kingery	Kratky
Kuessner	Lager	Lembke	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Merideth
Miller	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Richard	Roark	Ruestman
Rupp	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Selby	Self
Shoemaker	Skaggs	Smith 118	Smith 14	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Townley	Viebrock	Villa	Vogt	Wagner
Walker	Wallace	Walton	Wasson	Wildberger
Wilson 119	Wilson 130	Wilson 25	Witte	Wood
Wright	Yates	Young	Zweifel	Madam Speaker

NOES: 001

Yaeger

PRESENT: 022

Bland	Campbell	Corcoran	Darrough	Davis 122
George	Graham	Hampton	Harris 110	Haywood
Johnson 61	Johnson 90	Jones	Kelly 36	Liese
Lowe	Sager	Spreng	Walsh	Ward
Whorton	Wilson 42			

ABSENT WITH LEAVE: 010

Adams	Brooks	Davis 19	Lawson	LeVota
Lipke	Reinhart	Shoemyer	Threlkeld	Willoughby

Speaker Hanaway declared the bill passed.

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were referred to the Committee indicated:

HCR 14 - Budget
HCR 20 - Retirement
HCR 24 - Retirement
HCR 25 - Retirement
HCR 26 - Agriculture
HCR 31 - Conservation and Natural Resources

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 378 - Tax Policy
HB 675 - Tax Policy

REFERRAL OF SENATE CONCURRENT RESOLUTIONS

The following Senate Concurrent Resolutions were referred to the Committee indicated:

SCS SCR 8 - Special Committee on Urban Issues
SCR 12 - Corrections and State Institutions

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SS#2 SS SCS SB 2 - Workforce Development and Workplace Safety
SS SCS SB 5 - Crime Prevention and Public Safety
SS SB 28 - Budget
SCS SB 38 - Agriculture
SCS SB 73 - Health Care Policy
SCS SB 199 - Local Government
SS SCS SB 410 - Health Care Policy

COMMITTEE REPORTS

Committee on Budget, Chairman Bearden reporting:

Madam Speaker: Your Committee on Budget, to which was referred **HS HCS HB 121** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

Committee on Administration and Accounts, Chairman Miller reporting:

Madam Speaker: Your Committee on Administration and Accounts, to which was referred **HR 1847**, begs leave to report it has examined the same and recommends that it **Do Pass**.

HOUSE RESOLUTION NO. 1847

WHEREAS, Section 21.155, RSMo, provides that the House of Representatives may, by resolution, continue in employment such number of efficient employees after any adjournment of a regular session or sine die adjournment of the General Assembly as may be necessary for operation of the House; and

WHEREAS, the House of Representatives will have need for secretarial, administrative, and research, budget, and support staff after the adjournment of the House on May 16, 2003; and

WHEREAS, employees of the House of Representatives are designated and funded in House Bill No. 12, including those employees who may be needed for veto, special, or extraordinary sessions of the House:

NOW, THEREFORE, BE IT RESOLVED that the Missouri House of Representatives, Ninety-second General Assembly, may employ for the period between May 16, 2003, and January 7, 2004, such employees as are necessary to perform the duties of the House, not to exceed that amount authorized pursuant to appropriation. Such employees shall include necessary secretarial, administrative, and research, budget, and support staff personnel appointed by the Speaker whose terms of employment are established by the Committee on Administration and Accounts.

Committee on Agriculture, Chairman Myers reporting:

Madam Speaker: Your Committee on Agriculture, to which was referred **HCR 3**, begs leave to report it has examined the same and recommends that it **Do Pass**.

HOUSE CONCURRENT RESOLUTION NO. 3

WHEREAS, a permanent electronic identification device to track all red meat-producing livestock from farm to table would be a great protective device for anti-bioterrorism; and

WHEREAS, such devices would be useful to the producers of red meat-producing livestock in controlling diseases as a method of tracing such livestock back to the farm; and

WHEREAS, such devices would be beneficial in providing producers with livestock carcass information, including the rate of gain; and

WHEREAS, such devices would be most useful in generating information on the concept of "farm to table" to protect American consumers:

NOW, THEREFORE, BE IT RESOLVED that the members of the House of Representatives of the Ninety-second General Assembly, First Regular Session, the Senate concurring therein, hereby encourage the Animal and Plant Inspection Service of the United States Department of Agriculture to develop and promulgate a permanent electronic identification program to be used on all red meat-producing livestock that would gather information and help protect the United States' consumer in the event of a bioterrorist threat; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare a properly inscribed copy of this resolution for the United States Department of Agriculture.

Madam Speaker: Your Committee on Agriculture, to which was referred **HCR 5**, begs leave to report it has examined the same and recommends that it **Do Pass**.

HOUSE CONCURRENT RESOLUTION NO. 5

WHEREAS, the Missouri Department of Agriculture has expressed a strong need for a biosafety level 3 lab to be housed on the veterinary school campus at the University of Missouri-Columbia;

WHEREAS, a biosafety level 3 lab would bridge gaps within the University and the University and the Department of Agriculture, the Department of Conservation, and the Department of Health and Senior Services in protecting the environment from agents that are a potential threat to plants and animals, but not to humans; and

WHEREAS, the Missouri Farm Bureau, the Missouri Veterinary Medical Association, the Governor's Chronic Wasting Disease Task Force, and the Missouri Livestock and Poultry Health Council have all expressed support of the establishment of a biosafety level 3 lab in the State of Missouri; and

WHEREAS, the establishment of a biosafety level 3 lab is of critical importance to the Department of Conservation because of the threat chronic wasting disease poses for Missouri deer and elk herds. Since there currently is no biosafety level 3 lab in the state, the 6,000 samples taken during the most recent deer season in Missouri are being sent to other laboratories across the country, which will most likely result in delays of several months in receiving test results; and

WHEREAS, the establishment of a biosafety level 3 lab in the State of Missouri will provide the necessary infrastructure to assist infectious disease specialists and researchers who work with highly infectious pathogens to do so in a safe and controlled environment:

NOW, THEREFORE, BE IT RESOLVED that the members of the House of Representatives of the Ninety-second General Assembly, First Regular Session, the Senate concurring therein, hereby encourage and recommend the establishment of a biosafety level 3 lab on the veterinary school campus of the University of Missouri-Columbia; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare a properly inscribed copy of this resolution for University of Missouri-Columbia Veterinary School, the Director of the Department of Agriculture, the Department of Conservation, and the Director of the Department of Health and Senior Services.

Committee on Judiciary, Chairman Byrd reporting:

Madam Speaker: Your Committee on Judiciary, to which was referred **SB 521**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

ADJOURNMENT

On motion of Representative Crowell, the House adjourned until 9:00 a.m., Thursday, April 24, 2003.

CORRECTIONS TO THE HOUSE JOURNAL

AFFIDAVITS

I, State Representative Mike Sutherland, District 99, hereby state and affirm that my vote as recorded on Pages 1149, 1151 and 1155 of the House Journal for Tuesday, April 22, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 23rd day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Chris Shoemaker, District 8, hereby state and affirm that my vote as recorded on Page 1157 of the House Journal for Tuesday, April 22, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 23rd day of April 2003.

/s/ Chris Shoemaker
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 23rd day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Clint Zweifel, District 78, hereby state and affirm that my vote as recorded on Page 1158 of the House Journal for Tuesday, April 22, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 23rd day of April 2003.

/s/ Clint Zweifel
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 23rd day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative B. J. Marsh, District 136, hereby state and affirm that my vote as recorded on Page 1159 of the House Journal for Tuesday, April 22, 2003 showing that I voted present was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 23rd day of April 2003.

/s/ B. J. Marsh
State Representative

1242 *Journal of the House*

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 23rd day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Russ Carnahan, District 59, hereby state and affirm that my vote as recorded on Page 1160 of the House Journal for Tuesday, April 22, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 23rd day of April 2003.

/s/ Russ Carnahan
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 23rd day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Shannon Cooper, District 120, hereby state and affirm that my vote as recorded on Page 1160 of the House Journal for Tuesday, April 22, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 23rd day of April 2003.

/s/ Shannon Cooper
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 23rd day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

ADMINISTRATION AND ACCOUNTS

Thursday, April 24, 2003, 8:30 a.m. House Lounge.

Administration and Accounts Committee Resolution; House Policy changes.

Executive Session may follow.

Public Hearing to be held on: HCR 32

BUDGET

Thursday, April 24, 2003, 8:00 a.m. Hearing Room 3. HEARING CANCELLED

Possible Executive Session.

Public Hearing to be held on: HB 16, HB 17, HB 18, HB 19, HB 20, HB 121, HB 404, HB 698, SCR 13

BUDGET

Tuesday, April 29, 2003, 8:30 a.m. Hearing Room 3.

Possible Executive Session.

Other bills assigned or referred to committee for fiscal review.

Public Hearing to be held on: HB 18, HB 698, HB 741, HB 745, SB 243, SCR 13

CONSERVATION AND NATURAL RESOURCES

Wednesday, April 30, 2003, 12:00 p.m. Hearing Room 5.

Executive Session may follow.

Public Hearing to be held on: HB 519, HB 535, HB 740

HOMELAND SECURITY AND VETERANS AFFAIRS

Thursday, April 24, 2003. Side gallery upon morning adjournment.

Public Hearing to be held on: SB 219

Executive Session to be held on: HB 699, SB 219

JOINT COMMITTEE ON ADMINISTRATIVE RULES

Thursday, April 24, 2003. Senate Lounge upon adjournment. AMENDED
19 CSR 60-50; 300, 400, 410, 420, 430, 450, 700.

JOINT COMMITTEE ON ADMINISTRATIVE RULES

Monday, April 28, 2003, 8:00 p.m. Senate Lounge. AMENDED NOTICE #2
Hearing to begin at 8:00 p.m. or two hours after evening Senate adjournment.

LOCAL GOVERNMENT

Thursday, April 24, 2003, 8:30 a.m. Hearing Room 6.

Public Hearing to be held on: HB 687

Executive Session to be held on: SB 298

RETIREMENT

Thursday, April 24, 2003, 8:30 a.m. Hearing Room 7.

Executive Session may follow.

Public Hearing to be held on: HB 473, HB 735

RULES

Thursday, April 24, 2003, 8:30 a.m. Hearing Room 5. CANCELLED

Executive Session may follow.

Public Hearing to be held on: HCR 23, HR 495, HR 1086, SCR 10

SMALL BUSINESS

Thursday, April 24, 2003. Side gallery upon adjournment.

Executive Session.

SPECIAL COMMITTEE ON GENERAL LAWS

Thursday, April 24, 2003, 8:00 a.m. Hearing Room 1.

Executive Session to follow.

Public Hearing to be held on: HB 723

TRANSPORTATION AND MOTOR VEHICLES

Thursday, April 24, 2003, 8:30 a.m. Hearing Room 1.

Possible Executive Session to follow.

Public Hearing to be held on: HB 707, SB 481

HOUSE CALENDAR

FIFTY-NINTH DAY, THURSDAY, APRIL 24, 2003

HOUSE CONCURRENT RESOLUTION FOR SECOND READING

HCR 34

HOUSE BILL FOR SECOND READING

HB 752

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 132, 173, 117 & 48 - Wright
- 2 HCS HB 215, 218, 115 & 83 - Myers
- 3 HCS HB 190 & 214 - Fares
- 4 HCS HB 51 - Mayer
- 5 HCS HB 387 - Pearce
- 6 HCS HB 109 & 34 - Fares
- 7 HB 263 - Cooper (120)
- 8 HCS HB 468 - Byrd

- 9 HCS HB 233 - Holand
- 10 HB 471 - Jackson
- 11 HCS HB 47 - Portwood
- 12 HCS HB 507 - Hubbard
- 13 HCS HB 455 - Thompson
- 14 HB 293, HCA 1 - Johnson (47)
- 15 HCS HB 345 - Cunningham (86)
- 16 HCS HB 385 - Cunningham (86)
- 17 HCS HB 447 - Townley

HOUSE BILL FOR PERFECTION - FEDERAL MANDATE

HB 655 - Wilson (130)

HOUSE BILLS FOR THIRD READING

- 1 HS HCS HB 404, 324, 403, 344, 426 & 541, (Budget 4-16-03) - Rector
- 2 HS HCS HB 121 - Portwood
- 3 HCS HB 688 - Hanaway
- 4 HCS HB 138 - Crawford
- 5 HS HB 481 - Crowell
- 6 HB 593 - Byrd

SENATE BILLS FOR THIRD READING - CONSENT

- 1 SB 611 - Luetkemeyer
- 2 HCS SB 504 - Wasson
- 3 HCS SB 469 - Byrd
- 4 HCS SB 470 - Lipke
- 5 HCS SB 474 - Mayer
- 6 SB 468, HCA 1 - Pratt
- 7 HCS SB 301 - Daus
- 8 HCS SCS SB 547 - Johnson (47)
- 9 HCS SB 355 - Harris (110)
- 10 SB 423, HCA 1 - Wood
- 11 SB 651 - Townley
- 12 SB 623 - Mayer
- 13 SB 63 - Johnson (47)
- 14 SB 606 - May
- 15 SB 425 - Mayer
- 16 SB 467 - Mayer
- 17 SB 321 - Haywood
- 18 SB 317 - Selby
- 19 HCS SB 325 - Shoemaker (8)
- 20 SB 431 - Threlkeld
- 21 SB 203 - Mayer

- 22 SB 214, HCA 1 - Byrd
- 23 SB 471 - Lipke
- 24 SB 548 - Yates
- 25 SCS SB 202 - Wood
- 26 SCS#2 SB 224, E.C. - Moore
- 27 SCS SB 288 - Davis (19)
- 28 SB 143 - Yates
- 29 SCS SB 351 - Johnson (61)
- 30 SB 457 - Stevenson
- 31 SB 120 - Rector
- 32 SB 121 - Davis (122)
- 33 SCS SB 122 - King
- 34 SCS SB 238, E.C. - Baker
- 35 SCS SB 513 - Daus
- 36 SB 376 - Cooper (120)
- 37 SB 456, E.C. - Bruns
- 38 SCS SB 269, E.C. - Willoughby
- 39 SB 537 - Stevenson
- 40 SB 207 - Byrd
- 41 SB 250, E.C. - Wagner
- 42 SB 356 - Harris (110)
- 43 SCS SB 546 - Pearce

SENATE BILLS FOR THIRD READING

- 1 SB 496 - Luetkemeyer
- 2 HCS SB 173 - Walton
- 3 SS#2 SCS SB 55 - Stevenson
- 4 HCS SS SCS SB 36 - Myers
- 5 SS SB 34 - Holand
- 6 HCS SS SCS SB 30 - Schneider
- 7 HCS SCS SB 84 - Munzlinger
- 8 HCS SCS SB 686, E.C. - Cunningham (86)
- 9 SCS#2 SB 1 - Luetkemeyer
- 10 SB 540 - Parker
- 11 HCS SB 521 - Byrd

SENATE BILL FOR THIRD READING - CONSENT - INFORMAL

- SCS SB 237 - Luetkemeyer

HOUSE CONCURRENT RESOLUTIONS

- 1 HCR 3, (4-23-03) - Townley
- 2 HCR 5, (4-23-03) - Townley

HOUSE RESOLUTION

HR 1847, (4-23-03) - Miller

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

FIFTY-NINTH DAY, THURSDAY, APRIL 24, 2003

Speaker Hanaway in the Chair.

Prayer by Father David Buescher.

God, You who can bring constancy even out of chaos, speak words of steadiness and order into this noble hall this morning. The people of this great state count on these women and these men to labor through an overabundance of bills and issues today.

Time seems short; the mountain of work is substantial and not insignificant. So we stake our claim first to Your caring and stimulating presence, and then we will do the best we can. We are all in Your heart; this day may the minds and the hands in this Chamber build and toil only for good. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Blake Werner, Ryan Kerans, Victoria Strang, Tyler Whelan, Rebecca Gee, Bobby Schindel, Peter Erickson, Joseph Winstein-Hibbs, Emily Mallette, Alex Trampe, Aspen Sinclair Gates, Melani Ford, Krystal Lewis, Travis Leeper, Jordan Walker, J.R. Anthony, Shavion Reed, Caleb Elam, Andrea James, Liza Hill, Foster Honeck, Kenneth Riper, Lauren Schweiss, Leah Schweiss, Arooj Ajaz, Daniel Burcham, Zakeriah Miles, Caleb Thompson, Brittany Brunetta, Allyson Chipley, Jelynn Louis, Joanna Majcherczyk, Allison Guerra, Michelle Beehner, Akash Sookvn, Ashley Yount, Jimmy Lyons, Nick Vaughn, Kayla Lunbeck, Brittany Fonda, Somona Stewart, Rachel Carlson, Logan Willoughby and Benjamin Morrison.

The Journal of the fifty-eighth day was approved as corrected by the following vote:

AYES: 121

Abel	Angst	Avery	Baker	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Brown	Bruns	Byrd
Carnahan	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Davis 122	Deeken
Dempsey	Dethrow	Dixon	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
George	Goodman	Graham	Green	Guest
Hampton	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Hunter	Icet	Jackson	Jetton
Kelly 144	Kelly 36	King	Kingery	Kuessner
Lager	Lawson	Liese	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Miller

1249 *Journal of the House*

Moore	Morris	Munzlinger	Myers	Nieves
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Townley	Viebrock	Villa
Vogt	Wagner	Wallace	Walsh	Walton
Ward	Wasson	Wilson 119	Wilson 130	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 019

Boykins	Campbell	Corcoran	Darrough	Daus
Donnelly	Harris 110	Harris 23	Johnson 90	Jolly
Muckler	Ransdall	Schoemehl	Spreng	Walker
Willoughby	Wilson 25	Wilson 42	Witte	

PRESENT: 014

Barnitz	Bringer	Burnett	Fraser	Haywood
Henke	Johnson 61	Jones	Kratky	LeVota
Lowe	Merideth	Whorton	Wildberger	

ABSENT WITH LEAVE: 009

Adams	Brooks	Davis 19	Johnson 47	Lembke
Lipke	Page	Seigfreid	Selby	

HOUSE RESOLUTION

Representative Bland offered House Resolution No. 2151.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 2142	-	Representative Crowell
House Resolution No. 2143	-	Representatives Wagner and Harris (110)
House Resolution No. 2144		
and		
House Resolution No. 2145	-	Representative Purgason
House Resolution No. 2146	-	Representative Hilgemann, et al
House Resolution No. 2147	-	Representative Sanders Brooks
House Resolution No. 2148	-	Representative Curls, et al
House Resolution No. 2149		
and		
House Resolution No. 2150	-	Representative Cunningham (145)
House Resolution No. 2152	-	Representative Boykins
House Resolution No. 2153	-	Representative Bishop
House Resolution No. 2154	-	Representative Hubbard

House Resolution No. 2155
and
House Resolution No. 2156 - Representative Pearce
House Resolution No. 2157 - Representative Schaaf
House Resolution No. 2158 - Representative Johnson (90)
House Resolution No. 2159 - Representative May
House Resolution No. 2160 - Representative Cunningham (145)
House Resolution No. 2161 - Representative Crawford
House Resolution No. 2162
through
House Resolution No. 2164 - Representative Sager
House Resolution No. 2165 - Representative Smith (118)
House Resolution No. 2166
and
House Resolution No. 2167 - Representative Bruns
House Resolution No. 2168
and
House Resolution No. 2169 - Representative Rector
House Resolution No. 2170 - Representative Quinn
House Resolution No. 2171
and
House Resolution No. 2172 - Representative Wilson (42)
House Resolution No. 2173 - Representative Moore
House Resolution No. 2174 - Representative Riback Wilson (25)
House Resolution No. 2175 - Representative Deeken
House Resolution No. 2176
and
House Resolution No. 2177 - Representative Muckler

INTRODUCTION OF HOUSE JOINT RESOLUTION

The following House Joint Resolution was read the first time and copies ordered printed:

HJR 26, introduced by Representatives Roark, Hanaway, Cooper (120), Purgason, Wright, Smith (14), Bearden, Jetton, Crowell, Dixon, Lembke, Rupp and Hobbs, et al, relating to state budget recommendations.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 753, introduced by Representative Avery, relating to science and mathematics education.

HB 754, introduced by Representatives McKenna and Selby, relating to indoor air quality in schools.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 34 was read the second time.

SECOND READING OF HOUSE BILL

HB 752 was read the second time.

SPECIAL RECOGNITION

Ms. Cathy Cook was introduced by Representative Crowell and recognized as an Outstanding Missourian.

HOUSE RESOLUTION

HR 1847, relating to House employees, was taken up by Representative Miller.

On motion of Representative Miller, **HR 1847** was adopted.

THIRD READING OF SENATE BILLS - CONSENT

SB 611, relating to county fair boards, was taken up by Representative Luetkemeyer.

On motion of Representative Luetkemeyer, **SB 611** was truly agreed to and finally passed by the following vote:

AYES: 153

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
Goodman	Graham	Green	Guest	Hampton
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter
Ice	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Miller	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sager	Salva

Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Self	Shoemaker	Shoemyer	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Witte	Wood	Wright	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 003

Merideth	Selby	Skaggs
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PRESENT: 002

George	Wilson 42
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ABSENT WITH LEAVE: 005

Adams	Brooks	Davis 19	Lipke	Walker
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Speaker Hanaway declared the bill passed.

Representative Roark assumed the Chair.

HCS SB 469, relating to court procedures, was taken up by Representative Byrd.

HCS SB 469 was laid over.

Representative St. Onge assumed the Chair.

HCS SB 504, relating to satellite enterprise zones, was taken up by Representative Marsh.

On motion of Representative Marsh, **HCS SB 504** was adopted.

On motion of Representative Marsh, **HCS SB 504** was read the third time and passed by the following vote:

AYES: 125

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bivins	Black
Bland	Bough	Boykins	Bringer	Brown
Bruns	Byrd	Carnahan	Cooper 120	Crawford
Crowell	Cunningham 145	Cunningham 86	Daus	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Green
Guest	Hampton	Harris 23	Hilgemann	Hobbs
Holand	Hubbard	Hunter	Icet	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Kelly 144
Kelly 36	King	Kingery	Lager	Lembke

1253 *Journal of the House*

LeVota	Liese	Luetkemeyer	Marsh	Mayer
McKenna	Meiners	Merideth	Miller	Moore
Morris	Muckler	Nieves	Page	Parker
Pearce	Phillips	Pratt	Quinn	Ransdall
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Walton	Ward	Wasson	Willoughby
Wilson 119	Wilson 130	Wilson 25	Witte	Wood
Wright	Yaeger	Yates	Young	Madam Speaker

NOES: 026

Bishop	Burnett	Campbell	Cooper 155	Corcoran
Darrough	Davis 122	Dusenberg	Henke	Hoskins
Jolly	Kratky	Kuessner	May	Munzlinger
Myers	Purgason	Rector	Seigfreid	Selby
Shoemaker	Skaggs	Walker	Whorton	Wildberger
Zweifel				

PRESENT: 006

Curls	Harris 110	Haywood	Jones	Lowe
Wilson 42				

ABSENT WITH LEAVE: 006

Adams	Brooks	Davis 19	Lawson	Lipke
Portwood				

Representative St. Onge declared the bill passed.

HCS SB 470, relating to liens on real estate, was taken up by Representative Goodman.

On motion of Representative Goodman, **HCS SB 470** was adopted.

On motion of Representative Goodman, **HCS SB 470** was read the third time and passed by the following vote:

AYES: 146

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Dempsey	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Engler
Ervin	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 23	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard

Hunter	Jetton	Jackson	Johnson 47
Johnson 61	Jones	Jolly	Kelly 144
Kelly 36	Kuessner	Kingery	Lager
Lawson	Liese	LeVota	Lowe
Luetkemeyer	Mayer	May	McKenna
Meiners	Moore	Miller	Morris
Muckler	Page	Nieves	Parker
Phillips	Ransdall	Quinn	Rector
Reinhart	Ruestman	Roark	Rupp
Sager	Schaaf	Sander	Schlottach
Schneider	Self	Seigfreid	Shoemaker
Shoemyer	Smith 14	Smith 118	Spreng
St. Onge	Sutherland	Stevenson	Taylor
Thompson	Viebrock	Townley	Villa
Vogt	Walsh	Wallace	Walton
Ward	Wildberger	Whorton	Willoughby
Wilson 119	Wilson 42	Wilson 25	Witte
Wood	Young	Yates	Zweifel
Madam Speaker			

NOES: 010

Dethrow	Fares	Harris 110	Kratky	Myers
Pearce	Purgason	Selby	Walker	Yaeger

PRESENT: 001

Haywood

ABSENT WITH LEAVE: 006

Adams	Brooks	Davis 19	Deeken	Lipke
Portwood				

Representative St. Onge declared the bill passed.

HCS SB 474, relating to civil court charges, was taken up by Representative Mayer.

On motion of Representative Mayer, **HCS SB 474** was adopted.

On motion of Representative Mayer, **HCS SB 474** was read the third time and passed by the following vote:

AYES: 151

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrrough
Daus	Davis 122	Deeken	Dempsey	Dixon
Donnelly	Dougherty	Dusenberg	Emery	Engler
Ervin	Fares	Fraser	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23

Haywood	Henke	Hilgemann	Hobbs	Hoskins
Hubbard	Hunter	Icet	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Merideth	Miller	Moore
Morris	Muckler	Myers	Nieves	Page
Parker	Pearce	Phillips	Pratt	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Wagner
Walker	Wallace	Walsh	Walton	Ward
Wasson	Whorton	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 003

Dethrow	Munzlinger	Purgason
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PRESENT: 002

George	Lowe
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ABSENT WITH LEAVE: 007

Adams	Brooks	Davis 19	El-Amin	Holand
Lipke	Portwood			

Representative St. Onge declared the bill passed.

SB 468, with House Committee Amendment No. 1, relating to the state highway patrol, was taken up by Representative Pratt.

On motion of Representative Pratt, **House Committee Amendment No. 1**, was adopted.

On motion of Representative Pratt, **SB 468, as amended**, was read the third time and passed by the following vote:

AYES: 156

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin

Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Hilgemann
Hobbs	Hoskins	Hubbard	Hunter	Ice
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lowe	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Merideth	Miller	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Selby	Self	Shoemaker	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Walker	Wallace	Walsh	Walton	Ward
Wasson	Whorton	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 001

Henke

PRESENT: 000

ABSENT WITH LEAVE: 006

Adams	Brooks	Davis 19	Holand	Lipke
Wagner				

Representative St. Onge declared the bill passed.

Speaker Hanaway resumed the Chair.

HCS SB 301, relating to sewer service, was taken up by Representative Daus.

On motion of Representative Daus, **HCS SB 301** was adopted.

On motion of Representative Daus, **HCS SB 301** was read the third time and passed by the following vote:

AYES: 128

Abel	Angst	Avery	Baker	Barnitz
Behnen	Bishop	Black	Bland	Bough
Boykins	Bringer	Brown	Bruns	Burnett
Byrd	Campbell	Carnahan	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls

1257 *Journal of the House*

Darrough	Daus	Davis 122	Deeken	Donnelly
Dougherty	El-Amin	Emery	Fares	Fraser
George	Graham	Green	Guest	Hampton
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter
Ice	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lawson
LeVota	Liese	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Miller
Morris	Muckler	Munzlinger	Page	Pearce
Phillips	Quinn	Ransdall	Rector	Reinhart
Richard	Ruestman	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Selby	Self	Shoemaker	Shoemyer
Skaggs	Spreng	St. Onge	Sutherland	Thompson
Threlkeld	Townley	Villa	Vogt	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Yaeger
Young	Zweifel	Madam Speaker		

NOES: 027

Bean	Bivins	Cooper 120	Dempsey	Dethrow
Dixon	Dusenberg	Ervin	Goodman	Lager
Lembke	Merideth	Moore	Myers	Nieves
Parker	Portwood	Pratt	Purgason	Roark
Smith 14	Stefanick	Stevenson	Taylor	Viebrock
Wright	Yates			

PRESENT: 001

Engler

ABSENT WITH LEAVE: 007

Adams	Bearden	Brooks	Davis 19	Lipke
Smith 118	Wagner			

Speaker Hanaway declared the bill passed.

HCS SCS SB 547, relating to county officials' salaries, was taken up by Representative Johnson (47).

On motion of Representative Johnson (47), **HCS SCS SB 547** was adopted.

On motion of Representative Johnson (47), **HCS SCS SB 547** was read the third time and passed by the following vote:

AYES: 132

Abel	Angst	Avery	Baker	Bearden
Behnen	Bishop	Bivins	Black	Bland
Boykins	Bringer	Bruns	Burnett	Campbell

Carnahan	Cooper 155	Corcoran	Crowell	Cunningham 145
Cunningham 86	Curls	Darrough	Daus	Davis 122
Deeken	Dempsey	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Haywood
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Ice	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lawson	LeVota	Liese	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Miller	Moore	Morris	Muckler	Nieves
Page	Parker	Pearce	Portwood	Pratt
Ransdall	Reinhart	Richard	Roark	Rupp
Sager	Salva	Schaaf	Schlottach	Schneider
Schoemehl	Selby	Self	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Walker	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 130	Wilson 25	Wilson 42
Wood	Wright	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 023

Barnitz	Bean	Bough	Brown	Cooper 120
Crawford	Dethrow	Emery	Henke	Lembke
Merideth	Munzlinger	Myers	Phillips	Purgason
Quinn	Rector	Sander	Seigfreid	Shoemaker
Stevenson	Wilson 119	Witte		

PRESENT: 002

Lowe	Ruestman
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ABSENT WITH LEAVE: 006

Adams	Brooks	Byrd	Davis 19	Lipke
Wagner				

Speaker Hanaway declared the bill passed.

HCS SB 355, relating to organ donor program, was taken up by Representative Harris (110).

On motion of Representative Harris (110), **HCS SB 355** was adopted.

On motion of Representative Harris (110), **HCS SB 355** was read the third time and passed by the following vote:

AYES: 155

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins

Black	Bland	Bough	Boykins	Bringer
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Holand	Hoskins	Hubbard	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Merideth	Miller	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Richard
Roark	Ruestman	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Selby	Self	Shoemaker	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Walker	Wallace	Walsh	Walton	Ward
Wasson	Whorton	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 008

Adams	Brooks	Davis 19	Hobbs	Lipke
Reinhart	Wagner	Wood		

Speaker Hanaway declared the bill passed.

SB 423, with House Committee Amendment No. 1, relating to memorial highways, was taken up by Representative Wood.

On motion of Representative Wood, **House Committee Amendment No. 1**, was adopted.

On motion of Representative Wood, **SB 423, as amended**, was read the third time and passed by the following vote:

AYES: 157

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brown	Bruns	Burnett	Byrd	Campbell

Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Henke	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Merideth	Miller	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Townley	Viebrock	Villa
Vogt	Walker	Wallace	Walsh	Walton
Ward	Wasson	Whorton	Wildberger	Willoughby
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 006

Adams	Brooks	Davis 19	Haywood	Lipke
Wagner				

Speaker Hanaway declared the bill passed.

SB 651, relating to the official state grape, was taken up by Representative Townley.

On motion of Representative Townley, **SB 651** was truly agreed to and finally passed by the following vote:

AYES: 155

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser

George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Ice	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lawson	Lembke	LeVota	Liese
Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Merideth	Miller	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Townley	Viebrock	Villa	Vogt
Walker	Wallace	Walsh	Walton	Ward
Wasson	Whorton	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 25	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 001

Purgason

PRESENT: 000

ABSENT WITH LEAVE: 007

Adams	Brooks	Davis 19	Lipke	Threlkeld
Wagner	Wilson 42			

Speaker Hanaway declared the bill passed.

SB 623, relating to ballot measures, was taken up by Representative Mayer.

On motion of Representative Mayer, **SB 623** was truly agreed to and finally passed by the following vote:

AYES: 155

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Ice	Jackson	Jetton	Johnson 47

Johnson 61	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lawson	Lembke	LeVota	Liese
Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Merideth	Miller	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Richard	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Self	Shoemaker	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Townley	Viebrock	Villa	Vogt	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 001

Selby

PRESENT: 000

ABSENT WITH LEAVE: 007

Adams	Brooks	Davis 19	Lipke	Reinhart
Threlkeld	Wagner			

Speaker Hanaway declared the bill passed.

SB 63, relating to the termination of parental rights, was taken up by Representative Johnson (47).

On motion of Representative Johnson (47), **SB 63** was truly agreed to and finally passed by the following vote:

AYES: 153

Abel	Angst	Avery	Baker	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Boykins	Bringer	Brown
Bruns	Burnett	Byrd	Campbell	Carnahan
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis 122	Deeken	Dempsey	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	Emery	Engler
Ervin	Fares	Fraser	George	Goodman
Graham	Green	Guest	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hobbs
Holand	Hoskins	Hubbard	Hunter	Ice
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson

1263 *Journal of the House*

Lembke	LeVota	Liese	Lowe	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Merideth	Miller	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Witte	Wood	Wright	Yaeger
Yates	Zweifel	Madam Speaker		

NOES: 002

Barnitz	Young
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PRESENT: 003

El-Amin	Ruestman	Wilson 42
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ABSENT WITH LEAVE: 005

Adams	Brooks	Davis 19	Lipke	Wagner
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Speaker Hanaway declared the bill passed.

SB 606, relating to state park land conveyances, was taken up by Representative May.

On motion of Representative May, **SB 606** was truly agreed to and finally passed by the following vote:

AYES: 154

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Bruns	Burnett	Byrd	Campbell	Carnahan
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis 122	Deeken	Dempsey	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Engler	Ervin	Fares	Fraser	George
Goodman	Graham	Green	Guest	Hampton
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Merideth	Miller	Moore	Morris

Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Selby	Self	Shoemaker	Shoemyer
Skaggs	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Townley
Viebrock	Villa	Vogt	Walker	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Young	Zweifel	Madam Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 009

Adams	Brooks	Brown	Davis 19	Lipke
Portwood	Smith 118	Threlkeld	Wagner	

Speaker Hanaway declared the bill passed.

Speaker Pro Tem Jetton assumed the Chair.

SB 425, relating to coroners, was taken up by Representative Mayer.

On motion of Representative Mayer, **SB 425** was truly agreed to and finally passed by the following vote:

AYES: 154

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Boykins	Bringer	Brown
Bruns	Burnett	Byrd	Campbell	Carnahan
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis 122	Deeken	Dempsey	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Engler	Ervin	Fares	Fraser	George
Goodman	Graham	Green	Guest	Hampton
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lowe
Luetkemeyer	Marsh	Mayer	McKenna	Meiners
Merideth	Miller	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Pratt	Purgason	Quinn
Ransdall	Rector	Richard	Roark	Ruestman

1265 *Journal of the House*

Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Walker	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Young	Zweifel	Madam Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 009

Adams	Bough	Brooks	Davis 19	Lipke
May	Portwood	Reinhart	Wagner	

Speaker Pro Tem Jetton declared the bill passed.

SB 467, relating to the Crime Victims' Compensation Fund, was taken up by Representative Mayer.

SB 467 was laid over.

SB 321, relating to voter registration information, was taken up by Representative Haywood.

On motion of Representative Haywood, **SB 321** was truly agreed to and finally passed by the following vote:

AYES: 093

Abel	Barnitz	Bearden	Bishop	Black
Bland	Boykins	Bringer	Burnett	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Curls
Darrough	Daus	Davis 122	Deeken	Donnelly
Dougherty	El-Amin	Fraser	George	Graham
Green	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Holand	Hoskins	Hubbard
Hunter	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kratky	Kuessner	LeVota	Liese	Lowe
May	McKenna	Meiners	Merideth	Miller
Moore	Muckler	Myers	Page	Parker
Pearce	Ransdall	Sager	Salva	Sander
Schaaf	Schneider	Schoemehl	Seigfreid	Selby
Shoemyer	Skaggs	Spreng	St. Onge	Thompson
Threlkeld	Villa	Vogt	Walker	Wallace
Walsh	Walton	Ward	Whorton	Wildberger
Wilson 119	Wilson 25	Wilson 42	Witte	Yaeger
Young	Zweifel	Madam Speaker		

NOES: 061

Angst	Avery	Baker	Bean	Behnen
Bivins	Bough	Brown	Bruns	Byrd
Crawford	Crowell	Cunningham 145	Cunningham 86	Dempsey
Dethrow	Dixon	Dusenberg	Emery	Engler
Ervin	Fares	Goodman	Guest	Hobbs
Ice	Jetton	Kingery	Lager	Lembke
Luetkemeyer	Mayer	Morris	Munzlinger	Nieves
Phillips	Portwood	Pratt	Quinn	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Schlottach	Self	Shoemaker	Smith 118	Smith 14
Stefanick	Stevenson	Sutherland	Taylor	Townley
Viebrock	Wasson	Wilson 130	Wood	Wright
Yates				

PRESENT: 002

Marsh Purgason

ABSENT WITH LEAVE: 007

Adams	Brooks	Davis 19	Lawson	Lipke
Wagner	Willoughby			

Speaker Pro Tem Jetton declared the bill passed.

SB 317, relating to the Missouri Consolidated Health Care Plan, was taken up by Representative Selby.

On motion of Representative Selby, **SB 317** was truly agreed to and finally passed by the following vote:

AYES: 155

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Black
Bland	Bough	Boykins	Bringer	Brown
Bruns	Burnett	Byrd	Campbell	Carnahan
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis 122	Deeken	Dempsey	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Engler	Ervin	Fares	Fraser	George
Goodman	Graham	Green	Guest	Hampton
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter
Ice	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lawson	LeVota	Liese	Lowe	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Merideth	Miller	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark

1267 *Journal of the House*

Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 002

Bivins Lembke

PRESENT: 000

ABSENT WITH LEAVE: 006

Adams	Brooks	Davis 19	Lipke	Pearce
Wagner				

Speaker Pro Tem Jetton declared the bill passed.

Representative Byrd assumed the Chair.

Speaker Pro Tem Jetton resumed the Chair.

HCS SB 325, relating to military affairs, was taken up by Representative Luetkemeyer.

On motion of Representative Luetkemeyer, **HCS SB 325** was adopted.

On motion of Representative Luetkemeyer, **HCS SB 325** was read the third time and passed by the following vote:

AYES: 157

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Ice	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lawson	Lembke	LeVota	Liese
Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Merideth	Miller	Moore

Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Selby	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Walker	Wallace	Walsh
Walton	Ward	Wasson	Whorton	Willoughby
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 006

Adams	Brooks	Davis 19	Lipke	Wagner
Wildberger				

Speaker Pro Tem Jetton declared the bill passed.

SB 431, relating to informed consent for treatments, was taken up by Representative Threlkeld.

On motion of Representative Threlkeld, **SB 431** was truly agreed to and finally passed by the following vote:

AYES: 156

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Icet	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lawson	Lembke	LeVota	Liese
Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Merideth	Miller	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach

1269 *Journal of the House*

Schneider	Schoemehl	Seigfreid	Selby	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Walker	Walsh	Walton
Ward	Wasson	Whorton	Wildberger	Willoughby
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yaeger	Young	Zweifel
Madam Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 007

Adams	Brooks	Davis 19	Lipke	Wagner
Wallace	Yates			

Speaker Pro Tem Jetton declared the bill passed.

SB 203, relating to administrative subpoenas, was taken up by Representative Mayer.

On motion of Representative Mayer, **SB 203** was truly agreed to and finally passed by the following vote:

AYES: 155

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Ice	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lawson	Lembke	LeVota	Liese
Lowe	Marsh	May	Mayer	McKenna
Meiners	Merideth	Miller	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Selby	Self	Shoemaker	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Wallace	Walsh	Walton	Ward	Wasson

Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 008

Adams	Brooks	Davis 19	Lipke	Luetkemeyer
Parker	Wagner	Walker		

Speaker Pro Tem Jetton declared the bill passed.

SB 471, relating to child support orders, was taken up by Representative Lipke.

On motion of Representative Lipke, **SB 471** was truly agreed to and finally passed by the following vote:

AYES: 155

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Haywood	Henke	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter
Ice	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Merideth	Miller	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Walker	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 000

1271 *Journal of the House*

PRESENT: 001

Taylor

ABSENT WITH LEAVE: 007

Adams	Brooks	Davis 19	Harris 23	Lipke
Wagner	Wallace			

Speaker Pro Tem Jetton declared the bill passed.

SB 548, relating to expired statutes, was taken up by Representative Yates.

On motion of Representative Yates, **SB 548** was truly agreed to and finally passed by the following vote:

AYES: 123

Abel	Angst	Avery	Baker	Barnitz
Bearden	Behnen	Bivins	Black	Bough
Boykins	Bringer	Brown	Bruns	Burnett
Byrd	Carnahan	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Daus	Davis 122
Deeken	Dethrow	Dixon	Dougherty	Dusenberg
Emery	Engler	Ervin	Fares	George
Goodman	Graham	Green	Guest	Hampton
Harris 23	Hobbs	Holand	Hubbard	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 61
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Lager	Lembke	Liese	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Merideth	Miller	Moore	Morris	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Smith 118	Smith 14
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Viebrock	Villa	Vogt
Wallace	Walsh	Walton	Wasson	Willoughby
Wilson 119	Wilson 130	Wilson 42	Witte	Wood
Wright	Yates	Madam Speaker		

NOES: 031

Bishop	Bland	Campbell	Corcoran	Curls
Darrough	Donnelly	El-Amin	Fraser	Harris 110
Haywood	Henke	Hilgemann	Hoskins	Johnson 90
Kratky	Kuessner	LeVota	Lowe	Muckler
Ransdall	Skaggs	Spreng	Townley	Walker
Whorton	Wildberger	Wilson 25	Yaeger	Young
Zweifel				

PRESENT: 000

ABSENT WITH LEAVE: 009

Adams	Bean	Brooks	Davis 19	Dempsey
Lawson	Lipke	Wagner	Ward	

Speaker Pro Tem Jetton declared the bill passed.

SCS SB 202, relating to fire protection, was taken up by Representative Wood.

Representative Wood moved that **SCS SB 202** be truly agreed to and finally passed.

Which motion was defeated by the following vote:

AYES: 081

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Burnett	Byrd	Cooper 120	Crawford	Crowell
Cunningham 145	Davis 122	Deeken	Dethrow	Dixon
Dusenberg	Emery	Engler	Ervin	Fares
Goodman	Guest	Hampton	Holand	Ice
Jackson	Jetton	Johnson 47	Johnson 61	Kelly 144
King	Kingery	Lager	Lembke	Luetkemeyer
Marsh	May	Mayer	Miller	Moore
Morris	Munzlinger	Myers	Nieves	Parker
Pearce	Phillips	Portwood	Ransdall	Reinhart
Richard	Roark	Ruestman	Sander	Schaaf
Schlottach	Schneider	Selby	Self	Smith 118
Smith 14	Stefanick	Stevenson	Sutherland	Taylor
Townley	Wallace	Walton	Wasson	Willoughby
Witte	Wood	Wright	Yates	Zweifel
Madam Speaker				

NOES: 052

Abel	Bishop	Bland	Bringer	Bruns
Campbell	Corcoran	Curls	Darrough	Daus
Donnelly	Dougherty	Fraser	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hobbs	Hoskins
Johnson 90	Jolly	Kelly 36	Kratky	Kuessner
LeVota	Liese	Lowe	Meiners	Merideth
Muckler	Page	Quinn	Rector	Rupp
Sager	Schoemehl	Seigfreid	Shoemaker	Skaggs
Spreng	St. Onge	Viebrock	Villa	Vogt
Walker	Walsh	Whorton	Wildberger	Wilson 25
Yaeger	Young			

PRESENT: 019

Barnitz	Boykins	Carnahan	Cooper 155	Cunningham 86
El-Amin	George	Graham	Green	Hubbard
Jones	McKenna	Pratt	Salva	Shoemyer
Thompson	Threlkeld	Wilson 130	Wilson 42	

1273 *Journal of the House*

ABSENT WITH LEAVE: 011

Adams	Brooks	Davis 19	Dempsey	Hunter
Lawson	Lipke	Purgason	Wagner	Ward
Wilson 119				

SCS#2 SB 224, relating to conveyance of property, was taken up by Representative Moore.

On motion of Representative Moore, **SCS#2 SB 224** was truly agreed to and finally passed by the following vote:

AYES: 154

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Ice	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Merideth	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Witte	Wood	Wright	Yaeger
Yates	Young	Zweifel	Madam Speaker	

NOES: 001

Wilson 42

PRESENT: 000

ABSENT WITH LEAVE: 008

Adams	Brooks	Davis 19	Jetton	Lipke
Miller	Purgason	Wagner		

Speaker Pro Tem Jetton declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 155

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Haywood	Henke	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 61
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lowe	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Merideth	Miller	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 000

PRESENT: 003

Harris 23	Johnson 90	Sager
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ABSENT WITH LEAVE: 005

Adams	Brooks	Davis 19	Lipke	Wagner
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SCS SB 288, relating to lost property, was taken up by Representative Rupp.

On motion of Representative Rupp, **SCS SB 288** was truly agreed to and finally passed by the following vote:

AYES: 121

Avery	Baker	Bean	Bearden	Bishop
Black	Bland	Bough	Boykins	Bringer
Brown	Bruns	Byrd	Carnahan	Cooper 120
Cooper 155	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Daus	Davis 122	Deeken	Dempsey
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	George	Goodman
Graham	Green	Guest	Hampton	Harris 110
Hilgemann	Holand	Hoskins	Hubbard	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 61
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Lager	Lembke	Liese
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Miller	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Salva	Sander	Schaaf	Schlottach
Schneider	Selby	Self	Shoemyer	Smith 118
Smith 14	St. Onge	Stefanick	Stevenson	Sutherland
Thompson	Threlkeld	Townley	Viebrock	Villa
Vogt	Wallace	Walton	Ward	Wasson
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yates	Zweifel
Madam Speaker				

NOES: 030

Abel	Angst	Barnitz	Behnen	Bivins
Burnett	Corcoran	Darrough	Dethrow	Fares
Fraser	Henke	Hobbs	Kuessner	LeVota
Lowe	Merideth	Quinn	Sager	Schoemehl
Seigfreid	Shoemaker	Skaggs	Taylor	Walker
Walsh	Whorton	Wildberger	Yaeger	Young

PRESENT: 005

Campbell	Harris 23	Haywood	Johnson 90	Spreng
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ABSENT WITH LEAVE: 007

Adams	Brooks	Davis 19	Lawson	Lipke
Purgason	Wagner			

Speaker Pro Tem Jetton declared the bill passed.

SB 143, relating to effective dates of laws, was taken up by Representative Yates.

On motion of Representative Yates, **SB 143** was truly agreed to and finally passed by the following vote:

AYES: 151

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrrough
Daus	Davis 122	Deeken	Dempsey	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Engler	Ervin	Fares	Fraser	George
Goodman	Graham	Green	Guest	Hampton
Harris 110	Harris 23	Henke	Hilgemann	Hobbs
Holand	Hoskins	Hubbard	Hunter	Ice
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lawson	Lembke
LeVota	Liese	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Merideth	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Quinn	Ransdall	Reinhart
Richard	Ruestman	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Selby	Self	Shoemaker	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Walker	Wallace	Walsh	Walton	Ward
Wasson	Whorton	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 002

Dethrow	Roark
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PRESENT: 002

Haywood	Lowe
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ABSENT WITH LEAVE: 008

Adams	Brooks	Davis 19	Kelly 144	Lipke
Purgason	Rector	Wagner		

Speaker Pro Tem Jetton declared the bill passed.

SCS SB 351, relating to organ donation, was taken up by Representative Johnson (61).

On motion of Representative Johnson (61), **SCS SB 351** was truly agreed to and finally passed by the following vote:

AYES: 149

Abel	Angst	Avery	Baker	Barnitz
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Boykins	Bringer	Brown
Bruns	Burnett	Byrd	Campbell	Carnahan
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Davis 122
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Engler
Ervin	Fares	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	Ice	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly 144	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lawson	Lembke
LeVota	Liese	Lowe	Luetkemeyer	May
Mayer	McKenna	Meiners	Merideth	Miller
Moore	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schaaf	Schneider	Schoemehl
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wright	Yaeger
Yates	Young	Zweifel	Madam Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 014

Adams	Bean	Brooks	Daus	Davis 19
Fraser	Lipke	Marsh	Morris	Purgason
Schlottach	Seigfreid	Wagner	Wood	

Speaker Pro Tem Jetton declared the bill passed.

SB 457, relating to the Missouri Judicial Conference, was taken up by Representative Stevenson.

On motion of Representative Stevenson, **SB 457** was truly agreed to and finally passed by the following vote:

AYES: 155

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brown	Bruns	Burnett	Campbell	Carnahan
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis 122	Deeken	Dempsey	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Engler	Ervin	Fares	Fraser	George
Goodman	Graham	Green	Guest	Hampton
Harris 110	Harris 23	Henke	Hilgemann	Hobbs
Holand	Hoskins	Hubbard	Hunter	Ice
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Merideth
Miller	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 001

Haywood

PRESENT: 001

Lowe

ABSENT WITH LEAVE: 006

Adams	Brooks	Byrd	Davis 19	Lipke
Wagner				

Speaker Pro Tem Jetton declared the bill passed.

SB 120, relating to Cass County Collector, was taken up by Representative Rector.

On motion of Representative Rector, **SB 120** was truly agreed to and finally passed by the following vote:

AYES: 153

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrrough
Daus	Davis 122	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Henke	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Merideth	Miller	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sager	Salva
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Walker	Walsh
Walton	Ward	Wasson	Whorton	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 003

Haywood	Purgason	Selby
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PRESENT: 000

ABSENT WITH LEAVE: 007

Adams	Brooks	Davis 19	Lipke	Sander
Wagner	Wallace			

Speaker Pro Tem Jetton declared the bill passed.

SB 121, relating to county planning and zoning, was taken up by Representative Davis (122).

On motion of Representative Davis (122), **SB 121** was truly agreed to and finally passed by the following vote:

AYES: 157

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Ice	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lawson	Lembke	LeVota	Liese
Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Merideth	Miller	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Townley	Viebrock	Villa
Vogt	Walker	Wallace	Walsh	Walton
Ward	Wasson	Whorton	Wildberger	Willoughby
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 001

Purgason

PRESENT: 000

ABSENT WITH LEAVE: 005

Adams	Brooks	Davis 19	Lipke	Wagner
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Speaker Pro Tem Jetton declared the bill passed.

SCS SB 122, relating to county assessors, was taken up by Representative King.

On motion of Representative King, **SCS SB 122** was truly agreed to and finally passed by the following vote:

AYES: 157

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Davis 122	Deeken	Dempsey	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Engler	Ervin	Fares	Fraser	George
Goodman	Graham	Green	Guest	Hampton
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter
Ice	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Merideth	Miller	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Townley	Viebrock	Villa
Vogt	Walker	Wallace	Walsh	Walton
Ward	Wasson	Whorton	Wildberger	Willoughby
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 006

Adams	Brooks	Daus	Davis 19	Lipke
Wagner				

Speaker Pro Tem Jetton declared the bill passed.

SCS SB 238, relating to incorporation of cities, was taken up by Representative Baker.

On motion of Representative Baker, **SCS SB 238** was truly agreed to and finally passed by the following vote:

AYES: 131

Abel	Angst	Avery	Baker	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Boykins	Brown	Bruns
Burnett	Byrd	Campbell	Carnahan	Cooper 120
Cooper 155	Corcoran	Crawford	Crowell	Cunningham 145
Cunningham 86	Curls	Daus	Davis 122	Deeken
Dempsey	Dethrow	Dixon	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
George	Goodman	Graham	Green	Guest
Hampton	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Hunter	Icet	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Lager	Lembke	Liese	Luetkemeyer	Marsh
May	Mayer	Meiners	Miller	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Self	Shoemyer	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Wallace	Walton	Wasson
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Madam Speaker				

NOES: 023

Barnitz	Bringer	Darrough	Donnelly	Fraser
Harris 110	Harris 23	Haywood	Henke	Kuessner
LeVota	McKenna	Merideth	Selby	Shoemaker
Skaggs	Vogt	Walker	Walsh	Whorton
Wilson 25	Young	Zweifel		

PRESENT: 001

Lowe

ABSENT WITH LEAVE: 008

Adams	Brooks	Davis 19	Lawson	Lipke
Ruestman	Wagner	Ward		

Speaker Pro Tem Jetton declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 125

Abel	Angst	Avery	Baker	Bean
Bearden	Behnen	Bivins	Black	Bland
Bough	Boykins	Brown	Bruns	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 86	Curls	Daus
Davis 122	Deeken	Dempsey	Dethrow	Dixon
Dougherty	Dusenberg	Emery	Engler	Ervin
Fares	George	Goodman	Graham	Green
Guest	Hampton	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	Ice	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly 36	King	Kingery	Kratky
Lager	Lembke	Liese	Luetkemeyer	Marsh
May	Mayer	Meiners	Miller	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Self	Shoemaker
Shoemyer	Smith 118	Smith 14	Spreng	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Wallace	Walton
Ward	Willoughby	Wilson 119	Wilson 130	Wilson 42
Witte	Wood	Wright	Yates	Madam Speaker

NOES: 027

Barnitz	Bishop	Bringer	Burnett	Darrough
Donnelly	El-Amin	Fraser	Harris 110	Harris 23
Haywood	Henke	Kuessner	LeVota	Lowe
Merideth	Selby	Skaggs	Vogt	Walker
Walsh	Whorton	Wildberger	Wilson 25	Yaeger
Young	Zweifel			

PRESENT: 001

McKenna

ABSENT WITH LEAVE: 010

Adams	Brooks	Cunningham 145	Davis 19	Kelly 144
Lawson	Lipke	St. Onge	Wagner	Wasson

Speaker Hanaway resumed the Chair.

SCS SB 513, relating to St. Louis Police, was taken up by Representative Daus.

On motion of Representative Daus, **SCS SB 513** was truly agreed to and finally passed by the following vote:

AYES: 143

Abel	Angst	Avery	Baker	Bearden
Behnen	Bishop	Bivins	Black	Bland
Bough	Boykins	Bringer	Brown	Bruns
Burnett	Byrd	Campbell	Carnahan	Cooper 120
Corcoran	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Darrough	Daus	Davis 122	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Hoskins	Hubbard	Icet
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lowe	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Miller	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Phillips
Portwood	Pratt	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Thompson
Threlkeld	Viebrock	Villa	Vogt	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 012

Barnitz	Bean	Cooper 155	Deeken	Ervin
Holand	Hunter	Merideth	Purgason	Taylor
Townley	Wilson 119			

PRESENT: 001

Ruestman

ABSENT WITH LEAVE: 007

Adams	Brooks	Davis 19	Lipke	Pearce
Wagner	Willoughby			

Speaker Hanaway declared the bill passed.

SB 376, relating to deputy coroners, was taken up by Representative Cooper (120).

On motion of Representative Cooper (120), **SB 376** was truly agreed to and finally passed by the following vote:

AYES: 151

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Green	Guest	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hobbs
Holand	Hoskins	Hubbard	Icet	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly 144	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lawson	Lembke
LeVota	Liese	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Merideth
Miller	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Selby	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Walker	Wallace	Walsh
Walton	Ward	Wasson	Whorton	Wildberger
Wilson 119	Wilson 130	Wilson 25	Witte	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 002

Goodman Page

PRESENT: 001

Wilson 42

ABSENT WITH LEAVE: 009

Adams	Brooks	Davis 19	Graham	Hunter
Lipke	Seigfreid	Wagner	Willoughby	

Speaker Hanaway declared the bill passed.

SB 456, relating to the St. Louis Firefighters' Retirement System, was taken up by Representative Brun.

On motion of Representative Bruns, **SB 456** was truly agreed to and finally passed by the following vote:

AYES: 150

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis 122	Deeken	Dempsey	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Engler	Ervin	Fares	Fraser	George
Goodman	Graham	Green	Guest	Hampton
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter
Ice	Jackson	Jetton	Johnson 47	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lowe	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Merideth	Miller	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Selby
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Walker	Walsh	Walton
Ward	Wasson	Whorton	Wildberger	Wilson 119
Wilson 130	Wilson 25	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 000

PRESENT: 001

Ruestman

ABSENT WITH LEAVE: 012

Adams	Brooks	Cooper 120	Davis 19	Johnson 61
Lipke	Seigfreid	Self	Wagner	Wallace
Willoughby	Wilson 42			

Speaker Hanaway declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 151

Abel	Angst	Avery	Baker	Bean
Bearden	Behnen	Bishop	Bivins	Black

1287 *Journal of the House*

Bland	Bough	Boykins	Bringer	Brown
Bruns	Burnett	Byrd	Campbell	Carnahan
Cooper 155	Corcoran	Crawford	Crowell	Cunningham 145
Cunningham 86	Curls	Darrough	Daus	Davis 122
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Engler
Ervin	Fares	Fraser	George	Goodman
Graham	Green	Guest	Hampton	Harris 110
Harris 23	Haywood	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	Ice	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly 144	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lawson	Lembke
Liese	Lowe	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Miller	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Townley	Viebrock	Villa
Vogt	Walker	Wallace	Walsh	Walton
Ward	Wasson	Whorton	Wildberger	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 004

Barnitz	Henke	LeVota	Merideth
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PRESENT: 001

Ruestman

ABSENT WITH LEAVE: 007

Adams	Brooks	Cooper 120	Davis 19	Lipke
Wagner	Willoughby			

SCS SB 269, relating to public safety local sales tax, was taken up by Representative Willoughby.

On motion of Representative Willoughby, **SCS SB 269** was truly agreed to and finally passed by the following vote:

AYES: 129

Abel	Angst	Baker	Barnitz	Bearden
Behnen	Bishop	Black	Bland	Boykins
Bringer	Brown	Burnett	Byrd	Campbell
Carnahan	Corcoran	Crawford	Crowell	Cunningham 145
Curls	Darrough	Daus	Davis 122	Deeken

Dempsey	Dethrow	Donnelly	Dougherty	El-Amin
Emery	Engler	Fares	Fraser	George
Goodman	Graham	Green	Guest	Hampton
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Holand	Hoskins	Hubbard	Ice	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly 144	Kelly 36	Kingery	Kratky
Kuessner	Lawson	Liese	Lowe	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Merideth	Miller	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Parker	Pearce
Portwood	Quinn	Ransdall	Rector	Richard
Rupp	Sager	Salva	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Selby	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Sutherland	Taylor
Thompson	Threlkeld	Townley	Villa	Vogt
Walker	Wallace	Walsh	Walton	Ward
Wasson	Whorton	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Zweifel	Madam Speaker	

NOES: 023

Avery	Bean	Bivins	Bough	Cooper 155
Cunningham 86	Dixon	Dusenberg	Ervin	Hunter
Lager	Lembke	LeVota	Page	Phillips
Pratt	Purgason	Reinhart	Roark	Stevenson
Viebrock	Yates	Young		

PRESENT: 001

Ruestman

ABSENT WITH LEAVE: 010

Adams	Brooks	Bruns	Cooper 120	Davis 19
Hobbs	King	Lipke	Sander	Wagner

Speaker Hanaway declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 128

Abel	Baker	Barnitz	Bean	Bearden
Behnen	Bishop	Black	Bland	Boykins
Bringer	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Curls	Darrough	Daus
Davis 122	Deeken	Donnelly	Dougherty	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Ice	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36

1289 *Journal of the House*

King	Kingery	Kratky	Kuessner	Lawson
Liese	Lowe	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Miller	Moore
Morris	Muckler	Munzlinger	Parker	Pearce
Portwood	Quinn	Ransdall	Rector	Reinhart
Richard	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schoemehl	Seigfreid	Selby
Self	Shoemyer	Skaggs	Spreng	St. Onge
Stefanick	Sutherland	Taylor	Thompson	Threlkeld
Townley	Villa	Vogt	Walker	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Young	Zweifel	Madam Speaker		

NOES: 028

Angst	Avery	Bough	Cooper 120	Cunningham 86
Dempsey	Dethrow	Dixon	Dusenberg	Hunter
Lager	Lembke	LeVota	Merideth	Myers
Nieves	Page	Phillips	Pratt	Purgason
Roark	Schneider	Shoemaker	Smith 118	Smith 14
Stevenson	Viebrock	Yates		

PRESENT: 002

Bivins	Ruestman
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ABSENT WITH LEAVE: 005

Adams	Brooks	Davis 19	Lipke	Wagner
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SB 537, relating to the Boone County Counselor, was taken up by Representative Byrd.

On motion of Representative Byrd, **SB 537** was truly agreed to and finally passed by the following vote:

AYES: 129

Abel	Avery	Bean	Bearden	Bishop
Bivins	Black	Bland	Boykins	Bringer
Bruns	Burnett	Byrd	Campbell	Carnahan
Cooper 120	Corcoran	Crowell	Cunningham 145	Cunningham 86
Curls	Darrough	Daus	Davis 122	Deeken
Dempsey	Dixon	Donnelly	Dougherty	El-Amin
Engler	Ervin	Fares	Fraser	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Hunter	Icet	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lembke	LeVota	Liese
Luetkemeyer	Marsh	May	Mayer	Meiners
Merideth	Miller	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Portwood	Ransdall	Rector	Reinhart	Richard

Ruestman	Rupp	Sager	Salva	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	Stefanick	Stevenson	Sutherland	Thompson
Threlkeld	Viebrock	Villa	Vogt	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Young	Zweifel	Madam Speaker	

NOES: 027

Angst	Barnitz	Behnen	Bough	Brown
Cooper 155	Crawford	Dethrow	Dusenberg	Emery
George	Goodman	Henke	Lowe	McKenna
Moore	Phillips	Pratt	Purgason	Quinn
Roark	Sander	Selby	St. Onge	Taylor
Townley	Yates			

PRESENT: 000

ABSENT WITH LEAVE: 007

Adams	Baker	Brooks	Davis 19	Lawson
Lipke	Wagner			

Speaker Hanaway declared the bill passed.

SB 207, relating to damage claims on rental vehicles, was taken up by Representative Byrd.

On motion of Representative Byrd, **SB 207** was truly agreed to and finally passed by the following vote:

AYES: 147

Abel	Angst	Baker	Barnitz	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Boykins	Bringer	Brown
Bruns	Burnett	Byrd	Campbell	Carnahan
Cooper 120	Cooper 155	Corcoran	Crawford	Cunningham 145
Cunningham 86	Curls	Darrough	Daus	Davis 122
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Engler
Ervin	Fares	Fraser	George	Goodman
Graham	Green	Guest	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hobbs
Holand	Hoskins	Hubbard	Ice	Jackson
Jetton	Johnson 47	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lowe	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Merideth	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Phillips	Portwood
Pratt	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Sager	Salva

1291 *Journal of the House*

Sander	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Spreng	St. Onge	Stefanick	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Walker	Wallace	Walsh
Walton	Ward	Wasson	Wildberger	Willoughby
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 005

Avery	Hunter	Purgason	Smith 14	Stevenson
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PRESENT: 000

ABSENT WITH LEAVE: 011

Adams	Brooks	Crowell	Davis 19	Johnson 61
Lipke	Pearce	Rupp	Schaaf	Wagner
Whorton				

Speaker Hanaway declared the bill passed.

SB 250, relating to a law enforcement sales tax, was taken up by Representative Johnson (90).

On motion of Representative Johnson (90), **SB 250** was truly agreed to and finally passed by the following vote:

AYES: 125

Abel	Angst	Baker	Barnitz	Bean
Bearden	Behnen	Bishop	Black	Bough
Boykins	Bringer	Brown	Bruns	Burnett
Byrd	Campbell	Carnahan	Cooper 120	Cooper 155
Corcoran	Crawford	Cunningham 145	Curls	Darrough
Daus	Davis 122	Deeken	Dempsey	Dethrow
Donnelly	Dougherty	El-Amin	Engler	Fares
Fraser	George	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Holand	Hoskins	Hubbard
Icet	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 36	King
Kingery	Kratky	Kuessner	LeVota	Liese
Lowe	Luetkemeyer	Marsh	May	McKenna
Meiners	Merideth	Miller	Moore	Morris
Muckler	Parker	Pearce	Phillips	Portwood
Quinn	Ransdall	Reinhart	Richard	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schoemehl	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Skaggs	Spreng	St. Onge	Sutherland
Taylor	Thompson	Threlkeld	Villa	Vogt
Walker	Wallace	Walsh	Walton	Ward
Wasson	Whorton	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Young	Zweifel	Madam Speaker

NOES: 025

Bivins	Dixon	Dusenberg	Emery	Ervin
Hobbs	Hunter	Kelly 144	Lager	Lembke
Mayer	Munzlinger	Myers	Nieves	Page
Pratt	Purgason	Rector	Roark	Smith 118
Smith 14	Stefanick	Stevenson	Viebrock	Yates

PRESENT: 003

Avery	Cunningham 86	Ruestman
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ABSENT WITH LEAVE: 010

Adams	Bland	Brooks	Crowell	Davis 19
Lawson	Lipke	Schneider	Townley	Wagner

Speaker Hanaway declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 141

Abel	Avery	Baker	Barnitz	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Bringer	Brown	Bruns
Burnett	Byrd	Campbell	Carnahan	Cooper 120
Cooper 155	Corcoran	Crawford	Crowell	Cunningham 145
Curls	Darrough	Daus	Davis 122	Deeken
Dempsey	Donnelly	Dougherty	El-Amin	Emery
Engler	Ervin	Fares	Fraser	George
Goodman	Graham	Green	Guest	Hampton
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lembke
LeVota	Liese	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Parker	Pearce	Phillips	Portwood
Quinn	Ransdall	Rector	Reinhart	Richard
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Townley	Viebrock	Villa
Vogt	Walker	Wallace	Walsh	Walton
Ward	Wasson	Whorton	Wildberger	Willoughby
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yaeger	Young	Zweifel
Madam Speaker				

1293 *Journal of the House*

NOES: 013

Angst	Dethrow	Dixon	Dusenberg	Kelly 144
Merideth	Page	Pratt	Purgason	Roark
Smith 118	Smith 14	Yates		

PRESENT: 002

Cunningham 86	Ruestman
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ABSENT WITH LEAVE: 007

Adams	Boykins	Brooks	Davis 19	Lawson
Lipke	Wagner			

SB 356, relating to organ donations, was taken up by Representative Harris (110).

On motion of Representative Harris (110), **SB 356** was truly agreed to and finally passed by the following vote:

AYES: 156

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Bringer	Brown
Bruns	Burnett	Byrd	Campbell	Carnahan
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis 122	Deeken	Dempsey	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Engler	Ervin	Fares	Fraser	George
Goodman	Graham	Green	Guest	Hampton
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Merideth	Miller	Moore	Morris
Muckler	Munzlinger	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Selby	Self	Shoemaker	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Walker	Wallace	Walsh	Walton	Ward
Wasson	Whorton	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 001

Myers

PRESENT: 000

ABSENT WITH LEAVE: 006

Adams	Boykins	Brooks	Davis 19	Lipke
Wagner				

Speaker Hanaway declared the bill passed.

SCS SB 546, relating to landfill fees, was taken up by Representative Pearce.

On motion of Representative Pearce, **SCS SB 546** was truly agreed to and finally passed by the following vote:

AYES: 144

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Black
Bland	Bough	Boykins	Bringer	Brown
Burnett	Byrd	Campbell	Carnahan	Cooper 120
Cooper 155	Corcoran	Crawford	Crowell	Cunningham 145
Cunningham 86	Curls	Darrough	Daus	Davis 122
Deeken	Dempsey	Dethrow	Dougherty	Dusenberg
El-Amin	Emery	Engler	Fares	George
Goodman	Graham	Green	Guest	Hampton
Harris 110	Harris 23	Haywood	Hilgemann	Hobbs
Holand	Hoskins	Hubbard	Hunter	Ice
Jackson	Jetton	Johnson 47	Johnson 90	Jolly
Jones	Kelly 144	Kelly 36	King	Kingery
Kratky	Lager	Lawson	Lembke	LeVota
Liese	Lowe	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Merideth	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Parker	Pearce	Phillips	Portwood
Pratt	Quinn	Ransdall	Rector	Reinhart
Richard	Ruestman	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Selby	Self	Shoemaker	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Walker	Wallace	Walsh	Walton	Ward
Wasson	Whorton	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Zweifel	Madam Speaker	

NOES: 012

Bivins	Dixon	Donnelly	Ervin	Fraser
Henke	Kuessner	Page	Purgason	Roark
Yates	Young			

PRESENT: 000

ABSENT WITH LEAVE: 007

Adams	Brooks	Bruns	Davis 19	Johnson 61
Lipke	Wagner			

Speaker Hanaway declared the bill passed.

RECONSIDERATION

Representative Crowell, having voted on the prevailing side, moved that the vote by which **HCS SB 590** was defeated on Third Reading and Final Passage - Consent, be reconsidered.

Which motion was adopted by the following vote:

AYES: 128

Abel	Angst	Baker	Barnitz	Bean
Bearden	Behnen	Bishop	Black	Bland
Boykins	Bringer	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Davis 122	Deeken	Dempsey	Dethrow	Donnelly
Dougherty	El-Amin	Emery	Ervin	Fares
Graham	Guest	Hampton	Harris 110	Harris 23
Haywood	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Ice	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Kelly 144	Kelly 36
King	Kingery	Kratky	Lembke	LeVota
Liese	Lowe	Luetkemeyer	Marsh	May
Mayer	McKenna	Merideth	Miller	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Quinn	Ransdall	Rector	Reinhart	Richard
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Smith 118	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Townley	Viebrock	Villa
Walker	Wallace	Walsh	Walton	Ward
Wasson	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Young	Madam Speaker		

NOES: 026

Avery	Bivins	Brown	Darrough	Daus
Dixon	Dusenberg	Engler	Fraser	Goodman
Green	Henke	Hunter	Jones	Kuessner
Lager	Meiners	Pratt	Purgason	Roark
Skaggs	Smith 14	Vogt	Whorton	Yates
Zweifel				

PRESENT: 001

George

ABSENT WITH LEAVE: 008

Adams	Bough	Brooks	Davis 19	Lawson
Lipke	Shoemyer	Wagner		

HCS SB 590, relating to local taxes, was taken up by Representative Schaaf.

Representative Schaaf moved that **HCS SB 590** be read the third time and passed.

Which motion was defeated by the following vote:

AYES: 062

Angst	Baker	Bland	Bough	Byrd
Campbell	Carnahan	Cooper 155	Crowell	Cunningham 145
Davis 122	Deeken	Dethrow	Dougherty	El-Amin
Engler	Fares	Hilgemann	Holand	Hoskins
Hubbard	Ice	Jackson	Jetton	Johnson 47
Johnson 90	Jones	Kingery	Kratky	Lowe
Luetkemeyer	Marsh	McKenna	Merideth	Miller
Muckler	Parker	Pearce	Ransdall	Sager
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Smith 118	St. Onge	Taylor
Thompson	Threlkeld	Townley	Villa	Walker
Wallace	Wasson	Wildberger	Wilson 119	Wilson 25
Wood	Madam Speaker			

NOES: 085

Abel	Avery	Barnitz	Bean	Bearden
Behnen	Bishop	Bivins	Black	Bringer
Brown	Bruns	Burnett	Cooper 120	Corcoran
Crawford	Cunningham 86	Darrough	Daus	Dempsey
Dixon	Donnelly	Dusenberg	Emery	Ervin
Fraser	George	Goodman	Graham	Green
Guest	Hampton	Harris 110	Haywood	Henke
Hobbs	Hunter	Jolly	Kelly 144	King
Kuessner	Lager	Lembke	LeVota	Liese
May	Mayer	Meiners	Moore	Morris
Munzlinger	Myers	Nieves	Page	Phillips
Portwood	Pratt	Purgason	Quinn	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Salva	Sander	Shoemaker	Shoemyer	Skaggs
Smith 14	Spreng	Stefanick	Stevenson	Vogt
Walsh	Whorton	Willoughby	Wilson 130	Witte
Wright	Yaeger	Yates	Young	Zweifel

PRESENT: 010

Boykins	Curls	Harris 23	Johnson 61	Kelly 36
Sutherland	Viebrock	Walton	Ward	Wilson 42

ABSENT WITH LEAVE: 006

Adams	Brooks	Davis 19	Lawson	Lipke
Wagner				

RECONSIDERATION

Representative Viebrock, having voted on the prevailing side, moved that the vote by which **SCS SB 202** was defeated on Third Reading and Final Passage - Consent, be reconsidered.

Which motion was adopted by the following vote:

AYES: 100

Angst	Avery	Baker	Bearden	Behnen
Bishop	Bivins	Black	Bland	Bough
Brown	Bruns	Carnahan	Cooper 120	Cooper 155
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Davis 122	Deeken	Dempsey	Dethrow	Dixon
Dusenberg	El-Amin	Engler	Ervin	Fares
Goodman	Guest	Hampton	Hobbs	Holand
Hoskins	Hubbard	Hunter	Icet	Jackson
Johnson 47	Kelly 144	King	Kingery	Kratky
Lager	Lembke	Luetkemeyer	Marsh	May
Mayer	McKenna	Merideth	Miller	Moore
Morris	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Pratt	Purgason
Quinn	Rector	Richard	Roark	Ruestman
Rupp	Salva	Sander	Schaaf	Schlottach
Schneider	Selby	Self	Smith 118	Smith 14
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Wallace
Wasson	Willoughby	Wilson 119	Wilson 130	Wilson 25
Witte	Wood	Wright	Yates	Madam Speaker

NOES: 045

Abel	Barnitz	Bean	Bringer	Burnett
Campbell	Corcoran	Darrough	Daus	Donnelly
Dougherty	Fraser	George	Graham	Green
Harris 110	Harris 23	Henke	Johnson 90	Jolly
Jones	Kelly 36	Kuessner	LeVota	Liese
Lowe	Meiners	Muckler	Portwood	Ransdall
Sager	Seigfreid	Shoemyer	Skaggs	Spreng
St. Onge	Vogt	Walker	Walsh	Walton
Whorton	Wildberger	Yaeger	Young	Zweifel

PRESENT: 005

Haywood	Johnson 61	Schoemehl	Ward	Wilson 42
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ABSENT WITH LEAVE: 013

Adams	Boykins	Brooks	Byrd	Davis 19
Emery	Hilgemann	Jetton	Lawson	Lipke
Reinhart	Shoemaker	Wagner		

SCS SB 202, relating to fire protection, was taken up by Representative Wood.

On motion of Representative Wood, **SCS SB 202** was truly agreed to and finally passed by the following vote:

AYES: 092

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Deeken	Dempsey
Dethrow	Dixon	Dusenberg	El-Amin	Emery
Engler	Ervin	Fares	Goodman	Guest
Hobbs	Holand	Hubbard	Hunter	Ice
Jackson	Jetton	Johnson 47	Kelly 144	King
Kingery	Kratky	Lager	Lembke	Luetkemeyer
Marsh	May	Mayer	Miller	Moore
Morris	Munzlinger	Myers	Nieves	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sander	Schaaf	Schlottach
Selby	Self	Smith 118	Smith 14	Stefanick
Stevenson	Sutherland	Taylor	Threlkeld	Townley
Viebrock	Wallace	Wasson	Willoughby	Wilson 119
Wilson 130	Wilson 25	Witte	Wood	Wright
Yates	Madam Speaker			

NOES: 058

Abel	Barnitz	Bishop	Bland	Bringer
Burnett	Campbell	Carnahan	Corcoran	Curls
Darrough	Daus	Davis 122	Donnelly	Dougherty
Fraser	George	Graham	Green	Hampton
Harris 110	Harris 23	Haywood	Henke	Hoskins
Johnson 90	Jolly	Jones	Kelly 36	Kuessner
LeVota	Liese	Lowe	Meiners	Merideth
Muckler	Page	Ransdall	Sager	Salva
Schoemehl	Shoemaker	Shoemyer	Skaggs	Spreng
St. Onge	Thompson	Villa	Vogt	Walker
Walsh	Walton	Whorton	Wildberger	Wilson 42
Yaeger	Young	Zweifel		

PRESENT: 003

Johnson 61	Seigfreid	Ward
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ABSENT WITH LEAVE: 010

Adams	Boykins	Brooks	Davis 19	Hilgemann
Lawson	Lipke	McKenna	Schneider	Wagner

Speaker Hanaway declared the bill passed.

THIRD READING OF SENATE BILL - CONSENT

SB 467, relating to the Crime Victims' Compensation Fund, was again taken up by Representative Mayer.

On motion of Representative Mayer, **SB 467** was truly agreed to and finally passed by the following vote:

AYES: 147

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Bringer	Brown
Bruns	Burnett	Byrd	Campbell	Carnahan
Cooper 120	Cooper 155	Crawford	Crowell	Cunningham 145
Cunningham 86	Curls	Daus	Davis 122	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Ice	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Merideth	Miller	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Walker
Wallace	Ward	Wasson	Whorton	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yates	Young
Zweifel	Madam Speaker			

NOES: 006

Corcoran	Darrough	George	Haywood	Walsh
Yaeger				

PRESENT: 000

ABSENT WITH LEAVE: 010

Adams	Boykins	Brooks	Davis 19	Jones
Lipke	Moore	Schneider	Wagner	Walton

Speaker Hanaway declared the bill passed.

MOTION

Representative Crowell moved that Rule 44 (b) and Rule 44 (d) be suspended for the purpose of filing a written objection to **HCS SB 469**.

Which motion was adopted by the following vote:

AYES: 142

Abel	Angst	Avery	Barnitz	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Boykins	Bringer	Brown
Bruns	Burnett	Byrd	Campbell	Carnahan
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Daus	Davis 122
Dempsey	Dethrow	Dixon	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Hunter	Ice	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 36	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Merideth	Miller	Moore	Morris
Muckler	Munzlinger	Nieves	Page	Parker
Pearce	Phillips	Pratt	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Salva	Sander	Schaaf	Schlottach	Schoemehl
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Walker	Wallace	Walsh
Walton	Ward	Wasson	Wildberger	Willoughby
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 004

Darrough	Seigfreid	Selby	Whorton
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PRESENT: 001

Sager

ABSENT WITH LEAVE: 016

Adams	Baker	Brooks	Davis 19	Deeken
Donnelly	Kelly 144	King	Lipke	Myers
Portwood	Purgason	Rupp	Schneider	St. Onge
Wagner				

LETTER OF OBJECTION

April 24, 2003

Steve Davis, Chief Clerk
Missouri House of Representatives
Capitol Building
Jefferson City, MO 65101

Dear Steve:

The following members and myself request that **HCS SB 469** be removed from the Senate Consent Calendar.

/s/ Richard Byrd - District 94
/s/ Rick Johnson - District 90
/s/ Philip Willoughby - District 33

/s/ Rod Jetton - District 156
/s/ Bryan P. Stevenson - District 128

Sincerely,

Richard Byrd

COMMITTEE REPORTS

Committee on Budget, Chairman Bearden reporting:

Madam Speaker: Your Committee on Budget, to which was referred **HB 16**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Madam Speaker: Your Committee on Budget, to which was referred **HB 17**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Madam Speaker: Your Committee on Budget, to which was referred **HB 19**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Madam Speaker: Your Committee on Budget, to which was referred **HB 20**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Committee on Communications, Energy and Technology, Chairman Rector reporting:

Madam Speaker: Your Committee on Communications, Energy and Technology, to which was referred **SCS SB 246**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Committee on Judiciary, Chairman Byrd reporting:

Madam Speaker: Your Committee on Judiciary, to which was referred **SS SB 13**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Madam Speaker: Your Committee on Judiciary, to which was referred **HB 618**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Committee on Local Government, Chairman Johnson (47) reporting:

Madam Speaker: Your Committee on Local Government, to which was referred **SS SCS SB 298**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Committee on Small Business, Chairman St. Onge reporting:

Madam Speaker: Your Committee on Small Business, to which was referred **SCS SB 69**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Committee on Transportation and Motor Vehicles, Chairman Crawford reporting:

Madam Speaker: Your Committee on Transportation and Motor Vehicles, to which was referred **HB 702**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Special Committee on General Laws, Chairman Wright reporting:

Madam Speaker: Your Special Committee on General Laws, to which was referred **SS SS SCS SBs 556 & 311**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Special Committee on Urban Issues, Chairman Bland reporting:

Madam Speaker: Your Special Committee on Urban Issues, to which was referred **HB 640**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

WITHDRAWAL OF HOUSE BILLS

TO: Stephen Davis, Chief Clerk
FROM: Representative Mark J. Bruns
DATE: April 24, 2003
SUBJECT: HB 462

I would like to request that **HB 462** be withdrawn.

If you have any questions, please give me a call at 1-0665.

April 24, 2003

Steve Davis, Chief Clerk
Missouri House of Representatives
State Capitol
Jefferson City, MO 65101

Dear Steve:

Please withdraw **House Bill No. 631**.

Sincerely,
/s/ Representative Jane Cunningham (86)

ADJOURNMENT

On motion of Representative Smith (118), the House adjourned until 2:00 p.m., Monday, April 28, 2003.

CORRECTIONS TO THE HOUSE JOURNAL

AFFIDAVITS

I, State Representative Patricia Yaeger, District 96, hereby state and affirm that my vote as recorded on Page 1179 of the House Journal for Wednesday, April 23, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 24th day of April 2003.

/s/ Patricia Yaeger
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 24th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Craig Bland, District 43, hereby state and affirm that my vote as recorded on Pages 1187, 1218, 1219 and 1229 of the House Journal for Wednesday, April 23, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 24th day of April 2003.

/s/ Craig Bland
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 24th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Yvonne S. Wilson, District 42, hereby state and affirm that my vote as recorded on Pages 1187, 1221, 1225 and 1229 of the House Journal for Wednesday, April 23, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 24th day of April 2003.

/s/ Yvonne S. Wilson
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 24th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Tom Dempsey, District 18, hereby state and affirm that my vote as recorded on Pages 1191-1192 and 1192-1193 of the House Journal for Wednesday, April 23, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 24th day of April 2003.

/s/ Tom Dempsey
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 24th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Vicki Walker, District 50, hereby state and affirm that my vote as recorded on Pages 1191 and 1218 of the House Journal for Wednesday, April 23, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

1305 *Journal of the House*

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 24th day of April 2003.

/s/ Vicki Walker
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 24th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Rex Rector, District 124, hereby state and affirm that my vote as recorded on Page 1194 of the House Journal for Wednesday, April 23, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 24th day of April 2003.

/s/ Rex Rector
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 24th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Steve Hunter, District 127, hereby state and affirm that my vote as recorded on Pages 1199, 1203 and 1223 of the House Journal for Wednesday, April 23, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 24th day of April 2003.

/s/ Steve Hunter
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 24th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 24th day of April 2003.

Subscribed and sworn to before me this 24th day of April in the year 2003.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 24th day of April 2003.

Subscribed and sworn to before me this 24th day of April in the year 2003.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 24th day of April 2003.

[illegible]

1307 *Journal of the House*

Subscribed and sworn to before me this 24th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Rick Johnson, District 90, hereby state and affirm that my vote as recorded on Page 1205 of the House Journal for Wednesday, April 23, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 24th day of April 2003.

/s/ Rick Johnson
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 24th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Jim Guest, District 5, hereby state and affirm that my vote as recorded on Page 1206 of the House Journal for Wednesday, April 23, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 24th day of April 2003.

/s/ Jim Guest
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 24th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Vicki Schneider, District 17, hereby state and affirm that my vote as recorded on Page 1206 of the House Journal for Wednesday, April 23, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 24th day of April 2003.

/s/ Vicki Schneider
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 24th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Jerry King, District 125, hereby state and affirm that my vote as recorded on Pages 1207, 1208 and 1230 of the House Journal for Wednesday, April 23, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 24th day of April 2003.

/s/ Jerry King
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 24th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Amber Boykins, District 60, hereby state and affirm that my vote as recorded on Pages 1208, 1213, 1215, 1216, 1217, 1218, 1221, 1226, 1227 and 1230 of the House Journal for Wednesday, April 23, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 24th day of April 2003.

/s/ Amber Boykins
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 24th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Vicky Riback Wilson, District 25, hereby state and affirm that my vote as recorded on Pages 1208-1209, 1209-1210 and 1210-1211 of the House Journal for Wednesday, April 23, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

1309 *Journal of the House*

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 24th day of April 2003.

/s/ Vicky Riback Wilson
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 24th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Clint Zweifel, District 78, hereby state and affirm that my vote as recorded on Pages 1208 and 1209 of the House Journal for Wednesday, April 23, 2003 showing that I voted present was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 24th day of April 2003.

/s/ Clint Zweifel
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 24th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Dan Bishop, District 38, hereby state and affirm that my vote as recorded on Page 1209 of the House Journal for Wednesday, April 23, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 24th day of April 2003.

/s/ Dan Bishop
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 24th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 24th day of April 2003.

Subscribed and sworn to before me this 24th day of April in the year 2003.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 24th day of April 2003.

Subscribed and sworn to before me this 24th day of April in the year 2003.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 24th day of April 2003.

[illegible]

1311 *Journal of the House*

Subscribed and sworn to before me this 24th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Fred Kratky, District 65, hereby state and affirm that my vote as recorded on Pages 1215 and 1217 of the House Journal for Wednesday, April 23, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 24th day of April 2003.

/s/ Fred Kratky
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 24th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Dennis Wood, District 62, hereby state and affirm that my vote as recorded on Pages 1217 and 1218 of the House Journal for Wednesday, April 23, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 24th day of April 2003.

/s/ Dennis Wood
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 24th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Harold R. Selby, District 105, hereby state and affirm that my vote as recorded on Page 1218 of the House Journal for Wednesday, April 23, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 24th day of April 2003.

/s/ Harold R. Selby
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 24th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Larry Gene Taylor, District 68, hereby state and affirm that my vote as recorded on Page 1220 of the House Journal for Wednesday, April 23, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted no. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 24th day of April 2003.

/s/ Larry Gene Taylor
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 24th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Rick Johnson, District 90, hereby state and affirm that my vote as recorded on Page 1223 of the House Journal for Wednesday, April 23, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 24th day of April 2003.

/s/ Rick Johnson
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 24th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

Subscribed and sworn to before me this 24th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Jason R. Brown, District 30, hereby state and affirm that my vote as recorded on Page 1227 of the House Journal for Wednesday, April 23, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 24th day of April 2003.

/s/ Jason R. Brown
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 24th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Kevin Wilson, District 130, hereby state and affirm that my vote as recorded on Page 1227 of the House Journal for Wednesday, April 23, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 24th day of April 2003.

/s/ Kevin Wilson
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 24th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Shannon Cooper, District 120, hereby state and affirm that my vote as recorded on Page 1230 of the House Journal for Wednesday, April 23, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 24th day of April 2003.

/s/ Shannon Cooper
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 24th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Michael G. Corcoran, District 77, hereby state and affirm that my vote as recorded on Page 1230 of the House Journal for Wednesday, April 23, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 24th day of April 2003.

/s/ Michael G. Corcoran
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 24th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Bryan Pratt, District 55, hereby state and affirm that my vote as recorded on Page 1230 of the House Journal for Wednesday, April 23, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 24th day of April 2003.

/s/ Bryan Pratt
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 24th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 24th day of April 2003.

[illegible]

/s/ Stephen S. Davis
Chief Clerk

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 24th day of April 2003.

State of Missouri)
) ss.
County of Cole)

/s/ Stephen S. Davis
Chief Clerk

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 24th day of April 2003.

[illegible]

Subscribed and sworn to before me this 24th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

BUDGET

Tuesday, April 29, 2003, 8:30 a.m. Hearing Room 3.

Possible Executive Session.

Other bills assigned or referred to committee for fiscal review.

Public Hearing to be held on: HB 18, HB 698, HB 741, HB 745, SB 243, SCR 13

COMMUNICATIONS, ENERGY AND TECHNOLOGY

Tuesday, April 29, 2003, 12:00 p.m. Hearing Room 3.

Possible Executive Session.

Public Hearing to be held on: SB 555

CONSERVATION AND NATURAL RESOURCES

Wednesday, April 30, 2003, 12:00 p.m. Hearing Room 5.

Executive Session may follow.

Public Hearing to be held on: HB 519, HB 535, HB 740

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, April 29, 2003. Hearing Room 4 upon evening adjournment. AMENDED NOTICE

Executive Session may follow.

Public Hearing to be held on: HB 379, HB 709, SB 5, SB 39, SB 184

FINANCIAL SERVICES

Tuesday, April 29, 2003, 12:00 p.m. Hearing Room 6.

Executive Session.

Public Hearing to be held on: HB 460, HB 616

JOB CREATION AND ECONOMIC DEVELOPMENT

Monday, April 28, 2003. Hearing Room 6 upon evening adjournment.

Executive Session to follow.

Public Hearing to be held on: SB 620

JOINT COMMITTEE ON ADMINISTRATIVE RULES

Monday, April 28, 2003, 8:00 p.m. Senate Lounge. AMENDED NOTICE #2

Hearing to begin at 8:00 p.m. or two hours after evening Senate adjournment.

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT

Wednesday, April 30, 2003, 8:00 a.m. Hearing Room 1.

Second quarter meeting.

LOCAL GOVERNMENT

Thursday, May 1, 2003, 8:30 a.m. Hearing Room 6.

Executive Session may follow.

Public Hearing to be held on: SB 199

PROFESSIONAL REGISTRATION AND LICENSING

Tuesday, April 29, 2003, 12:00 p.m. Hearing Room 4.

Public Hearing to be held on: HB 727, HB 729

TOURISM AND CULTURAL AFFAIRS

Tuesday, April 29, 2003, 12:00 p.m. Hearing Room 5.

Executive Session will follow on SB 438.

Public Hearing to be held on: SB 438

HOUSE CALENDAR

SIXTIETH DAY, MONDAY, APRIL 28, 2003

HOUSE JOINT RESOLUTION FOR SECOND READING

HJR 26

HOUSE BILLS FOR SECOND READING

HB 753 and HB 754

HOUSE BILLS FOR PERFECTION - APPROPRIATIONS

- 1 HCS HB 16 - Bearden
- 2 HCS HB 17 - Bearden
- 3 HCS HB 19 - Bearden
- 4 HCS HB 20 - Bearden

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 132, 173, 117 & 48 - Wright
- 2 HCS HB 215, 218, 115 & 83 - Myers
- 3 HCS HB 190 & 214 - Fares
- 4 HCS HB 51 - Mayer
- 5 HCS HB 387 - Pearce
- 6 HCS HB 109 & 34 - Fares
- 7 HB 263 - Cooper (120)
- 8 HCS HB 468 - Byrd
- 9 HCS HB 233 - Holand
- 10 HB 471 - Jackson

- 11 HCS HB 47 - Portwood
- 12 HCS HB 507 - Hubbard
- 13 HCS HB 455 - Thompson
- 14 HB 293, HCA 1 - Johnson (47)
- 15 HCS HB 345 - Cunningham (86)
- 16 HCS HB 385 - Cunningham (86)
- 17 HCS HB 447 - Townley
- 18 HCS HB 640 - Walton
- 19 HB 618 - Yates

HOUSE BILLS FOR PERFECTION - FEDERAL MANDATE

- 1 HB 655 - Wilson (130)
- 2 HCS HB 702 - Schlottach

HOUSE BILLS FOR THIRD READING

- 1 HS HCS HB 404, 324, 403, 344, 426 & 541, (Budget 4-16-03) - Rector
- 2 HS HCS HB 121 - Portwood
- 3 HCS HB 688 - Hanaway
- 4 HCS HB 138 - Crawford
- 5 HS HB 481 - Crowell
- 6 HB 593 - Byrd

SENATE BILL FOR THIRD READING - CONSENT

SB 214, HCA 1 - Byrd

SENATE BILLS FOR THIRD READING

- 1 SB 496 - Luetkemeyer
- 2 HCS SB 173 - Walton
- 3 SS#2 SCS SB 55 - Stevenson
- 4 HCS SS SCS SB 36 - Myers
- 5 SS SB 34 - Holand
- 6 HCS SS SCS SB 30 - Schneider
- 7 HCS SCS SB 84 - Munzlinger
- 8 HCS SCS SB 686, E.C. - Cunningham (86)
- 9 SCS#2 SB 1 - Luetkemeyer
- 10 SB 540 - Parker
- 11 HCS SB 521 - Byrd
- 12 HCS SS SS SCS SB 556 & 311, E.C. - Sutherland
- 13 HCS SCS SB 69 - Baker
- 14 SS SB 13 - Byrd
- 15 HCS SS SCS SB 298 - Johnson (47)

- 16 HCS SCS SB 246 - Rector
- 17 HCS SB 469 - Byrd

SENATE BILL FOR THIRD READING - CONSENT - INFORMAL

SCS SB 237 - Luetkemeyer

HOUSE CONCURRENT RESOLUTIONS

- 1 HCR 3, (4-23-03, Page 1238) - Townley
- 2 HCR 5, (4-23-03, Page 1239) - Townley

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

SIXTIETH DAY, MONDAY, APRIL 28, 2003

Speaker Hanaway in the Chair.

Prayer by Father David Buescher.

God, You strengthen us when the going is difficult. One very major item, the budget, and many other important issues hang over these representatives' heads. Hear them as they pray for wisdom and counsel, skills to communicate well, ways to heal conflict and hurt, and for the energy to continue on their many paths toward unified goals for our state.

They begin this session early today, God. They are not afraid of the work. Give them Your divine grace to finish well what needs to be done. We pray with faith in You, in ourselves, and in each other. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Katie Churchill Lentz and Jonathan Odom.

The Journal of the fifty-ninth day was approved as corrected by the following vote:

AYES: 084

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Deeken	Dempsey	Dethrow
Dixon	Dougherty	Dusenberg	Emery	Engler
Ervin	Fares	Fraser	Goodman	Hobbs
Holand	Hunter	Ice	Jetton	Johnson 47
Kelly 144	King	Kingery	Lager	Lawson
Lembke	Lipke	Luetkemeyer	Marsh	May
Mayer	Meiners	Miller	Moore	Morris
Munzlinger	Myers	Parker	Pearce	Phillips
Portwood	Pratt	Quinn	Roark	Ruestman
Rupp	Sander	Schaaf	Schlottach	Self
Smith 14	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Threlkeld	Townley	Viebrock	Wallace
Wasson	Wilson 119	Wilson 130	Witte	Wood
Wright	Yates	Young	Madam Speaker	

NOES: 056

Barnitz	Bishop	Bland	Boykins	Bringer
Burnett	Campbell	Corcoran	Curls	Darrough
Daus	Davis 122	Donnelly	George	Green
Hampton	Harris 110	Harris 23	Haywood	Henke

Hilgemann	Hoskins	Hubbard	Johnson 61	Johnson 90
Jolly	Kelly 36	Kratky	Kuessner	LeVota
Liese	McKenna	Merideth	Page	Ransdall
Sager	Salva	Schoemehl	Seigfreid	Selby
Shoemaker	Shoemyer	Skaggs	Spreng	Thompson
Villa	Vogt	Wagner	Walker	Walsh
Ward	Willoughby	Wilson 25	Wilson 42	Yaeger
Zweifel				

PRESENT: 009

Brooks	Carnahan	El-Amin	Jones	Lowe
Muckler	Walton	Whorton	Wildberger	

ABSENT WITH LEAVE: 014

Abel	Adams	Byrd	Davis 19	Graham
Guest	Jackson	Nieves	Purgason	Rector
Reinhart	Richard	Schneider	Smith 118	

SPECIAL RECOGNITION

The Cardinal Ritter Boys Class 3 Basketball Team was introduced by Representative Boykins and recognized as Outstanding Missourians.

HR 2190 was taken up by Representative Boykins and read.

HOUSE RESOLUTION NO. 2190

WHEREAS, the members of the Missouri House of Representatives always welcome the opportunity to acknowledge those Show-Me State high school athletic programs which have demonstrated the value of sportsmanship, teamwork, training, and determination through the exemplary nature of their attainments; and

WHEREAS, Cardinal Ritter College Prep in St. Louis, Missouri, sponsored a boys basketball team which completed the regular season with an outstanding 27-0 win-loss record and a berth in post-season Class 3 Missouri State High School Activities Association state competition; and

WHEREAS, on March 21, 2003, the Cardinal Ritter Lions claimed the State Championship title with a decisive 64 to 53 victory over Ash Grove to remain undefeated with 31 wins; and

WHEREAS, the Cardinal Ritter Lions were admirably led by Coach of the Year Marvin Neals with assistance from Leroy Jackson, Ken Kaid, David Robinson, and Ken Burke, Sr.; and

WHEREAS, players forming the Cardinal Ritter Lions basketball team for 2002-2003 included Bryan Baldwin, Alexander Barnett, Raymond Brown, Ken Burke, Dewon Byrd, Alvin Davie, Terry Evans, Marquis Jones, Jamel Lacy, Kilian Toms, William Toussaint, Markus Upchurch, Antione Vinson, and Jonathon Mosley; and

WHEREAS, in addition to the glory associated with capturing First Place in the state playoffs, the Cardinal Ritter Lions basketball team garnered other accolades, including having two players named to the All-State team: Kenny Burke and Antione Vinson; and

WHEREAS, Cardinal Ritter College Prep is a Roman Catholic school which enjoys a stellar reputation for excellence and a student body which is composed of nearly seventy-three percent non-Catholic youths attracted to its academic rigor and stellar extracurricular opportunities:

NOW, THEREFORE, BE IT RESOLVED that we, the members of the Missouri House of Representatives, Ninety-second General Assembly, join unanimously to applaud the spectacular achievements garnered by the Lions boys basketball team this year and to convey to its players, coaches, and parents this legislative body's heartiest congratulations upon taking First Place in state Class 3 championship competition and our best wishes for continued success long into the future; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare a properly inscribed copy of this resolution in honor of the 2002-2003 Cardinal Ritter College Prep Lions boys basketball program.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

- House Resolution No. 2178 - Representative Viebrock
- House Resolution No. 2179 - Representative Hanaway
- House Resolution No. 2180 - Representative Wilson (119)
- House Resolution No. 2181
through
- House Resolution No. 2183 - Representative Fares
- House Resolution No. 2184 - Representative Lager
- House Resolution No. 2185 - Representatives Bivins and Lembke
- House Resolution No. 2186 - Representative Cooper (120)
- House Resolution No. 2187 - Representative Townley
- House Resolution No. 2188
and
- House Resolution No. 2189 - Representative LeVota
- House Resolution No. 2190 - Representative Boykins
- House Resolution No. 2191
through
- House Resolution No. 2206 - Representative Portwood
- House Resolution No. 2207
through
- House Resolution No. 2219 - Representative Wilson (119)
- House Resolution No. 2220 - Representative Meiners
- House Resolution No. 2221 - Representative Zweifel
- House Resolution No. 2222
through
- House Resolution No. 2224 - Representative Lager
- House Resolution No. 2225 - Representative Dempsey
- House Resolution No. 2226 - Representative Myers
- House Resolution No. 2227 - Representative Roark
- House Resolution No. 2228 - Representative Ransdall
- House Resolution No. 2229 - Representative Liese
- House Resolution No. 2230
and
- House Resolution No. 2231 - Representative Whorton

House Resolution No. 2232

and

House Resolution No. 2233 - Representative Munzlinger

Speaker Pro Tem Jetton assumed the Chair.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 755, introduced by Representatives Jetton, Crowell, Shoemaker (8), Bearden and Hunter, relating to salaries for certain school personnel.

HB 756, introduced by Representatives Jetton, Crowell, Hunter and Bearden, relating to Internet child pornography.

HB 757, introduced by Representatives Jetton, Sutherland, Hunter and Cooper (120), et al, relating to taxation.

HB 758, introduced by Representative Harris (23), relating to qualified research tax credits for corporations.

HB 759, introduced by Representative Cunningham (86), relating to commercial motor vehicles.

HB 760, introduced by Representative Bearden, relating to state budget procedures.

HB 761, introduced by Representative Cunningham (86), relating to animal physical therapists.

SECOND READING OF HOUSE JOINT RESOLUTION

HJR 26 was read the second time.

SECOND READING OF HOUSE BILLS

HB 753 and **HB 754** were read the second time.

THIRD READING OF HOUSE BILLS

HCS HB 688, relating to the Life Sciences Research Trust Fund, was taken up by Representative Hanaway.

On motion of Representative Hanaway, **HCS HB 688** was read the third time and passed by the following vote:

AYES: 154

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
Goodman	Green	Guest	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hobbs
Holand	Hoskins	Hubbard	Hunter	Ice
Jetton	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly 144	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Merideth
Miller	Moore	Morris	Muckler	Munzlinger
Myers	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schoemehl	Seigfreid	Selby	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Wagner	Walker	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Young	Zweifel	Madam Speaker	

NOES: 001

Bringer

PRESENT: 000

ABSENT WITH LEAVE: 008

Adams	Davis 19	George	Graham	Jackson
Lawson	Nieves	Schneider		

Speaker Pro Tem Jetton declared the bill passed.

Representative Dempsey assumed the Chair.

HS HB 481, relating to public funds, was taken up by Representative Crowell.

On motion of Representative Crowell, **HS HB 481** was read the third time and passed by the following vote:

AYES: 116

Angst	Avery	Baker	Barnitz	Bean
Bearden	Behnen	Bivins	Black	Bough
Bringer	Brown	Bruns	Burnett	Byrd
Campbell	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Davis 122	Deeken	Dempsey
Dethrow	Dixon	Dougherty	Dusenberg	Emery
Engler	Ervin	George	Goodman	Green
Guest	Hampton	Harris 110	Henke	Hobbs
Holand	Hunter	Ice	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lembke	Liese	Lipke	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Merideth
Miller	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Salva	Sander	Schaaf	Schlottach
Schoemehl	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Threlkeld
Townley	Viebrock	Villa	Vogt	Wagner
Wallace	Walsh	Ward	Wasson	Wilson 119
Wilson 130	Wood	Wright	Yaeger	Yates
Madam Speaker				

NOES: 040

Abel	Bishop	Bland	Boykins	Brooks
Carnahan	Corcoran	Curls	Darrough	Daus
Donnelly	El-Amin	Fares	Fraser	Harris 23
Haywood	Hilgemann	Hoskins	Hubbard	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	LeVota
Lowe	Page	Sager	Skaggs	Thompson
Walker	Walton	Whorton	Wildberger	Willoughby
Wilson 25	Wilson 42	Witte	Young	Zweifel

PRESENT: 000

ABSENT WITH LEAVE: 007

Adams	Davis 19	Graham	Jackson	Jetton
Lawson	Schneider			

Representative Dempsey declared the bill passed.

HS HCS HB 121, relating to insurance coverage for chiropractic care, was taken up by Representative Portwood.

On motion of Representative Portwood, **HS HCS HB 121** was read the third time and passed by the following vote:

AYES: 149

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Black
Bland	Bough	Boykins	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Deeken	Dempsey	Dethrow
Dixon	Dougherty	Dusenberg	El-Amin	Emery
Engler	Ervin	Fares	Fraser	George
Goodman	Green	Guest	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hobbs
Hoskins	Hubbard	Hunter	Ice	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	Kingery	Kratky	Kuessner	Lager
Lembke	LeVota	Liese	Lipke	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Merideth	Miller	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Salva	Sander
Schaaf	Schlottach	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Wagner	Walker	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Young	Zweifel	Madam Speaker	

NOES: 000

PRESENT: 001

Donnelly

ABSENT WITH LEAVE: 013

Adams	Bivins	Davis 19	Graham	Holand
Jackson	Jetton	King	Lawson	Purgason
Sager	Schneider	Stevenson		

Representative Dempsey declared the bill passed.

HCS HB 138, relating to corrections officers certification, was taken up by Representative Crawford.

On motion of Representative Crawford, **HCS HB 138** was read the third time and passed by the following vote:

1328 *Journal of the House*

AYES: 152

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Davis 122	Deeken	Dempsey	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Engler	Ervin	Fares	Fraser	George
Goodman	Green	Guest	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hobbs
Holand	Hoskins	Hubbard	Hunter	Ice
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lembke	LeVota	Liese
Lipke	Lowe	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Merideth	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schoemehl	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Wagner	Walker	Wallace	Walsh	Walton
Ward	Wasson	Whorton	Wildberger	Willoughby
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 011

Adams	Brooks	Daus	Davis 19	Graham
Jackson	Jetton	Lawson	Purgason	Schneider
Stevenson				

Representative Dempsey declared the bill passed.

Speaker Hanaway resumed the Chair.

HB 593, relating to the State Employees' Protection Act, was taken up by Representative Byrd.

On motion of Representative Byrd, **HB 593** was read the third time and passed by the following vote:

AYES: 084

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Crawford	Crowell
Cunningham 145	Cunningham 86	Deeken	Dempsey	Dethrow
Dixon	Dusenberg	Emery	Engler	Ervin
Fares	Goodman	Guest	Hobbs	Hunter
Iceet	Jetton	Johnson 47	Kelly 144	King
Kingery	Lager	Lembke	Lipke	Luetkemeyer
May	Mayer	Miller	Moore	Morris
Munzlinger	Myers	Nieves	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sander	Schaaf	Schlottach	Self
Shoemaker	Smith 118	Smith 14	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Threlkeld	Townley
Viebrock	Wallace	Wasson	Wilson 119	Wilson 130
Wood	Wright	Yates	Madam Speaker	

NOES: 068

Abel	Barnitz	Bishop	Boykins	Bringer
Brooks	Burnett	Campbell	Carnahan	Corcoran
Curls	Darrough	Daus	Davis 122	Donnelly
El-Amin	Fraser	George	Green	Hampton
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Hoskins	Hubbard	Johnson 61	Johnson 90	Jolly
Jones	Kelly 36	Kratky	Kuessner	LeVota
Liese	Lowe	McKenna	Meiners	Merideth
Muckler	Page	Ransdall	Sager	Salva
Schoemehl	Seigfreid	Selby	Shoemyer	Skaggs
Spreng	Thompson	Villa	Vogt	Wagner
Walker	Walsh	Walton	Ward	Whorton
Wildberger	Willoughby	Wilson 25	Wilson 42	Witte
Yaeger	Young	Zweifel		

PRESENT: 001

Marsh

ABSENT WITH LEAVE: 010

Adams	Bland	Cooper 155	Davis 19	Dougherty
Graham	Holand	Jackson	Lawson	Schneider

Speaker Hanaway declared the bill passed.

Representative Zweifel requested a verification of the roll call on the motion to third read and pass **HB 593**.

THIRD READING OF SENATE BILL

HCS SS SCS SB 36, relating to environmental regulations, was taken up by Representative Myers.

Representative Myers offered **House Amendment No. 1.**

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 36, Page 23, Page 23, Section 643.078, Line 89, by inserting immediately after all of said line the following:

"Section 1. In letting contracts for the performance of any job or service for the removal or clean up of waste tires pursuant to chapter 260, RSMo, the department of natural resources shall, in addition to the requirements of sections 34.073 and 34.076, RSMo, and any other points awarded during the evaluation process, give to any vendor that meets one or more of the following factors a five percent preference and ten bonus points for each factor met:

(1) The bid is submitted by an individual, partnership, association, or corporation vendor that has resided or maintained its headquarters or principal place of business in Missouri continuously for the four years immediately preceding the date on which the bid is submitted;

(2) The bid is submitted by a nonresident corporation vendor that has an affiliate or subsidiary that employs at least twenty state residents and has maintained its headquarters or principal place of business in Missouri continuously for the four years immediately preceding the date on which the bid is submitted;

(3) The bid is submitted by an individual, partnership, association, or corporation vendor that resides or maintains its headquarters or principal place of business in Missouri and, for the purposes of completing the bid project and continuously over the entire term of the project, an average of at least seventy-five percent of such vendor's employees are Missouri residents who have resided in the state continuously for at least two years immediately preceding the date on which the bid is submitted. Such vendor must certify the residency requirements of this subdivision and submit a written claim for preference at the time the bid is submitted;

(4) The bid is submitted by a nonresident vendor that has an affiliate or subsidiary that employs at least twenty state residents and has maintained its headquarters or principal place of business in Missouri and, for the purposes of completing the bid project and continuously over the entire term of the project, an average of at least seventy-five percent of such vendor's employees are Missouri residents who have resided in the state continuously for at least two years immediately preceding the date on which the bid is submitted. Such vendor must certify the residency requirements of this subdivision and submit a written claim for preference at the time the bid is submitted;

(5) The bid is submitted by any vendor that provides written certification that the end use of the tires collected during the project will be for fuel purposes or for the manufacture of a useable good or product." ; and

Further amend said bill in the title, enacting clause, and intersectional references accordingly.

On motion of Representative Myers, **House Amendment No. 1** was adopted.

Representative Stevenson offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 36, Page 13, Section 640.010, Line 10, by deleting the word "**property**" ; and

Further amend said bill, said page, said section, Line 11, by deleting the word "**property**".

On motion of Representative Stevenson, **House Amendment No. 2** was adopted.

Representative Townley offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 36, Page 23, Section 643.078, Line 89, by inserting after all of said line the following:

"Section 1. Notwithstanding any other provision of law to the contrary, no rule or regulation proposed, promulgated, adopted, or amended by the department of agriculture, division of weights and measures, shall be applied retroactively to existing facilities or construction unless the department or the division establishes by clear and convincing evidence that the rule or regulation shall be applied retroactively to protect the health and safety of the public.

Section 2. No city, county, or other political subdivision of the state of Missouri shall impose a requirement for financial responsibility on owners or operators of underground or above ground petroleum storage tanks. This provision shall fully preempt any such local financial responsibility requirements which are in effect on August 28, 2003."; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Shoemyer (9) requested a division of the question on **House Amendment No. 3.**

House Amendment No. 3

PART I

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 36, Page 23, Section 643.078, Line 89, by inserting after all of said line the following:

"Section 1. Notwithstanding any other provision of law to the contrary, no rule or regulation proposed, promulgated, adopted, or amended by the department of agriculture, division of weights and measures, shall be applied retroactively to existing facilities or construction unless the department or the division establishes by clear and convincing evidence that the rule or regulation shall be applied retroactively to protect the health and safety of the public."

On motion of Representative Townley, **Part I of House Amendment No. 3** was adopted by the following vote:

AYES: 119

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bivins	Black
Bough	Bringer	Brown	Bruns	Burnett
Campbell	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 122	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Goodman
Green	Guest	Hampton	Haywood	Henke
Hobbs	Holand	Hunter	Icet	Johnson 47
Jones	Kelly 144	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Merideth	Miller
Moore	Morris	Munzlinger	Myers	Nieves
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart

1332 *Journal of the House*

Richard	Roark	Ruestman	Rupp	Sander
Schaaf	Schlottach	Seigfreid	Selby	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Wagner	Wallace	Ward	Wasson
Whorton	Willoughby	Wilson 119	Wilson 130	Witte
Wood	Wright	Yates	Madam Speaker	

NOES: 036

Bishop	Bland	Boykins	Brooks	Carnahan
Curls	Darrough	Daus	Donnelly	Dougherty
Fraser	George	Harris 110	Harris 23	Hilgemann
Hoskins	Hubbard	Johnson 61	Johnson 90	Jolly
Meiners	Muckler	Page	Sager	Salva
Schoemehl	Vogt	Walker	Walsh	Walton
Wildberger	Wilson 25	Wilson 42	Yaeger	Young
Zweifel				

PRESENT: 000

ABSENT WITH LEAVE: 008

Adams	Byrd	Davis 19	Graham	Jackson
Jetton	Lawson	Schneider		

House Amendment No. 3

PART II

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 36, Page 23, Section 643.078, Line 89, by inserting after all of said line the following:

"Section 2. No city, county, or other political subdivision of the state of Missouri shall impose a requirement for financial responsibility on owners or operators of underground or above ground petroleum storage tanks. This provision shall fully preempt any such local financial responsibility requirements which are in effect on August 28, 2003."; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Townley, **Part II of House Amendment No. 3** was adopted.

Representative Bivins offered **House Amendment No. 4.**

House Amendment No. 4

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 36, Page 1, In the Title, Line 3, by deleting the word "seventeen" and inserting in lieu thereof the word "twenty-four"; and

Further amend said bill, Page 1, In the Title, Line 4, by inserting after the word "regulation" the phrase ", with penalty provisions"; and

Further amend said bill, Page 1, Section A, Line 2, by deleting the word "seventeen" and inserting in lieu thereof the word "twenty-four"; and

Further amend said bill, Page 1, Section A, Line 4, by deleting the word "and"; and

Further amend said bill, Page 1, Section A, Line 4, by inserting after the number "444.778," the numbers "490.750, 490.753, 490.755, 490.757, 490.759, 490.762, 490.765,"; and

Further amend said bill, Page 12, Section 444.778, Line 50, by inserting after all of said line the following:

"490.750. 1. An environmental audit privilege as provided in sections 490.750 to 490.765 is hereby created to protect the confidentiality of communications relating to voluntary internal environmental audits.

2. Except as provided in section 490.755, an environmental audit and an environmental audit report, as defined in section 490.753, shall be privileged and shall not be admissible as evidence in any legal action in any civil, criminal or administrative proceeding, nor shall such information be required to be disclosed in response to a regulatory inspection or inquiry.

490.753. As used in sections 490.750 to 490.765, the following terms mean:

(1) "Environmental audit", a voluntary internal evaluation of one or more facilities, processes or activities regulated under the environmental laws of the United States, this state or a political subdivision thereof, or of management systems related to such facility, process or activity, that is designed to determine compliance with such laws. An environmental audit may be conducted by the owner or operator, by the owner's or operator's employees or by independent contractors;

(2) "Environmental audit report", a set of documents prepared as a result of an environmental audit, including all information and documents generated and collected by the auditor which may be based upon and may include, but shall not be limited to field notes and records of observations, samples, analytical results, findings, opinions, suggestions, conclusions, drafts, memoranda, drawings, photographs, computer-generated or electronically recorded information, maps, charts, graphs and surveys, interviews, discussions, correspondence and communications related to the environmental audit; provided that such supporting information is collected or developed for the primary purpose and in the course of an environmental audit. An environmental audit report, when completed, may have three components:

(a) An audit report prepared by the auditor, which may include the scope of the audit, the information gained in the audit, conclusions and recommendations, together with exhibits and appendices;

(b) Memoranda and documents analyzing portions or all of the audit report and discussing potential implementation issues; and

(c) An implementation plan that addresses correcting past noncompliance, improving current compliance or preventing future noncompliance;

(3) "Waive" or "waiver", disseminating the environmental audit or environmental audit report in whole or in part to someone other than the owner or operator of the facility and its employees, agents, affiliates and successors in interest, the auditor and its employees, agents, subcontractors and successors in interest, current or prospective lending institutions of the owner or operator where disclosure is required as a condition of lending, and a prospective purchaser where disclosure is made under a confidentiality agreement. Waiver does not occur when:

(a) The facility owner or operator or the auditor is compelled by an administrative body or court of competent jurisdiction to disclose all or part of the environmental audit or environmental audit report;

(b) Dissemination of the environmental audit or environmental audit report, in whole or in part, is done to prevent noncompliance or improve compliance with federal, state or local environmental laws.

490.755. 1. The privilege described in subsection 2 of section 490.750 does not apply to the extent that it is waived by the owner or operator of a facility at which an environmental audit was conducted and such owner or operator prepared or caused to be prepared the environmental audit report as a result of the audit.

2. In any proceeding before a court or administrative body, after in camera review consistent with rules of procedure, the court or administrative body may require disclosure of material for which the privilege described in subsection 2 of section 490.750 is asserted, if the court or administrative body determines that:

(1) The privilege is asserted for a fraudulent purpose;

(2) The material is not subject to the privilege; or

(3) Even if subject to the privilege, the material reasonably tends to show noncompliance with the environmental laws of the United States, the state of Missouri or a political subdivision thereof, and the party asserting the privilege did not exercise ordinary care to initiate and pursue compliance upon discovery of noncompliance. Such a determination shall not constitute a final judgment regarding compliance.

3. A party asserting the environmental audit privilege described in subsection 2 of section 490.750 has the burden of demonstrating the applicability of the privilege, including if there is evidence of noncompliance with applicable environmental laws, proof that the party exercised ordinary care to initiate and pursue compliance upon discovery of noncompliance; provided, however, that a party seeking disclosure pursuant to subdivision (1) of subsection 2 of this section has the burden of proving that the privilege is asserted for a fraudulent purpose and, in a criminal proceeding, the state has the burden of proving the conditions for disclosure set forth in subdivision (2) of subsection 2 of this section.

490.757. 1. The state, having probable cause to believe a criminal offense has been committed under the environmental laws of the state of Missouri based upon information obtained from a source independent of an environmental audit report, may obtain an environmental audit report for which a privilege is asserted pursuant to subsection 2 of section 490.750 pursuant to discovery as allowed by the Missouri supreme court rules. The state shall immediately place the report under seal and shall not review or disclose the contents of the report until ordered by a court or until the privilege is waived. The burden shall be on the state to show the information came from a source independent of an environmental audit report.

2. Within thirty days of the state obtaining an environmental audit report, the owner or operator who prepared or caused to be prepared the report may file with the appropriate court a petition requesting an in camera review in accordance with subsection 4 of this section on whether the environmental audit report or portions thereof are privileged or subject to disclosure pursuant to sections 490.750 to 490.765.

3. In a civil or administrative proceeding, the existence of an environmental audit report is subject to disclosure to the inquiring litigant. The party in possession of such report may assert the privilege in any response made. The party in possession is not required to provide the inquiring party with a copy of such report. The inquiring party may file, with the appropriate court or administrative body, a petition requesting an in camera review in accordance with subsection 4 of this section on whether the environmental audit report or portions thereof are privileged or subject to disclosure pursuant to sections 490.750 to 490.765. Failure by the inquiring party to file such petition shall forfeit the party's argument that the report is not privileged.

4. Upon filing of a petition for in camera review, the court or administrative body shall issue an order scheduling an in camera review within forty-five days of the filing of the petition to determine whether the environmental audit report or portions thereof are privileged or subject to disclosure pursuant to sections 490.750 to 490.765. In the case of a criminal proceeding, such order shall allow the prosecuting attorney, circuit attorney or attorney general to remove the seal from the report to review the report and shall place appropriate limitations on the distribution and review of the report to protect against unnecessary disclosure. The prosecuting attorney, circuit attorney or attorney general may consult with law enforcement agencies regarding the contents of the report as necessary to prepare for the in camera review. The information used in preparation for the in camera review shall not be used in any investigation or in any legal proceeding and shall otherwise be kept confidential, unless and until such information is found by the court or administrative body to be subject to disclosure.

5. In the case of a civil or administrative proceeding, the court or administrative body shall issue such order as is appropriate regarding whether the information in the report is subject to disclosure. The court or administrative body may place appropriate limitations on the distribution and review of the report to protect against unnecessary disclosure.

6. In any civil, criminal or administrative proceeding, failure to comply with the review, disclosure or use prohibitions of this section shall be the basis for suppression of any evidence arising or derived from the unauthorized review, disclosure or use. The party failing to comply with this section shall have the burden of proving that proffered evidence did not arise and was not derived from the unauthorized activity.

7. The parties may at any time stipulate to entry of an order directing that specific information contained in an environmental audit report is or is not subject to the privilege provided in subsection 2 of section 490.750.

8. Upon making a disclosure determination pursuant to subsection 2 of section 490.755, the court or administrative body may compel the disclosure only of those portions of an environmental audit report relevant to issues in dispute in the proceeding.

9. If the order requiring disclosure is made by an administrative body, the aggrieved party may seek an immediate appeal to a court of competent jurisdiction. Such appeal shall be filed within ten days after receipt of the order requiring disclosure and shall serve as an immediate stay of the order requiring disclosure.

10. Any public entity, public employee, or public official who divulges all or any part of the information contained in an environmental audit report in violation of the provisions of this section or knowingly divulges or disseminates all or any part of the information contained in an environmental audit report that was provided to such public entity, public employee or public official in violation of the provisions of this section is guilty of a class

A misdemeanor.

11. Any disclosure or dissemination described in this section shall not abrogate the privilege afforded by section 490.750, provided the environmental audit report otherwise meets the requirements of sections 490.750 to 490.765.

490.759. The privilege described in subsection 2 of section 490.750 shall not extend to:

(1) Documents, communications, data, reports, or other information required to be collected, developed, maintained, reported or otherwise made available to a regulatory agency pursuant to the environmental laws, ordinances, regulations, permits or orders of the United States, this state, or a political subdivision thereof. This subsection shall not exclude from the privilege any observations, findings, opinions, suggestions or conclusions derived from the above by the state auditor;

(2) Information obtained by observation, sampling or monitoring by any regulatory agency; or

(3) Information obtained from a source independent of the environmental audit or the environmental audit report.

490.762. 1. For the purposes of this section, a disclosure of information by a person or entity to any division or agency within the department of natural resources regarding any information related to an environmental law is voluntary if all of the following are true:

(1) The disclosure is made promptly after knowledge of the information disclosed is obtained by the person or entity;

(2) The disclosure arises out of an environmental audit;

(3) The person or entity making the disclosure initiates an appropriate effort to achieve compliance, pursues compliance with due diligence and corrects the noncompliance within two years after the completion of the environmental audit. Where such evidence shows the noncompliance is the failure to obtain a permit, appropriate efforts to correct the noncompliance may be demonstrated by the submittal of a complete permit application within a reasonable time; and

(4) The person or entity making the disclosure cooperates with the appropriate division or agency in the department of natural resources regarding investigation of the issues identified in the disclosure.

2. For the purposes of subdivision (3) of subsection 1 of this section, upon application to the department of natural resources, the time period within which the noncompliance is required to be corrected may be extended by the department if it is not practicable to correct the noncompliance within the two-year period. A request for a de novo review of the decision of the department of natural resources may be made to the appropriate court.

3. If a person or entity is required to make a disclosure to a division or program within the department of natural resources under a specific permit condition or under an order issued by the division or program, the disclosure is not voluntary with respect to that division or program.

4. If any person or entity makes a voluntary disclosure of an environmental violation to a division or program within the department of natural resources, the department shall not seek any administrative or civil penalties associated with the issues disclosed from the person or entity nor shall the department seek any criminal penalties for negligent acts associated with the issues disclosed. The person or entity shall provide information supporting its claim that the disclosure is voluntary at the time that the disclosure is made to the division or program; in so doing, the person or entity creates a rebuttable presumption that the disclosure is voluntary.

5. To rebut the presumption that a disclosure is voluntary, the appropriate division or program shall show to the satisfaction of the respective commission in the department of natural resources, or to the department if the program is not under a commission, that the disclosure was not voluntary based upon the factors set forth in subdivisions (1), (2) and (3) of subsection 1 of this section. A decision by the commission regarding the voluntary nature of a disclosure is final agency action. The division or program shall not include any administrative penalty or seek a civil penalty or a criminal conviction for negligent acts on any underlying environmental violation that is alleged absent a finding by the respective commission that the division or program has rebutted the presumption of voluntariness of the disclosure. The burden to rebut the presumption of voluntariness is on the division or program. A commission decision, or a department decision for a program not under a commission, regarding voluntariness may be appealed to a court of competent jurisdiction by the person or entity making the initial disclosure. Such an appeal shall be filed within ten days after receipt of the order regarding voluntariness and shall serve as an immediate stay of the order regarding voluntariness.

6. The prohibition against administrative, civil, or criminal penalties pursuant to this section does not apply if a person or entity has been found by a court or administrative body to have committed serious violations that constitute a pattern of continuous or repeated violations of environmental laws, rules, regulations, permit conditions, settlement agreements or orders on consent and that were due to separate and distinct events giving

rise to the violations, within the three-year period prior to the date of the disclosure. Such a pattern of continuous or repeated violations may also be demonstrated by multiple settlement agreements related to substantially the same alleged violations concerning serious instances of noncompliance with environmental laws that occurred within the three-year period immediately prior to the date of the voluntary disclosure.

7. Except as specifically provided in this section, this section does not affect any authority the department of natural resources has to require any action associated with the information disclosed in any voluntary disclosure of an environmental violation.

490.765. Nothing in sections 490.750 to 490.765 shall limit, forfeit or abrogate the scope or nature of any statutory or common law privilege, including the critical self-analysis or self-evaluative privilege, the work product doctrine, and the attorney-client privilege."; and

Further amend said title, enacting clause and intersectional references accordingly.

HCS SS SCS SB 36, as amended, with House Amendment No. 4 pending, was laid over.

REFERRAL OF HOUSE JOINT RESOLUTION

The following House Joint Resolution was referred to the Committee indicated:

HJR 26 - Budget

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

HCS SCS SB 69 - Budget (Fiscal Note)

HCS SCS SB 246 - Budget (Fiscal Note)

HCS SS SS SCS SBs 556 & 311 - Budget (Fiscal Note)

COMMITTEE REPORT

Committee on Administration and Accounts, Chairman Miller reporting:

Madam Speaker: Your Committee on Administration and Accounts, to which was referred **HCR 32**, begs leave to report it has examined the same and recommends that it **Do Pass**.

HOUSE CONCURRENT RESOLUTION NO. 32

WHEREAS, Section 21.760 of the Missouri Revised Statutes provides that during the regular legislative session which convenes in an odd-numbered year, the General Assembly shall, by concurrent resolution, employ an independent certified public accountant or certified public accounting firm to conduct an audit examination of the accounts, functions, programs, and management of the State Auditor's office:

NOW, THEREFORE, BE IT RESOLVED that the members of the House of Representatives of the Ninety-second General Assembly, First Regular Session, the Senate concurring therein, hereby authorize the employment of an independent certified public accountant or certified public accounting firm pursuant to the aforesaid provisions of Section 21.760; and

BE IT FURTHER RESOLVED that the audit examination be made in accordance with generally accepted auditing standards, including such reviews and inspections of books, records and other underlying data and documents

as are necessary to enable the independent certified public accountant performing the audit to reach an informed opinion on the condition and performance of the accounts, functions, programs, and management of the State Auditor's Office; and

BE IT FURTHER RESOLVED that upon completion of the audit, the independent certified public accountant make a written report of his or her findings and conclusions, and supply each member of the General Assembly, the Governor, and the State Auditor with a copy of the report; and

BE IT FURTHER RESOLVED that the cost of the audit and report be paid out of the joint contingent fund of the General Assembly; and

BE IT FURTHER RESOLVED that the Commissioner of Administration bid these services, at the direction of the General Assembly, pursuant to state purchasing laws; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare a properly inscribed copy of this resolution for the Commissioner of Administration.

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HS HB 1**, entitled:

An act to appropriate money to the Board of Fund Commissioners for the cost of issuing and processing State Water Pollution Control Bonds, Stormwater Control Bonds, Third State Building Bonds and Fourth State Building Bonds, as provided by law, to include payments from the Water Pollution Control Bond and Interest Fund, Stormwater Control Bond and Interest Fund, Third State Building Bond Interest and Sinking Fund, Fourth State Building Bond and Interest Fund, Water Pollution Control Fund and Stormwater Control Fund, and to transfer money among certain funds for the period beginning July 1, 2003 and ending June 30, 2004.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HS HB 2**, entitled:

An act to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2003 and ending June 30, 2004.

With Senate Amendment No. 9, Senate Amendment No. 10 and Senate Amendment No. 11.

Senate Amendment No. 9

AMEND Senate Committee Substitute for House Substitute for House Bill No. 2, Page 15, Section 2.280, by deleting all of said section and inserting in lieu thereof the following,

"Section 2.280. To the Department of Elementary and Secondary Education
For a task force on blind student academic and vocational performance
From General Revenue Fund \$95,000"

and amend bill totals accordingly.

Senate Amendment No. 10

AMEND Senate Committee Substitute for House Substitute for House Bill No. 2, Page 2, Section 2.015, Line 18, by deleting the words "General Revenue" and inserting in lieu thereof "state school moneys" ; and

Further amend said section, Line 24, by deleting the words "General Revenue" and inserting in lieu thereof "state school moneys".

Senate Amendment No. 11

AMEND Senate Committee Substitute for House Substitute for House Bill No. 2, Page 2, Section 2.015, Line 4, by deleting the number "\$1,656,625,892" and inserting in lieu thereof the number "\$1,563,492,767"; and

Further amend said section, Line 5, by deleting the number "\$344,741,466" and inserting in lieu thereof the number "\$337,874,571"; and

Further amend said section, Line 12, by deleting the number "\$2,029,959,803" and inserting in lieu thereof the number "\$1,929,959,803"; and

Further amend said bill, Page 16, Section 2.305, Line 5, by deleting the number "\$1,746,593,075" and inserting in lieu thereof the number "\$1,646,593,075" and amend bill totals accordingly.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HS HB 3**, entitled:

An act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education and the several divisions, programs, and institutions of higher education included therein to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2003 and ending June 30, 2004.

With Senate Amendment No. 4.

Senate Amendment No. 4

AMEND Senate Committee Substitute for House Substitute for House Bill No. 3, Page 7, Section 3.135, Lines 20-24, by deleting all of said lines and inserting in lieu thereof the following;

"For Regional Technical Education Initiatives
From General Revenue Fund 19,969,650".

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HS HB 5**, entitled:

An act to appropriate money for the expenses, grants, refunds, and distributions of the Office of Administration, the Department of Transportation, the Department of Public Safety, and the Chief Executive's Office, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2003 and ending June 30, 2004.

With Senate Amendment No. 1.

Senate Amendment No. 1

AMEND Senate Committee Substitute for House Substitute for House Bill No. 5, Page 19, Section 5.445, Lines 13-15, by deleting all of said lines 13-15 and inserting in lieu thereof the following;

“Personal Service and/or Expense and Equipment, provided that not more than fifteen percent (15%) flexibility is allowed between each appropriation”.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HS HB 6**, entitled:

An act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Agriculture, Department of Natural Resources, Department of Conservation, and the several divisions and programs thereof and for the expenses, grants, refunds, distributions, and capital improvements projects involving the repair, replacement, and maintenance of state buildings and facilities of the Department of Natural Resources and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 2003 and ending June 30, 2004.

With Senate Amendment No. 1.

Senate Amendment No. 1

AMEND Senate Committee Substitute for House Substitute for House Bill No. 6, Page 8, Section 6.100, Line 6, by deleting the number “1,174,562” and replacing it with “1,297,064”; and

Further amend Page 8, Line 13, by deleting the number “\$5,635,886” and replacing it with number “\$5,758,388” and deleting “(Not to exceed 79.00 F.T.E.)” and replace it with “(Not to exceed 82.00 F.T.E.)”.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HS HB 7**, entitled:

An act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Economic Development, Department of Insurance, and Department of Labor and Industrial Relations, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2003 and ending June 30, 2004.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HS HB 8**, entitled:

An act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Public Safety, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2003 and ending

June 30, 2004.

With Senate Amendment No. 1.

Senate Amendment No. 1

AMEND Senate Committee Substitute for House Substitute for House Bill No. 8, Page 11, Section 8.165, Line 6, by deleting the number "1,715,512" and insert in lieu thereof the number "1,926,375" and adjust the totals accordingly.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HS HB 9**, entitled:

An act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Corrections and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2003 and ending June 30, 2004.

With Senate Amendment No. 1.

Senate Amendment No. 1

AMEND Senate Committee Substitute for House Substitute for House Bill No. 9, Page 12, Section 9.425, Line 10, by deleting the number "\$20,774,183" and inserting in lieu thereof the number "22,302,979"; and

Further amend said section, Line 16, by deleting the number "22,786,379" and inserting in lieu thereof the number "24,315,175" and adjust bill totals accordingly.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HS HB 10**, entitled:

An act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Board of Public Buildings, the Department of Health and Senior Services, and the several divisions and programs thereof, the Missouri Health Facilities Review Committee and the Commission for the Missouri Senior Rx Program to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2003 and ending June 30, 2004.

With Senate Amendment No. 1 and Senate Amendment No. 2.

Senate Amendment No. 1

AMEND Senate Committee Substitute for House Substitute for House Bill No. 10, Page 16, Section 10.610, Lines 16-19, by deleting said lines and inserting in lieu thereof the following: "for persons with autism and their families"; and

Further amend said section, Line 13, by deleting said line and inserting in lieu thereof the following:

"In-home services/choices for families, contingent upon the availability of additional new revenue for fiscal year 2004 authorized in legislation in 2003 by the 92nd General Assembly and approved by the Governor and/or voters"; and

Further amend said bill, Page 8, Section 10.210, Line 7, by deleting the number "190,069" and inserting in lieu thereof the number "190,669"; and

Further amend said section, Line 9, by deleting the number "2,653,202" and inserting in lieu thereof the number "2,653,802".

Senate Amendment No. 2

AMEND Senate Committee Substitute for House Substitute for House Bill No. 10, Page 16, Section 10.410, Line 4, by adding at the end of said line the following "; and provided that residential services for non-Medical eligibles shall not be reduced below the prior year expenditure".

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HS HB 11**, entitled:

An act to appropriate money for the expenses, grants, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2003 and ending June 30, 2004.

With Senate Amendment No. 1, Senate Amendment No. 2, Senate Amendment No. 3 and Senate Amendment No. 5.

Senate Amendment No. 1

AMEND Senate Committee Substitute for House Substitute for House Bill No. 11, Page 17, Section 11.265, Line 5, by inserting immediately after said line the following new lines:

"For the purpose of funding independent living placements and transitional living payment services, contingent upon the availability of additional new revenue for fiscal year 2004 as authorized in legislation in 2003 by the 92nd General Assembly and approved by the Governor and/or voters
From General Revenue Fund \$1,777,894"
and adjust bill totals accordingly.

Senate Amendment No. 2

AMEND Senate Committee Substitute for House Substitute for House Bill No. 11, Page 17, Section 11.255, Line 23, by inserting after said line the following lines:

"For the purpose of funding the CHOICES program, contingent upon the availability of additional new revenue for fiscal year 2004 as authorized in legislation in 2003 by the 92nd General Assembly and approved by the Governor and/or voters
From General Revenue Fund \$648,792"
and adjust bill totals accordingly.

Senate Amendment No. 3

AMEND Senate Committee Substitute for House Substitute for House Bill No. 11, Page 8, Section 11.105, Line 9, by deleting the number "\$27,948,342" and inserting the number "\$28,482,440"; and

Further amend said section, Line 10, by deleting the number "60,734,831" and inserting the number "60,983,407"; and

1342 *Journal of the House*

Further amend said section, Line 11, by deleting the number "4,398,163" and inserting the number "4,418,682"; and

Further amend said section, Line 13, by deleting the number "663,295" and inserting the number "675,041"; and

Further amend said section, Line 14, by deleting the number "28,252" and inserting the number "28,749"; and

Further amend said bill, Page 15, Section 11.240, Line 9, by deleting the number "\$25,022,787" and inserting the number "\$25,579,261"; and

Further amend said section, Line 10, by deleting the number "38,515,828" and inserting the number "38,775,468"; and

Further amend said section, Line 11, by deleting the number "4,461,573" and inserting the number "4,482,081"; and

Further amend said section, Line 13, by deleting the number "49,718" and inserting the number "61,994"; and

Further amend said section, Line 14, by deleting the number "28,209" and inserting the number "28,749"; and

Further amend said bill, Page 1, Section 11.005, by deleting the number "603,097" and inserting the number "403,097"; and

Further amend said bill, Page 4, Section 11.035, Line 7, by deleting the number "1,989,785" and inserting the number "1,789,785"; and

Further amend said bill, Section 11.055, Page 5, Line 6, by deleting the number "6,120,456" and inserting the number "5,429,884"; and adjust bill totals accordingly.

Senate Amendment No. 5

AMEND Senate Committee Substitute for House Substitute for House Bill No. 11, Page 31, Section 11.475, Line 47, by deleting the words "for hospital-employed, Medicaid enrolled physicians in the emergency department", and inserting in lieu thereof "costs incurred by hospitals for the staffing of the emergency department with Medicaid enrolled physicians,".

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HS HB 12**, entitled:

An act to appropriate money for the expenses, grants, refunds, and distributions of the Chief Executive's Office and Mansion, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, and the Judiciary and the Office of the State Public Defender, and the several divisions and programs thereof, and for the payment of salaries and mileage of members of the State Senate and the House of Representatives and contingent expenses of the General Assembly, including salaries and expenses of elective and appointive officers and necessary capital improvements expenditures; for salaries and expenses of members and employees and other necessary operating expenses of the Missouri Commission on Interstate Cooperation, the Committee on Legislative Research, various joint committees, for the expenses of the interim committees established by the General Assembly, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2003 and ending June 30, 2004.

With Senate Amendment No. 1.

Senate Amendment No. 1

AMEND Senate Committee Substitute for House Substitute for House Bill No. 12, Page 8, Section 12.300, Line 6, by deleting the number "\$3,763,491" and inserting in lieu thereof the number "\$4,050,444"; and

Further amend said section, Line 9, by deleting the number "\$3,888,491" and inserting in lieu thereof the number "\$4,175,444"; and

Further amend said bill by adding the following new section:

"Section 12.303. To the Supreme Court

For the purpose of funding all grants and contributions of funds from the federal government or from any other source which may be deposited in the state treasury for the use of the Supreme Court
Personal Service. \$430,000
From Federal and other Funds (Not to exceed 8.00 FTE) \$430,000"; and

Further amend said bill by adding the following new section:

"Section 12.305. To the Supreme Court

For participation by the State of Missouri in the National Center for State Courts
From General Revenue Fund. \$136,137"; and

Further amend said bill, Page 10, Section 12.340, Line 6, by deleting the number "2,919,828" and inserting in lieu thereof the number "\$3,371,833"; and

Further amend said bill, Page 10, Section 12.345, Line 6, by deleting the number "\$3,818,570" and inserting in lieu thereof the number "\$4,270,921" ; and

Further amend said bill, page 11, Section 12.350, Line 6, by deleting the number "1,985,045" and inserting in lieu thereof the number "\$2,223,732"; and adjust bill totals accordingly.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 13**, entitled:

An act to appropriate money for real property leases, related services, utilities, systems furniture, and structural modifications for the several departments of state government and the divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to appropriate money for capital improvements and the other expenses of the Office of Administration and the divisions and programs thereof, and to transfer money among certain funds, for the period beginning July 1, 2003 and ending June 30, 2005.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HS SCS SBs 299 & 40, as amended**, and requests that the House recede from its position and failing to do so, grant the Senate a conference thereon.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the

Senate refuses to concur in **HCS SB 401**, and requests that the House recede from its position and failing to do so, grant the Senate a conference thereon.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SB 407**, and requests that the House recede from its position and failing to do so, grant the Senate a conference thereon.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SB 552**, and requests that the House recede from its position and failing to do so, grant the Senate a conference thereon.

ADJOURNMENT

On motion of Representative Crowell, the House adjourned until 10:00 a.m., Tuesday, April 29, 2003.

CORRECTIONS TO THE HOUSE JOURNAL

AFFIDAVITS

I, State Representative Harold R. Selby, District 105, hereby state and affirm that my vote as recorded on Page 1249 of the House Journal for Thursday, April 24, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted no. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 28th day of April 2003.

/s/ Harold R. Selby
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 28th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Vicki Walker, District 50, hereby state and affirm that my vote as recorded on Pages 1252 and 1270 of the House Journal for Thursday, April 24, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 28th day of April 2003.

/s/ Vicki Walker
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 28th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Bill Deeken, District 114, hereby state and affirm that my vote as recorded on Pages 1254 and 1300 of the House Journal for Thursday, April 24, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 28th day of April 2003.

/s/ Bill Deeken
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 28th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Carl Bearden, District 16, hereby state and affirm that my vote as recorded on Page 1257 of the House Journal for Thursday, April 24, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 28th day of April 2003.

/s/ Carl Bearden
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 28th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

1346 *Journal of the House*

I, State Representative Steve Hobbs, District 21, hereby state and affirm that my vote as recorded on Pages 1259 and 1288 of the House Journal for Thursday, April 24, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 28th day of April 2003.

/s/ Steve Hobbs
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 28th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Dennis F. Wood, District 62, hereby state and affirm that my vote as recorded on Pages 1259 and 1277 of the House Journal for Thursday, April 24, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 28th day of April 2003.

/s/ Dennis F. Wood
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 28th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Kevin Threlkeld, District 109, hereby state and affirm that my vote as recorded on Pages 1261, 1262 and 1264 of the House Journal for Thursday, April 24, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 28th day of April 2003.

/s/ Kevin Threlkeld
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 28th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Yvonne S. Wilson, District 42, hereby state and affirm that my vote as recorded on Pages 1261 and 1286 of the House Journal for Thursday, April 24, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 28th day of April 2003.

/s/ Yvonne S. Wilson
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 28th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Jerry Bough, District 142, hereby state and affirm that my vote as recorded on Page 1264 of the House Journal for Thursday, April 24, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 28th day of April 2003.

/s/ Jerry Bough
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 28th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

[illegible]

Subscribed and sworn to before me this 28th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative David Pearce, District 121, hereby state and affirm that my vote as recorded on Pages 1267 and 1291 of the House Journal for Thursday, April 24, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 28th day of April 2003.

/s/ David Pearce
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 28th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Maynard Wallace, District 143, hereby state and affirm that my vote as recorded on Pages 1269, 1279 and 1286 of the House Journal for Thursday, April 24, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 28th day of April 2003.

/s/ Maynard Wallace
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 28th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Brian Yates, District 56, hereby state and affirm that my vote as recorded on Pages 1269 and 1294 of the House Journal for Thursday, April 24, 2003 showing that I voted absent with leave and no, respectively was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye and aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 28th day of April 2003.

/s/ Brian Yates
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 28th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Tom Dempsey, District 18, hereby state and affirm that my vote as recorded on Pages 1272 and 1273 of the House Journal for Thursday, April 24, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 28 day of April 2003.

/s/ Tom Dempsey
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 28 day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Steve Hunter, District 127, hereby state and affirm that my vote as recorded on Pages 1273 and 1285 of the House Journal for Thursday, April 24, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 28th day of April 2003.

/s/ Steve Hunter
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 28th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Rod Jetton, District 156, hereby state and affirm that my vote as recorded on Page 1273 of the House Journal for Thursday, April 24, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 28th day of April 2003.

/s/ Rod Jetton
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 28th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Ronnie Miller, District 133, hereby state and affirm that my vote as recorded on Page 1273 of the House Journal for Thursday, April 24, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 28th day of April 2003.

/s/ Ronnie Miller
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 28th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Yvonne S. Wilson, District 42, hereby state and affirm that my vote as recorded on Page 1273 of the House Journal for Thursday, April 24, 2003 showing that I voted no was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 28th day of April 2003.

/s/ Yvonne S. Wilson
State Representative

1352 *Journal of the House*

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 28th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Rex Rector, District 124, hereby state and affirm that my vote as recorded on Page 1276 of the House Journal for Thursday, April 24, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 28th day of April 2003.

/s/ Rex Rector
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 28th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Mike Daus, District 67, hereby state and affirm that my vote as recorded on Pages 1277 and 1281 of the House Journal for Thursday, April 24, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 28th day of April 2003.

/s/ Mike Daus
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 28th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Barbara Wall Fraser, District 83, hereby state and affirm that my vote as recorded on Page 1277 of the House Journal for Thursday, April 24, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that

I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 28th day of April 2003.

/s/ Barbara Wall Fraser
State Representative

[illegible]

Subscribed and sworn to before me this 28th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Marilyn Ruestman, District 131, hereby state and affirm that my vote as recorded on Page 1282 of the House Journal for Thursday, April 24, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 28th day of April 2003.

/s/ Marilyn Ruestman
State Representative

[illegible]

Subscribed and sworn to before me this 28th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Mike Cunningham, District 145, hereby state and affirm that my vote as recorded on Page 1283 of the House Journal for Thursday, April 24, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 28th day of April 2003.

/s/ Mike Cunningham
State Representative

[illegible]

1354 *Journal of the House*

Subscribed and sworn to before me this 28th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Jay Wasson, District 141, hereby state and affirm that my vote as recorded on Page 1283 of the House Journal for Thursday, April 24, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 28th day of April 2003.

/s/ Jay Wasson
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 28th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Mark J. Bruns, District 113, hereby state and affirm that my vote as recorded on Pages 1288 and 1295 of the House Journal for Thursday, April 24, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 28th day of April 2003.

/s/ Mark J. Bruns
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 28th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Jerry King, District 125, hereby state and affirm that my vote as recorded on Pages 1288 and 1300 of the House Journal for Thursday, April 24, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 28th day of April 2003.

/s/ Jerry King
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 28th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Jason Crowell, District 158, hereby state and affirm that my vote as recorded on Pages 1291 and 1292 of the House Journal for Thursday, April 24, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 28th day of April 2003.

/s/ Jason Crowell
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 28th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Scott T. Rupp, District 13, hereby state and affirm that my vote as recorded on Pages 1291 and 1300 of the House Journal for Thursday, April 24, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 28th day of April 2003.

/s/ Scott T. Rupp
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 28th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Amber H. Boykins, District 60, hereby state and affirm that my vote as recorded on Pages 1293, 1294 and 1299 of the House Journal for Thursday, April 24, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

/s/ Amber H. Boykins
State Representative

/s/ Stephen S. Davis
Chief Clerk

/s/ Ed Emery
State Representative

/s/ Stephen S. Davis
Chief Clerk

/s/ Rod Jetton
State Representative

[illegible]

Subscribed and sworn to before me this 28th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Chris Shoemaker, District 8, hereby state and affirm that my vote as recorded on Page 1297 of the House Journal for Thursday, April 24, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 28th day of April 2003.

/s/ Chris Shoemaker
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 28th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Juanita Walton, District 81, hereby state and affirm that my vote as recorded on Page 1299 of the House Journal for Thursday, April 24, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 28th day of April 2003.

/s/ Juanita Walton
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 28th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Margaret Donnelly, District 73, hereby state and affirm that my vote as recorded on Page 1300 of the House Journal for Thursday, April 24, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 28th day of April 2003.

/s/ Margaret Donnelly
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 28th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

ADMINISTRATION AND ACCOUNTS

Thursday, May 1, 2003, 8:30 a.m. Hearing Room 1.
Discussion on policy changes.
Executive Session may follow.

BUDGET

Tuesday, April 29, 2003, 8:30 a.m. Hearing Room 3.
Possible Executive Session. Other bills assigned or referred to committee for fiscal review.
Public Hearing to be held on: HB 18, HB 698, HB 741, HB 745, SB 243, SCR 13

BUDGET

Wednesday, April 30, 2003, 8:00 a.m. Hearing Room 3.
Public hearing, fiscal review and possible Executive Session.
Other bills referred for fiscal review.
Public Hearing to be held on: HB 698, HB 741, HB 745, HJR 26, SB 69,
SB 243, SB 246, SB 556

BUDGET

Thursday, May 1, 2003, 8:00 a.m. Hearing Room 3.
Public hearing, fiscal review and possible Executive Session.
Other bills referred for fiscal review.
Public Hearing to be held on: HB 698, HB 741, HB 745, HJR 26, SB 69,
SB 243, SB 246, SB 556

COMMUNICATIONS, ENERGY AND TECHNOLOGY

Tuesday, April 29, 2003, 12:00 p.m. Hearing Room 3.
Possible Executive Session.
Public Hearing to be held on: SB 555

CONSERVATION AND NATURAL RESOURCES

Wednesday, April 30, 2003, 12:00 p.m. Hearing Room 5.

Executive Session may follow.

Public Hearing to be held on: HB 519, HB 535, HB 740

CORRECTIONS AND STATE INSTITUTIONS

Wednesday, April 30, 2003. Hearing Room 7 upon evening adjournment.

Executive Session will follow.

Public Hearing to be held on: HB 718, SCR 12

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, April 29, 2003. Hearing Room 4 upon evening adjournment.

Executive Session may follow. AMENDED NOTICE

Public Hearing to be held on: HB 379, HB 709, SB 5, SB 39, SB 184

FINANCIAL SERVICES

Tuesday, April 29, 2003, 12:00 p.m. Hearing Room 6.

Executive Session.

Public Hearing to be held on: HB 460, HB 616

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT

Wednesday, April 30, 2003, 8:00 a.m. Hearing Room 1.

Second quarter meeting.

JUDICIARY

Wednesday, April 30, 2003, 12:00 p.m. Hearing Room 1. AMENDED NOTICE

Executive Session may follow on HBs 183, 203, 571, 573, 630, 619, 256 and SB 12.

Public Hearing to be held on: HB 183, HB 203, HB 571, HB 573, HB 630, SB 12

LEGISLATIVE RESEARCH, OVERSIGHT SUBCOMMITTEE

Tuesday, April 29, 2003, 8:00 a.m. Hearing Room 6.

Challenge Fiscal Notes: HS HCS HB 404, 324, 403, 344, 426 & 541. HS HCS HB 321.

LOCAL GOVERNMENT

Thursday, May 1, 2003, 8:30 a.m. Hearing Room 6.

Executive Session may follow.

Public Hearing to be held on: SB 199

PROFESSIONAL REGISTRATION AND LICENSING

Tuesday, April 29, 2003, 12:00 p.m. Hearing Room 4. AMENDED NOTICE

Possible Executive Session on HB 717.

Public Hearing to be held on: HB 727, HB 729

RETIREMENT

Thursday, May 1, 2003, 8:30 a.m. Hearing Room 7.
Executive Session may follow.
Public Hearing to be held on: HCR 20, HCR 24, HCR 25

SMALL BUSINESS

Wednesday, April 30, 2003. Hearing Room 4 at noon or upon morning recess.
Informational meeting.

SPECIAL COMMITTEE ON URBAN ISSUES

Tuesday, April 29, 2003, 5:00 p.m. Hearing Room 2 at 5:00 p.m. or upon evening adjournment.
Executive Session may follow.
Public Hearing to be held on: HCR 30, SCR 8

TOURISM AND CULTURAL AFFAIRS

Tuesday, April 29, 2003, 12:00 p.m. Hearing Room 5.
Executive Session will follow on SB 438.
Public Hearing to be held on: SB 438

HOUSE CALENDAR

SIXTY-FIRST DAY, TUESDAY, APRIL 29, 2003

HOUSE BILLS FOR SECOND READING

HB 755 through 761

HOUSE BILLS FOR PERFECTION - APPROPRIATIONS

- 1 HCS HB 16 - Bearden
- 2 HCS HB 17 - Bearden
- 3 HCS HB 19 - Bearden
- 4 HCS HB 20 - Bearden

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 132, 173, 117 & 48 - Wright
- 2 HCS HB 215, 218, 115 & 83 - Myers
- 3 HCS HB 190 & 214 - Fares
- 4 HCS HB 51 - Mayer
- 5 HCS HB 387 - Pearce
- 6 HCS HB 109 & 34 - Fares
- 7 HB 263 - Cooper (120)
- 8 HCS HB 468 - Byrd
- 9 HCS HB 233 - Holand
- 10 HB 471 - Jackson

- 11 HCS HB 47 - Portwood
- 12 HCS HB 507 - Hubbard
- 13 HCS HB 455 - Thompson
- 14 HB 293, HCA 1 - Johnson (47)
- 15 HCS HB 345 - Cunningham (86)
- 16 HCS HB 385 - Cunningham (86)
- 17 HCS HB 447 - Townley
- 18 HCS HB 640 - Walton
- 19 HB 618 - Yates

HOUSE BILLS FOR PERFECTION - FEDERAL MANDATE

- 1 HB 655 - Wilson (130)
- 2 HCS HB 702 - Schlottach

HOUSE BILL FOR THIRD READING

HS HCS HB 404, 324, 403, 344, 426 & 541, (Budget 4-16-03) - Rector

SENATE BILL FOR THIRD READING - CONSENT

SB 214, HCA 1 - Byrd

SENATE BILLS FOR THIRD READING

- 1 SB 496 - Luetkemeyer
- 2 HCS SB 173 - Walton
- 3 SS#2 SCS SB 55 - Stevenson
- 4 HCS SS SCS SB 36, as amended, HA 4, pending - Myers
- 5 SS SB 34 - Holand
- 6 HCS SS SCS SB 30 - Schneider
- 7 HCS SCS SB 84 - Munzlinger
- 8 HCS SCS SB 686, E.C. - Cunningham (86)
- 9 SCS#2 SB 1 - Luetkemeyer
- 10 SB 540 - Parker
- 11 HCS SB 521 - Byrd
- 12 HCS SS SS SCS SB 556 & 311, E.C. (Budget 4-28-03) - Sutherland
- 13 HCS SCS SB 69, (Budget 4-28-03) - Baker
- 14 SS SB 13 - Byrd
- 15 HCS SS SCS SB 298 - Johnson (47)
- 16 HCS SCS SB 246, (Budget 4-28-03) - Rector
- 17 HCS SB 469 - Byrd

SENATE BILL FOR THIRD READING - CONSENT - INFORMAL

SCS SB 237 - Luetkemeyer

HOUSE BILLS WITH SENATE AMENDMENTS

- 1 SCS HS HB 1 - Bearden
- 2 SCS HS HB 2, as amended - Bearden
- 3 SCS HS HB 3, as amended - Bearden
- 4 SCS HS HB 4, as amended - Bearden
- 5 SCS HS HB 5, as amended - Bearden
- 6 SCS HS HB 6, as amended - Bearden
- 7 SCS HS HB 7 - Bearden
- 8 SCS HS HB 8, as amended - Bearden
- 9 SCS HS HB 9, as amended - Bearden
- 10 SCS HS HB 10, as amended - Bearden
- 11 SCS HS HB 11, as amended - Bearden
- 12 SCS HS HB 12, as amended - Bearden
- 13 SCS HCS HB 13 - Bearden

BILLS CARRYING REQUEST MESSAGES

- 1 HS SCS SB 299 & 40, as amended (request House recede/grant conference) - Bearden
- 2 HCS SB 401, (request House recede/grant conference) - Pratt
- 3 HCS SB 407, (request House recede/grant conference) - Luetkemeyer
- 4 HCS SB 552, (request House recede/grant conference) - Byrd

HOUSE CONCURRENT RESOLUTIONS

- 1 HCR 3, (4-23-03, Page 1238) - Townley
- 2 HCR 5, (4-23-03, Page 1239) - Townley
- 3 HCR 32, (4-28-03) - Miller

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

SIXTY-FIRST DAY, TUESDAY, APRIL 29, 2003

Speaker Hanaway in the Chair.

Prayer by Reverend James Earl Jackson.

Heavenly Father, we declare this truth from Your Word, "You have been a refuge for us, a tower of strength in the day of adversity." Time and time again You have lead us down a path of understanding and wisdom. You have been our strength and refuge in tough times. We pray for that to continue.

We are grateful that You hear us when we pray. May our petition for resolution to the budget issues of this day remain before You night and day until completion.

We recognize the magnitude of the responsibilities before us and the needs of so many. Help us, in wisdom and practicality, to do our part in helping to meet those needs. May we be unified in that thought.

Now may the words of our mouths and the meditations of our hearts be acceptable in Your sight this day and forever.

To You be the glory, both now and forever, in the name of Your Son we pray. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Taryn Morgan, Amanda Malotte, Megan Fine, Brooke Crouch, Ivana Aleksic, Megan Emig, Nathan Hoffman, Lindsey Philipot, Will Brennan, Jeff Duchardt, Catie Deck, Michelle Hadler, Alexis Etzkorn, Michael Shoulberg, Thomas Cassilly, Brittney Dioneda, Alison Jeffries, Logan Page and Megan Rayon.

The Journal of the sixtieth day was approved as corrected.

HOUSE CONCURRENT RESOLUTION

Representative Munzlinger offered House Concurrent Resolution No. 36.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 2234

through

House Resolution No. 2263 - Representative Kingery

House Resolution No. 2264 - Representative Wallace

House Resolution No. 2265 - Representative Seigfreid
House Resolution No. 2266 - Representative Kuessner
House Resolution No. 2267 - Representative Hubbard
House Resolution No. 2268
and
House Resolution No. 2269 - Representative Carnahan
House Resolution No. 2270
through
House Resolution No. 2273 - Representative Guest
House Resolution No. 2274
through
House Resolution No. 2277 - Representative Hampton
House Resolution No. 2278 - Representative Icet
House Resolution No. 2279
through
House Resolution No. 2281 - Representative Angst
House Resolution No. 2282
through
House Resolution No. 2300 - Representative Viebrock
House Resolution No. 2301 - Representatives Carnahan and Wagner
House Resolution No. 2302
and
House Resolution No. 2303 - Representative Dethrow
House Resolution No. 2304 - Representative Baker
House Resolution No. 2305 - Representative Rupp
House Resolution No. 2306 - Representative Holand
House Resolution No. 2307 - Representative Luetkemeyer
House Resolution No. 2308 - Representative Lager
House Resolution No. 2309 - Representative Hanaway
House Resolution No. 2310 - Representative Crowell
House Resolution No. 2311
and
House Resolution No. 2312 - Representative Bringer
House Resolution No. 2313 - Representative Miller

SECOND READING OF HOUSE BILLS

HB 755 through **HB 761** were read the second time.

COMMITTEE REPORT

Committee on Budget, Chairman Bearden reporting:

Madam Speaker: Your Committee on Budget, to which was referred **HCS SS SS SCS SBs 556 & 311** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

SIGNING OF HOUSE BILL

All other business of the House was suspended while **HCS HB 93** was read at length and, there being no objection, was signed by the Speaker to the end that the same may become law.

THIRD READING OF SENATE BILL

HCS SS SCS SB 298, relating to liquor sales, was taken up by Representative Johnson (47).

Representative Johnson (47) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 298, Page 4, Section 311.102, Lines 12 and 13, by deleting all of said lines and inserting in lieu thereof the following:

"more which is located in more than one county [which has occupancy capacity for patrons of at least three hundred and] which has gross annual sales in excess of two hundred fifty thousand"; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Johnson (47), **House Amendment No. 1** was adopted.

Representative Johnson (47) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 298, Page 12, Section 1, Line 36, by inserting at the end of said line the following:

"**This section shall fully preempt and supersede any ordinances, rules, or regulations made by an city, county, or other political subdivision of the state of Missouri which regulate the selling, labeling, or registering of kegs. This section shall not impose any new or additional civil or criminal liability upon the retail licensee.**"; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Johnson (47), **House Amendment No. 2** was adopted.

Representative Johnson (47) offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 298, Page 11, Section 312.410, Line 7, by inserting after all of said line the following:

"573.505. 1. In order to defray the costs of background checks conducted pursuant to section 573.503, any city not within a county and any county may, by ordinance or order, impose a sales tax on all retail sales which are subject to taxation under the provisions of sections 144.010 to 144.510, RSMo, made in such city or county by any adult cabaret. The tax authorized by this section shall not be levied at a rate which would amount to a sum greater than [ten] **five** percent of the gross receipts of any such business. The tax authorized by this section shall be in addition to any and all other sales taxes allowed by law, except that no order or ordinance imposing a sales tax under the provisions of this section shall be effective unless the governing body of the city or county submits to the voters of the city or county, at a city, county or state general, primary, or special election, a proposal to authorize the governing body of the city or county to impose a tax.

2. The ballot of submission shall contain, but need not be limited to, the following language:

Shall the city or county of (city's or county's name) impose a sales tax upon adult cabarets of (Insert amount) for a period not to exceed (Insert number) years for the purpose of investigating the background of the employees of such businesses?

☐ YES

☐ NO

If you are in favor of the question, place an "X" in the box opposite "Yes". If you are opposed to the question, place an "X" in the box opposite "No". If a majority of the votes cast on the proposal by the qualified voters voting thereon are in favor of the proposal, then the ordinance or order and any amendments thereto shall become effective on the first day of the second calendar quarter after the director of revenue receives notice of adoption of the tax. If a majority of the votes cast by the qualified voters voting are opposed to the proposal, then the governing body of the city or county shall have no power to impose the sales tax authorized by this section unless and until the governing body of the city or county shall again have submitted another proposal to authorize the governing body of the city or county to impose the sales tax authorized by this section and such proposal is approved by a majority of the qualified voters voting thereon.

3. All revenue received by a city or county from the tax authorized under the provisions of this section shall be deposited in a special trust fund and shall be used by the city or county solely for the investigation of the backgrounds of persons employed at any adult cabaret in such city or county. Any funds in such special trust fund which are not needed for current expenditures may be invested by the governing body in accordance with applicable laws relating to the investment of other city or county funds.

4. The tax authorized by this section shall terminate four years from the date on which such tax was initially imposed by the city or county, unless sooner abolished by the governing body of the city or county.

5. All sales taxes collected by the director of revenue under this section on behalf of any city or county, less one percent for cost of collection which shall be deposited in the state's general revenue fund after payment of premiums for surety bonds as provided in section 32.087, RSMo, shall be deposited with the state treasurer in a special trust fund, which is hereby created, to be known as the "City and County Background Check Tax Trust Fund". The moneys in the trust fund shall not be deemed to be state funds and shall not be commingled with any funds of the state. The director of revenue shall keep accurate records of the amount of money in the trust fund which was collected in each city or county imposing a sales tax under this section, and the records shall be open to the inspection of officers of the city or county and the public. Not later than the tenth day of each month, the director of revenue shall distribute all moneys deposited in the trust fund during the preceding month to the city or county which levied the tax. Such funds shall be deposited with the city or county treasurer of each such city or county, and all expenditures of funds arising from the trust fund shall be by an appropriation act to be enacted by the governing body of each such city or county.

6. The director of revenue may authorize the state treasurer to make refunds from the amounts in the trust fund and credited to any city or county for erroneous payments and overpayments made, and may redeem dishonored checks and drafts deposited to the credit of such cities or counties. If any city or county abolishes the tax, the city or county shall notify the director of revenue of the action at least ninety days prior to the effective date of the repeal and the director of revenue may order retention in the trust fund, for a period of one year, of two percent of the amount collected after receipt of such notice to cover possible refunds or overpayment of the tax and to redeem dishonored checks and drafts deposited to the credit of such accounts. After one year has elapsed after the effective date of abolition of the tax in such city or county, the director of revenue shall authorize the state treasurer to remit the balance in the account to the city or county and close the account of that city or county. The director of revenue shall notify each city or county of each instance of any amount refunded or any check redeemed from receipts due the city or county.

7. Except as modified in this section, all provisions of sections 32.085 and 32.087, RSMo, shall apply to the tax imposed under this section.

8. As used in this section, the term "city" means any city not within a county.

573.509. 1. No person less than nineteen years of age shall dance in an adult cabaret as defined in section

573.500, nor shall any proprietor of such establishment permit any person less than nineteen years of age to dance in an adult cabaret.

2. Any person who violates the provisions of subsection 1 of this section is guilty of a class A misdemeanor.”; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Villa raised a point of order that **House Amendment No. 3** is out of order.

The Chair ruled the point of order untimely.

On motion of Representative Johnson (47), **House Amendment No. 3** was adopted.

Representative Ransdall offered **House Amendment No. 4.**

House Amendment No. 4

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 298, Page 10, Section 311.401, Line 12, by inserting after all of said line the following:

"311.480. 1. It shall be unlawful for any person operating any premises where food, beverages or entertainment are sold or provided for compensation, who does not possess a license for the sale of intoxicating liquor **or nonintoxicating beer**, to permit the drinking or consumption of intoxicating liquor **or nonintoxicating beer**, in [, on, or about] the premises [between 10:00 p.m. and 6:00 a.m. the following day], without having a license as in this section provided.

2. Application for such license shall be made to the supervisor of liquor control on forms to be prescribed by him, describing the premises to be licensed and giving all other reasonable information required by the form. The license shall be issued upon the payment of the fee required in this section. A license shall be required for each separate premises and shall expire on the thirtieth day of June next succeeding the date of such license. The license fee shall be sixty dollars per year and the applicant shall pay five dollars for each month or part thereof remaining from the date of the license to the next succeeding first of July. Applications for renewals of licenses shall be filed on or before the first of May of each year.

3. The drinking or consumption of intoxicating liquor **or nonintoxicating beer** shall not be permitted in **or** [,] upon [, or about] the licensed premises by any person under twenty-one years of age, or by any other person between the hours of 1:30 a.m. and 6:00 a.m. on any weekday, and between the hours of [12:00 midnight Saturday] **1:30 a.m. Sunday** and [12:00 midnight Sunday] **6:00 a.m. Monday**. Licenses issued hereunder shall be conditioned upon the observance of the provisions of this section and the regulations promulgated thereunder governing the conduct of premises licensed for the sale of intoxicating liquor **or nonintoxicating beer** by the drink. The provision of this section regulating the drinking or consumption of intoxicating liquor **or nonintoxicating beer** between certain hours and on Sunday shall apply also to premises licensed under this chapter to sell intoxicating liquor **or nonintoxicating beer** by the drink. In any incorporated city having a population of more than twenty thousand inhabitants, the board of aldermen, city council, or other proper authorities of incorporated cities may, in addition to the license fee required in this section, require a license fee not exceeding three hundred dollars per annum, payable to the incorporated cities, and provide for the collection thereof; make and enforce ordinances regulating the hours of consumption of intoxicating liquors **or nonintoxicating beer** on premises licensed hereunder, not inconsistent with the other provisions of this law, and provide penalties for the violation thereof. No person shall be granted a license hereunder unless such person is of good moral character and a qualified legal voter and a taxpaying citizen of the county, town, city or village, nor shall any corporation be granted a license hereunder unless the managing officer of such corporation is of good moral character and a qualified legal voter and taxpaying citizen of the county, town, city or village.

4. Any premises operated in violation of the provisions of this section, or where intoxicating liquor **or nonintoxicating beer** is consumed in violation of this section, is hereby declared to be a public and common nuisance, and it shall be the duty of the supervisor of liquor control and of the prosecuting or circuit attorney of the city of St. Louis, and the prosecuting attorney of the county in which the premises are located, to enjoin such nuisance.

5. Any person operating any premises, or any employee, agent, representative, partner, or associate of such person, who shall knowingly violate any of the provisions of this section, or any of the laws or regulations herein made applicable to the conduct of such premises, is guilty of a class A misdemeanor.

6. The supervisor of liquor control is hereby empowered to promulgate regulations necessary or reasonably designed to enforce or construe the provisions of this section, and is empowered to revoke or suspend any license issued hereunder, as provided in this chapter, for violation of this section or any of the laws or regulations herein made applicable to the conduct of premises licensed hereunder.

7. Nothing in this section shall be construed to prohibit the sale or delivery of any intoxicating liquor **or nonintoxicating beer** during any of the hours or on any of the days specified in this section by a wholesaler licensed under the provisions of section 311.180 to a person licensed to sell the intoxicating liquor **or nonintoxicating beer** at retail.

8. No intoxicating liquor **or nonintoxicating beer** may be served or sold on any premises used as a polling place on election day."; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Ransdall, **House Amendment No. 4** was adopted.

Representative Deeken offered **House Amendment No. 5**.

Representative Johnson (47) raised a point of order that **House Amendment No. 5** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

Representative Carnahan offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 298, Page 12, Section 1, Line 36, by inserting after all of said line the following:

"Section 2. Any establishment possessing or qualifying for a license to sell intoxicating liquor by the drink at retail in any city not within a county, any home rule city with more than four hundred thousand inhabitants and located in more than one county, any city of the fourth classification with more than six thousand but less than six thousand one hundred inhabitants, or in any county of the first classification with more than thirty-seven thousand but less than thirty-seven thousand one hundred inhabitants, any county of the third classification without a township form of government and with more than twenty-three thousand five hundred but less than twenty-three thousand six hundred inhabitants, and any county of the third classification without a township form of government and with more than nineteen thousand three hundred but less than nineteen thousand four hundred inhabitants, if such county also contains all or part of a lake, and if such establishment is also located in a resort area, convention trade area, or enterprise zone area, the establishment may apply for a Sunday by the drink license between the hours of 9:00 a.m. and midnight on Sunday. Food sales shall not be a requirement for receiving a license pursuant to this section. The business establishment's annual gross receipts for the year immediately preceding the application for the Sunday by the drink license shall not have been less than one hundred fifty thousand dollars. Any new licensee possessing a license to sell intoxicating liquor by the drink at retail may apply for a temporary Sunday by the drink license and shall show a projection of annual gross receipts of not less than one hundred fifty thousand dollars. The license fee for such Sunday by the drink license shall be six hundred dollars per year. The license fee shall be prorated for the period of the license based on the cost of the annual license for the establishment."; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Carnahan moved that **House Amendment No. 6** be adopted.

Which motion was defeated.

Representative Skaggs offered **House Amendment No. 7**.

Representative Johnson (47) raised a point of order that **House Amendment No. 7** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

Representative Richard offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 298, Page 12, Section 1, Line 36, by inserting after all of said line the following:

"Section 2. 1. The supervisor of the division of alcohol and tobacco control shall not use minors to enforce the provisions of chapter 311, RSMo, unless the supervisor promulgates rules that establish standards for the use of minors. The supervisor shall establish mandatory guidelines for the use of minors in investigations by a state, county, municipal, or other local law enforcement authority which shall be followed by such authority and which shall, at a minimum, provide for the following:

- (1) The minor shall be seventeen years of age;
- (2) The minor shall have a youthful appearance, and the minor, if a male, shall not have facial hair or a receding hairline and if a female, shall not wear excessive makeup or excessive jewelry;
- (3) The state, county, municipal, or other local law enforcement agency shall obtain the consent of the minor's parent or legal guardian before the use of such minor on a form approved by the supervisor;
- (4) The state, county, municipal, or other local law enforcement agency shall make a photocopy of the minor's valid identification showing the minor's correct date of birth;
- (5) Any attempt by such minor to purchase intoxicating liquor shall be videotaped or audiotaped with equipment sufficient to record all statements made by the minor and the seller of the intoxicating liquor;
- (6) The minor shall carry his or her own identification showing the minor's correct date of birth and shall, upon request, produce such identification to the seller of the intoxicating liquor;
- (7) The minor shall answer truthfully any questions about his or her age and shall not remain silent when asked questions regarding his or her age;
- (8) The minor shall not lie to the seller of the intoxicating liquor to induce a sale of intoxicating liquor;
- (9) The minor shall not be employed by the state, county, municipal, or other local law enforcement agency on an incentive or quota basis;
- (10) The state, county, municipal, or other local law enforcement agency shall, within forty-eight hours, contact or take all reasonable steps to contact the owner or manager of the establishment if a violation occurs;
- (11) The state, county, municipal, or other local law enforcement agency shall maintain records of each visit to an establishment where a minor is used by the state, county, municipal, or other local law enforcement agency for a period of at least one year following the incident, regardless of whether a violation occurs at each visit, and such records shall, at a minimum, include the following information:
 - (a) The signed consent form of the minor's parent or legal guardian;
 - (b) A Polaroid photograph of the minor;
 - (c) A photocopy of the minor's valid identification, showing the minor's correct date of birth;
 - (d) An information sheet completed by the minor on a form approved by the supervisor; and
 - (e) The name of each establishment visited by the minor, and the date and time of each visit.

2. If the state, county, municipal, or other local law enforcement authority uses minors in investigations or in enforcing or determining violations of chapter 311, RSMo, or any local ordinance and does not comply with

the mandatory guidelines established by the supervisor of alcohol and tobacco control in subsection 1 of this section, the supervisor of alcohol and tobacco control shall not take any disciplinary action against the establishment or seller pursuant to chapter 311, RSMo, based on an alleged violation discovered when using a minor and shall not cooperate in any way with the state, county, municipal, or other local law enforcement authority in prosecuting any alleged violation discovered when using a minor."; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Villa offered **House Amendment No. 1 to House Amendment No. 8.**

*House Amendment No. 1
to
House Amendment No. 8*

AMEND House Amendment No. 8 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 298, Page 3, Subdivision 11, Line 15, Section B, by deleting the word "polaroid".

On motion of Representative Villa, **House Amendment No. 1 to House Amendment No. 8** was adopted.

Representative Richard moved that **House Amendment No. 8, as amended**, be adopted.

Which motion was defeated by the following vote:

AYES: 033

Crowell	Deeken	Dempsey	Dusenberg	Henke
Hobbs	Hunter	Icet	Jackson	King
Kratky	Kuessner	Lembke	Luetkemeyer	McKenna
Meiners	Nieves	Parker	Pratt	Richard
Ruestman	Rupp	Sander	Schlottach	Smith 118
St. Onge	Stevenson	Sutherland	Villa	Wagner
Wilson 130	Yates	Madam Speaker		

NOES: 121

Angst	Avery	Baker	Barnitz	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Boykins	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Cunningham 145	Curls	Darrough	Daus	Davis 122
Dethrow	Dixon	Donnelly	Dougherty	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Guest	Hampton	Harris 110
Harris 23	Haywood	Hilgemann	Holand	Hoskins
Hubbard	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	Kingery
Lager	LeVota	Liese	Lipke	Lowe
Marsh	May	Mayer	Merideth	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Page	Pearce	Phillips	Portwood	Purgason
Quinn	Ransdall	Rector	Reinhart	Roark
Sager	Salva	Schaaf	Schneider	Schoemehl

Seigfreid	Selby	Self	Shoemaker	Shoemyer
Skaggs	Smith 14	Spreng	Stefanick	Thompson
Townley	Viebrock	Vogt	Walker	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Young
Zweifel				

PRESENT: 003

Cunningham 86	Taylor	Threlkeld
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ABSENT WITH LEAVE: 006

Abel	Adams	Davis 19	Graham	Green
Lawson				

Speaker Pro Tem Jetton assumed the Chair.

Representative Ervin offered **House Amendment No. 9**.

House Amendment No. 9

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 298, Page 2, Section 311.097, Line 5, by deleting the brackets around “11:00” and deleting the word “**9:00**”; and

Further amend said bill, Page 2, Section 311.097, Line 24, by deleting the brackets around “11:00” and deleting the word “**9:00**”; and

Further amend said bill, Page 3, Section 311.097, Line 36, by deleting the brackets around “11:00” and deleting the word “**8:00**”; and

Further amend said bill, Page 3, Section 311.098, Line 5, by deleting the brackets around “11:00” and deleting the word “**9:00**”; and

Further amend said bill, Page 3, Section 311.098, Line 22, by deleting the brackets around “11:00” and deleting the word “**9:00**”; and

Further amend said bill, Page 4, Section 311.102, Line 6, by deleting the brackets around “11:00” and deleting the word “**9:00**”; and

Further amend said bill, Page 6, Section 311.200, Line 25, by deleting the word “**9:00**” and inserting the word “**11:00**” in lieu thereof; and

Further amend said bill, Page 8, Section 311.293, Line 6, by deleting the brackets around “11:00” and deleting the word “**9:00**”; and

Further amend said bill, Page 8, Section 311.293, Line 12, by deleting the brackets around “11:00” and deleting the word “**9:00**”; and

Further amend said title, enacting clause, and intersectional references accordingly.

Representative Lembke offered **House Substitute Amendment No. 1 for House Amendment No. 9**.

*House Substitute Amendment No. 1
for
House Amendment No. 9*

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 298, Page 2, Section 311.097, Line 5, by deleting the brackets around "11:00" and deleting the word "9:00"; and

Further amend said bill, Page 2, Section 311.097, Line 24, by deleting the brackets around "11:00" and deleting the word "9:00"; and

Further amend said bill, Page 3, Section 311.097, Line 36, by deleting the word "8:00" and inserting in lieu thereof the word "10:00"; and

Further amend said bill, Page 3, Section 311.098, Line 5, by deleting the brackets around "11:00" and deleting the word "9:00"; and

Further amend said bill, Page 3, Section 311.098, Line 22, by deleting the brackets around "11:00" and deleting the word "9:00"; and

Further amend said bill, Page 4, Section 311.102, Line 6, by deleting the brackets around "11:00" and deleting the word "9:00"; and

Further amend said bill, Page 4, Section 311.102, Line 21, by inserting thereafter the following:

"311.176. 1. Any person possessing the qualifications and meeting the requirements of this chapter who is licensed to sell intoxicating liquor by the drink at retail for consumption on the premises in a city not located within a county, may apply to the supervisor of liquor control for a special permit to remain open on each day of the week until 3:00 a.m. of the morning of the following day. The time of opening on Sunday may be [8:00] 11:00 a.m. The provisions of this section and not those of section 311.097 regarding the time of closing shall apply to the sale of intoxicating liquor by the drink at retail for consumption on the premises on Sunday. To qualify for such a permit, the premises of such an applicant must be located in an area which has been designated as a convention trade area by the governing body of the city and the applicant must meet at least one of the following conditions:

(1) The business establishment's annual gross sales for the year immediately preceding the application for extended hours equals one hundred fifty thousand dollars or more; or

(2) The business is a resort. For purposes of this section, a "resort" is defined as any establishment having at least sixty rooms for the overnight accommodation of transient guests and having a restaurant located on the premises.

2. An applicant granted a special permit pursuant to this section shall, in addition to all other fees required by this chapter, pay an additional fee of three hundred dollars a year payable at the time and in the same manner as its other license fees."; and

Further amend said bill, Page 6, Section 311.200, Line 25, by deleting the word "9:00" and inserting the word "11:00" in lieu thereof; and

Further amend said bill, Page 8, Section 311.293, Line 6, by deleting the brackets around "11:00" and deleting the word "9:00"; and

Further amend said bill, Page 8, Section 311.293, Line 12, by deleting the brackets around "11:00" and deleting the word "9:00"; and

Further amend said title, enacting clause, and intersectional references accordingly.

HCS SS SCS SB 298, as amended, with House Substitute Amendment No. 1 for House Amendment No. 9 and House Amendment No. 9, pending, was laid over.

Representative Kelly (144) assumed the Chair.

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HB 57**, entitled:

An act to repeal sections 137.115, 137.155, and 137.360, RSMo, and to enact in lieu thereof three new sections relating to personal property lists.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HBs 59 & 269**, entitled:

An act to amend chapters 192, 630 and 633, RSMo, by adding thereto five new sections relating to implementation of special health care programs.

With Senate Amendment No. 1.

Senate Amendment No. 1

AMEND Senate Committee Substitute for House Committee Substitute for House Bill Nos. 59 & 269, Page 2, Section 192.350, Line 18, by striking the word "or" and inserting in lieu thereof the word "**and**"; and

Further amend line 22, by striking the word "is" and inserting in lieu thereof the word "**are**"; and

Further amend said bill, Page 3, Section 192.352, Line 5, by inserting immediately after the word "services" the following: "**with existing resources**"; and

Further amend line 7, by striking the words "with existing resources"; and

Further amend said bill, Page 4, Section 192.355, Line 33, by striking the word "of" and inserting in lieu thereof the word "**for**".

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HB 60**, entitled:

An act to repeal section 139.031, RSMo, and to enact in lieu thereof one new section relating to refunds of tax payments mistakenly or erroneously made.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 75**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 93**.

Emergency clause adopted.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 97**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 99**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 131**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 133**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 141**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HBs 152 & 180**, entitled:

An act to repeal sections 86.251, 86.370, 86.393, 86.398, 86.407, 86.447, 86.600, 86.671, 86.690, 86.720, 86.745, and 169.712, RSMo, and to enact in lieu thereof twenty-one new sections relating to public employee retirement.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 162**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 166**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 181**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 187**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 199**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 202**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 244**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 245**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 247**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 249**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 253**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 254**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 261**, entitled:

An act to amend chapter 227, RSMo, by adding thereto one new section relating to designation of a state entity.

With Senate Amendment No. 1.

Senate Amendment No. 1

AMEND House Bill No. 261, Page 1, Section 227.335, Line 2, by deleting all of said line, and insert in lieu thereof the following:

“Missouri-Iowa border south to the Missouri-Arkansas border, except where otherwise designated, shall be designated as the”.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 277**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 278**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 292**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 314**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 318**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 326**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 332**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HBs 348 & 347**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 351**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 356**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 358**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 371**, entitled:

An act to repeal sections 302.700, 307.177 and 307.400, RSMo, and to enact in lieu thereof three new sections relating to commercial motor vehicles, with penalty provisions.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 375**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 376**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 388**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 392**, entitled:

An act to amend chapter 407, RSMo, by adding thereto one new section relating to motorcycle and all-terrain vehicle franchises.

With Senate Amendment No. 1.

Senate Amendment No. 1

AMEND Senate Committee Substitute for House Committee Substitute for House Bill No. 392, Page 1, Section 407.1035, Line 16, by striking the word "twenty-five" and inserting in lieu thereof the word "**twenty**".

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 394**, entitled:

An act to amend chapter 194, RSMo, by adding thereto one new section relating to the designation of next-of-kin for deceased persons.

With Senate Committee Amendment No. 1.

Senate Committee Amendment No. 1

AMEND House Committee Substitute for House Bill No. 394, Page 2, Section 194.119, Line 16, by striking all of said line and inserting in lieu thereof the following:

"serve as next-of-kin shall serve in the order provided in subdivisions (3) to (8) of this subsection;".

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 427**, entitled:

An act to amend chapters 477 and 488, RSMo, by adding thereto two new sections relating to the basic civil legal services fund.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 430**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 440**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 463**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 464**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 465**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 472**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 477**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 478**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HB 491**, entitled:

An act to repeal sections 301.069, 301.130, and 301.142, RSMo, and to enact in lieu thereof three new sections relating to license plates, with penalty provisions and an effective date for certain sections.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 493**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HB 512**, entitled:

An act to repeal sections 415.405, 415.410, 415.415, and 415.420, RSMo, and to enact in lieu thereof four new sections relating to warehouse and self-service storage facilities.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HB 521**, entitled:

An act to repeal section 320.094, RSMo, and to enact in lieu thereof one new section relating to the Missouri Fire Education Trust Fund.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 523**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HB 552**, entitled:

An act to repeal section 488.429, RSMo, and to enact in lieu thereof one new section relating to law library funds.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 553**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 574**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 575**, entitled:

An act to repeal section 210.001, RSMo, and to enact in lieu thereof one new section relating to child assessment centers.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 594**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 597**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 599**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SB 448**, and requests the House to recede from its position and failing to do so, grant the Senate a conference thereon.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SB 394, as amended**, and requests the House to recede from its position and failing to do so, grant the Senate a conference thereon.

On motion of Representative Crowell, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Hanaway.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Nicole Samdumu, Brittnee Lane, Aaron Lovett and Brittaney Williams.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 2314 - Representative Pearce
House Resolution No. 2315
through
House Resolution No. 2319 - Representative Abel

House Resolution No. 2320
through
House Resolution No. 2323 - Representative Willoughby
House Resolution No. 2324
through
House Resolution No. 2326 - Representative Zweifel
House Resolution No. 2327
through
House Resolution No. 2335 - Representative Crowell
House Resolution No. 2336 - Representative Luetkemeyer
House Resolution No. 2337
and
House Resolution No. 2338 - Representative Seigfreid
House Resolution No. 2339
and
House Resolution No. 2340 - Representative Bough
House Resolution No. 2341
and
House Resolution No. 2342 - Representative Viebrock

BILLS CARRYING REQUEST MESSAGES

HS SCS SBs 299 & 40, as amended, relating to performance-based budgeting, was taken up by Representative Bearden.

Representative Bearden moved that the House refuse to recede from its position on **HS SCS SBs 299 & 40, as amended**, and grant the Senate a conference.

Which motion was adopted.

HCS SB 401, relating to the definition of crime, was taken up by Representative Pratt.

Representative Pratt moved that the House refuse to recede from its position on **HCS SB 401** and grant the Senate a conference.

Which motion was adopted.

HCS SB 407, relating to cancer screenings, was taken up by Representative Luetkemeyer.

Representative Luetkemeyer moved that the House refuse to recede from its position on **HCS SB 407** and grant the Senate a conference.

Which motion was adopted.

HCS SB 552, relating to retirement and profit-sharing exemptions, was taken up by Representative Byrd.

Representative Byrd moved that the House refuse to recede from its position on **HCS SB 552** and grant the Senate a conference.

Which motion was adopted.

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committees to act with like committees from the Senate on the following bills:

HS SCS SBs 299 & 40: Representatives Bearden, Lager, Holand, Campbell and Lowe

HCS SB 401: Representatives Byrd, Pratt, Lipke, Jolly and Bringer

HCS SB 407: Representatives Luetkemeyer, Parker, Richard, Ward and Liese

HCS SB 552: Representatives Byrd, Smith (118), Ruestman, Haywood and Donnelly

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SB 407**: Senators Klindt, Loudon, Scott, Kennedy and Stoll.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SCS#2 SB 52**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

THIRD READING OF SENATE BILLS

HCS SS SS SCS SBs 556 & 311, relating to protection of the elderly, was taken up by Representative Sutherland.

Representative Sutherland offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 556 & 311, Pages 23 and 24, Section 208.225, Lines 1 to 37, by deleting all of said lines; and

Further amend said bill, Pages 49 and 50, Section B, Lines 1 to 6, by striking said Section from the bill; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Sutherland, **House Amendment No. 1** was adopted.

Representative Sutherland offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 556 & 311, Page 2, Section 197.500, Lines 7 and 8, by deleting all of said lines and inserting in lieu thereof the following:

"RSMo. For purposes of this section only, "knowingly" and "recklessly" shall have the meanings that are ascribed to them in this section. A person acts "knowingly" with respect to the person's conduct when a reasonable person should be aware of the result caused by his or her conduct. A person acts "recklessly" when the person consciously disregards a substantial and unjustifiable risk that the person's conduct will result in serious physical injury and such disregard constitutes a gross deviation from the standard of care that a reasonable person would exercise in the situation."; and

Further amend said bill, Page 9, Section 198.036, Line 18, by inserting after the words "**convicted of**" the following: "**, or pled guilty or nolo contendere to**"; and

Further amend said bill, Pages 12 and 13, Section 198.067, Lines 91 and 92, by deleting all of said lines and inserting in lieu thereof the following:

"licensed to the facility, up to a maximum of ten thousand dollars pursuant to subsections 1 and 2 of this section. The liability of the facility for civil penalties pursuant to this"; and

Further amend said bill, Page 15, Section 198.070, Lines 77 and 78, by deleting all of said lines and inserting in lieu thereof the following:

"purposes of this section only, "knowingly" and "recklessly" shall have the meanings that are ascribed to them in this section. A person acts "knowingly" with respect to the person's conduct when a reasonable person should be aware of the result caused by his or her conduct. A person acts "recklessly" when the person consciously disregards a substantial and unjustifiable risk that the person's conduct will result in serious physical injury and such disregard constitutes a gross deviation from the standard of care that a reasonable person would exercise in the situation."; and

Further amend said bill, Pages 16 and 17, Section 198.085, Lines 1 to 9, by deleting all of said lines; and

Further amend said bill, Page 17, Section 198.086, Line 1, by deleting the words "division of aging" and inserting in lieu thereof the following: "[division of aging] **department of health and senior services**"; and

Further amend said bill, Pages 18 and 19, Section 198.093, Lines 1 to 36, by deleting all of said lines; and

Further amend said bill, Page 30, Section 630.167, Line 42, by inserting the word "**of**" after the word "copies"; and

Further amend said bill, Page 32, Section 630.167, Line 86, by deleting the number "6042" and inserting in lieu thereof the following: "[6042] **Sections 15042 to 15044**"; and

Further amend said bill, Page 33, Section 660.078, Line 5, by deleting the words "division of aging" and inserting in lieu thereof the following: "[division of aging]"; and

Further amend said bill, Page 38, Section 660.300, Lines 94 to 96, by deleting all of said lines and inserting in lieu thereof the following:

"in-home services provider agency or home health agency. For purposes of this section only, "knowingly" and "recklessly" shall have the meanings that are ascribed to them in this section. A person acts "knowingly" with respect to the person's conduct when a reasonable person should be aware of the result caused by his or her conduct. A person acts "recklessly" when the person consciously disregards a substantial and unjustifiable risk

that the person's conduct will result in serious physical injury and such disregard constitutes a gross deviation from the standard of care that a reasonable person would exercise in the situation. Any in-home services provider agency or home health agency that"; and

Further amend said bill, Page 47, Section 660.603, Lines 6 and 7, by deleting all of said lines and inserting in lieu thereof the following:

"2. The office shall be administered by the state ombudsman, who shall devote his **or her** entire time to the duties of his **or her** position."; and

Further amend said bill, Page 49, Section 660.603, Line 50, by inserting after the word "**rule**" the following: "**in accordance with chapter 536, RSMo,**"; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Sutherland, **House Amendment No. 2** was adopted.

Representative Wright offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Committee Substitute for Senate Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 556 & 311, Pages 5 and 6, Section 198.015, Lines 1 to 53, by deleting all of said lines and inserting in lieu thereof the following:

"198.015. 1. No person shall establish, conduct or maintain a residential care facility I, residential care facility II, intermediate care facility, or skilled nursing facility in this state without a valid license issued by the department. Any person violating this subsection is guilty of a class A misdemeanor. **Any person violating this subsection wherein abuse or neglect of a resident of the facility has occurred is guilty of a class D felony. The department of health and senior services shall investigate any complaint concerning operating unlicensed facilities. For complaints alleging abuse or neglect, the department shall initiate an investigation within twenty-four hours. All other complaints regarding unlicensed facilities shall be investigated within forty-five days.**

2. If the department determines the unlicensed facility is in violation of sections 198.006 to 198.186, the department shall immediately notify the local prosecuting attorney or attorney general's office.

3. Each license shall be issued only for the premises and persons named in the application. A license, unless sooner revoked, shall be issued for a period of up to two years, in order to coordinate licensure with certification in accordance with section 198.045.

[3.] **4.** If during the period in which a license is in effect, a licensed operator which is a partnership, limited partnership, or corporation undergoes any of the following changes, or a new corporation, partnership, limited partnership or other entity assumes operation of a facility whether by one or by more than one action, the current operator shall notify the department of the intent to change operators and the succeeding operator shall within ten working days of such change apply for a new license:

(1) With respect to a partnership, a change in the majority interest of general partners;

(2) With respect to a limited partnership, a change in the general partner or in the majority interest of limited partners;

(3) With respect to a corporation, a change in the persons who own, hold or have the power to vote the majority of any class of securities issued by the corporation.

[4.] **5.** Licenses shall be posted in a conspicuous place on the licensed premises.

[5.] **6.** Any license granted shall state the maximum resident capacity for which granted, the person or persons to whom granted, the date, the expiration date, and such additional information and special limitations as the department by rule may require.

[6.] **7.** The department shall notify the operator at least sixty days prior to the expiration of an existing license of the date that the license application is due. Application for a license shall be made to the department at least thirty days prior to the expiration of any existing license.

[7.] **8.** The department shall grant an operator a temporary operating permit in order to allow for state review of the application and inspection for the purposes of relicensure if the application review and inspection process has not been completed prior to the expiration of a license and the operator is not at fault for the failure to complete the application review and inspection process.

[8.] **9.** The department shall grant an operator a temporary operating permit of sufficient duration to allow the department to evaluate any application for a license submitted as a result of any change of operator."; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Wright, **House Amendment No. 3** was adopted.

Representative Jolly offered **House Amendment No. 4.**

House Amendment No. 4

AMEND House Committee Substitute for Senate Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 556 & 311, Page 35, Section 660.261, Line 4, by inserting immediately after said line the following:

"660.264. 1. A statement made by a person sixty years of age or older, or an adult with a disability, as defined in section 660.053, to and investigator for the department of health and senior services or to a member of law enforcement as defined by section 43.010, RSMo, relating to an offense, crime, or violation pursuant to sections 198.003 to 198.090, RSMo, sections 198.096 to 198.186, RSMo, section 660.050 and sections 660.250 to 660.320, not otherwise admissible by statute or court rule, is only admissible in evidence in administrative or civil actions brought by the department as substantive evidence to prove the truth of the matter asserted if:

- (1) Such statement is recorded on videotape;**
- (2) The court finds, in a hearing conducted outside the presence of the jury that the time, content, and circumstances of the statement provide sufficient indicia of reliability and the affiant was competent at the time the statement was given;**
- (3) (a) The person testifies at the proceedings;**
(b) The person is deceased; or
(c) The court determines that, due to the person's physical or mental condition, the person is incompetent to testify at the time of the civil, or administrative proceeding.

2. Notwithstanding subsection 1 of this section or any provision of law or rule of evidence requiring corroboration of statements, admissions, or confessions of the defendant, and notwithstanding any prohibition of hearsay evidence, a statement by a person sixty years of age or older, or an adult with a disability, as defined in section 660.053, is sufficient corroboration of a statement, admission, or confession.

3. A statement shall not be admitted pursuant to this section unless a representative of the department of health and senior services makes known to the accused or his or her counsel of the intention to offer the statement and the particulars of the statement sufficiently in advance of the proceedings to provide the accused or his or her counsel with a fair opportunity to prepare to meet the statement.

4. Nothing in this section shall be construed to limit the admissibility of statements, admissions, or confessions otherwise admissible by law."; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Jolly moved that **House Amendment No. 4** be adopted.

Which motion was defeated.

Representative Holand offered **House Amendment No. 5.**

House Amendment No. 5

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 556 & 311, Pages 38 and 39, Section 660.300, Lines 100 to 129, by deleting all of said lines; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Holand moved that **House Amendment No. 5** be adopted.

Which motion was defeated.

Representative Johnson (90) offered **House Amendment No. 6**.

Representative Goodman raised a point of order that **House Amendment No. 6** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

Representative Campbell offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 556 & 311, Page 12, Section 198.067, Line 72, by inserting after the word “**facilities.**” the following:

“**Any rule or portion of a rule, as that term is defined in section 536.010, RSMo, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, RSMo, and, if applicable, section 536.028, RSMo. This section and chapter 536, RSMo, are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, RSMo, to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2003, shall be invalid and void.**”.

On motion of Representative Campbell, **House Amendment No. 7** was adopted.

Representative Henke offered **House Amendment No. 8**.

Representative Goodman raised a point of order that **House Amendment No. 8** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

Representative Seigfreid offered **House Amendment No. 9**.

House Amendment No. 9

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 556 & 311, Page 7, Section 198.027, Lines 1-3, by deleting all of said section and inserting in lieu thereof the following:

“198.027. If a facility submits satisfactory documentation that establishes correction of all deficiencies contained within the written report of deficiency required by section 198.026, an on-site revisit of such deficiency may not be required so long as none of the deficiencies cited are of class 1 standards.”.

Representative Seigfreid moved that **House Amendment No. 9** be adopted.

Which motion was defeated.

On motion of Representative Sutherland, **HCS SS SS SCS SBs 556 & 311, as amended**, was adopted.

On motion of Representative Sutherland, **HCS SS SS SCS SBs 556 & 311, as amended**, was read the third time and passed by the following vote:

AYES: 156

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Ice	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lembke	LeVota	Liese	Lipke
Lowe	Luetkemeyer	Marsh	May	Mayer
Meiners	Merideth	Miller	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Self	Shoemaker	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Walker	Wallace	Walsh	Walton	Ward
Wasson	Whorton	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 001

Selby

PRESENT: 000

ABSENT WITH LEAVE: 006

Adams	Davis 19	Graham	Lawson	McKenna
Wagner				

Speaker Hanaway declared the bill passed.

HCS SS SCS SB 298, as amended, with House Substitute Amendment No. 1 for House Amendment No. 9 and House Amendment No. 9, pending, relating to liquor sales, was again taken up by Representative Johnson (47).

House Substitute Amendment No. 1 for House Amendment No. 9 was withdrawn.

Representative Cooper (120) assumed the Chair.

Representative Ervin moved that **House Amendment No. 9** be adopted.

Which motion was defeated by the following vote:

AYES: 055

Baker	Bean	Bearden	Bishop	Bivins
Black	Bough	Bringer	Brooks	Cooper 155
Crawford	Cunningham 145	Cunningham 86	Davis 122	Deeken
Dethrow	Dixon	El-Amin	Emery	Ervin
Harris 110	Henke	Holand	Ice	Jackson
Jolly	Kelly 144	Kelly 36	Kuessner	Lembke
May	Mayer	Merideth	Miller	Morris
Munzlinger	Myers	Phillips	Portwood	Purgason
Rector	Reinhart	Roark	Rupp	Sander
Schaaf	Self	Shoemyer	Skaggs	Stevenson
Whorton	Wilson 119	Wilson 130	Wood	Wright

NOES: 091

Abel	Angst	Avery	Barnitz	Behnen
Bland	Boykins	Burnett	Byrd	Carnahan
Cooper 120	Corcoran	Crowell	Curls	Darrough
Daus	Dempsey	Donnelly	Dougherty	Dusenberg
Engler	Fares	Fraser	George	Goodman
Green	Guest	Hampton	Harris 23	Haywood
Hilgemann	Hobbs	Hoskins	Hubbard	Hunter
Jetton	Johnson 47	Johnson 61	Johnson 90	Jones
King	Kingery	Kratky	Lager	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Meiners
Moore	Muckler	Nieves	Page	Parker
Pearce	Pratt	Quinn	Ransdall	Richard
Ruestman	Sager	Salva	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Thompson	Threlkeld
Villa	Vogt	Walker	Walsh	Walton
Ward	Wildberger	Willoughby	Wilson 25	Wilson 42
Witte	Yaeger	Yates	Young	Zweifel
Madam Speaker				

PRESENT: 007

Bruns	Marsh	Shoemaker	Taylor	Viebrock
Wallace	Wasson			

ABSENT WITH LEAVE: 010

Adams	Brown	Campbell	Davis 19	Graham
Lawson	McKenna	Sutherland	Townley	Wagner

Representative Carnahan offered **House Amendment No. 10.**

House Amendment No. 10

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 298, Page 12, Section 1, Line 36, by inserting after all of said line the following:

"Section 2. Any establishment possessing or qualifying for a license to sell intoxicating liquor by the drink at retail in any city not within a county, any home rule city with more than four hundred thousand inhabitants and located in more than one county and if such establishment is also located in a resort area, convention trade area, or enterprise zone area, the establishment may apply for a Sunday by the drink license between the hours of 9:00 a.m. and midnight on Sunday. Food sales shall not be a requirement for receiving a license pursuant to this section. The business establishment's annual gross receipts for the year immediately preceding the application for the Sunday by the drink license shall not have been less than one hundred fifty thousand dollars. Any new licensee possessing a license to sell intoxicating liquor by the drink at retail may apply for a temporary Sunday by the drink license and shall show a projection of annual gross receipts of not less than one hundred fifty thousand dollars. The license fee for such Sunday by the drink license shall be six hundred dollars per year. The license fee shall be prorated for the period of the license based on the cost of the annual license for the establishment."; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Carnahan, **House Amendment No. 10** was adopted.

Representative Lowe offered **House Amendment No. 11.**

House Amendment No. 11

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 298, Page 7, Section 311.280, Line 6-12, by deleting all of said lines.

Representative Lowe moved that **House Amendment No. 11** be adopted.

Which motion was defeated by the following vote:

AYES: 063

Barnitz	Bringer	Bruns	Burnett	Campbell
Cooper 120	Curls	Darrough	Davis 122	Donnelly
Dougherty	Emery	Fraser	George	Goodman
Guest	Hampton	Harris 110	Haywood	Hobbs
Hoskins	Hubbard	Hunter	Jackson	Jolly
Jones	Kelly 144	Kratky	Kuessner	Liese

Lowe	May	Meiners	Merideth	Moore
Muckler	Myers	Page	Phillips	Quinn
Ransdall	Rector	Reinhart	Richard	Rupp
Seigfreid	Spreng	Stevenson	Thompson	Townley
Vogt	Walker	Wallace	Walsh	Walton
Wasson	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Yaeger	Young		

NOES: 093

Abel	Angst	Avery	Baker	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Brooks	Byrd	Carnahan
Cooper 155	Corcoran	Crawford	Crowell	Cunningham 145
Cunningham 86	Daus	Deeken	Dempsey	Dethrow
Dixon	Dusenberg	El-Amin	Engler	Ervin
Fares	Green	Harris 23	Henke	Hilgemann
Holand	Ice	Jetton	Johnson 47	Johnson 61
Johnson 90	Kelly 36	King	Kingery	Lager
Lembke	LeVota	Lipke	Luetkemeyer	Marsh
Mayer	McKenna	Miller	Morris	Munzlinger
Nieves	Parker	Pearce	Portwood	Pratt
Purgason	Roark	Ruestman	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	St. Onge	Stefanick	Sutherland
Taylor	Threlkeld	Viebrock	Villa	Ward
Whorton	Wildberger	Willoughby	Wood	Wright
Yates	Zweifel	Madam Speaker		

PRESENT: 000

ABSENT WITH LEAVE: 007

Adams	Boykins	Brown	Davis 19	Graham
Lawson	Wagner			

Representative Barnitz offered **House Amendment No. 12.**

House Amendment No. 12

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 298, Page 8, Section 311.293, Line 15, by inserting after said line the following:

“311.310. 1. It shall be unlawful for any employee of any licensee under this chapter, or his **or her** employee, [who shall] **to** sell, vend, give away or otherwise supply any intoxicating liquor in any quantity whatsoever to any person under the age of twenty-one years, or to any person intoxicated or appearing to be in a state of intoxication, or to a habitual drunkard, [and] **or for** any person [whomsoever except his parent or guardian who shall] **to** procure for, sell, give away or otherwise supply intoxicating liquor to [any person under the age of twenty-one years, or to] any intoxicated person or any person appearing to be in a state of intoxication, or to a habitual drunkard [, shall be deemed guilty of a misdemeanor, except that this section shall not apply to the supplying of intoxicating liquor to a person under the age of twenty-one years for medical purposes only, or to the administering of such intoxicating liquor to any person by a duly licensed physician]. No person shall be denied a license or renewal of a license issued under this chapter solely due to a conviction for unlawful sale or supply to a minor when serving in the capacity as an employee of a licensed establishment.

2. It shall be unlawful for any person to procure for, sell, give away intoxicating liquor to any person under the age of twenty-one years.

3. The provisions of subsections 1 and 2 of this section shall not apply to the supplying of intoxicating liquor to a person under the age of twenty-one years for medical purposes only, or to the administering of such intoxicating liquor to any person by a duly licensed physician.

4. The provisions of subsections 1 and 2 of this section shall not apply to the supplying of intoxicating liquor to a person under the age of twenty-one years if the liquor was supplied for use as part of a religious ceremony or as part of the practice of religious beliefs.

5. Any person who violates the provisions of subsection 1 of this section shall be guilty of a class B misdemeanor. Any person who violates the provisions of subsection 2 of this section shall be guilty of a class B misdemeanor unless, as a direct result of the consumption of such intoxicating liquor by the minor to whom it was supplied, or the consumption of such intoxicating liquor by any minor who subsequently obtains it, any person suffers serious physical injury or death, in which case such person shall be guilty of a class D felony.”; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Johnson (90) offered **House Substitute Amendment No. 1 for House Amendment No. 12**.

Representative Johnson (47) raised a point of order that **House Substitute Amendment No. 1 for House Amendment No. 12** goes beyond the scope of the bill.

Representative Cooper (120) requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

House Amendment No. 12 was withdrawn.

On motion of Representative Johnson (47), **HCS SS SCS SB 298, as amended**, was adopted.

On motion of Representative Johnson (47), **HCS SS SCS SB 298, as amended**, was read the third time and passed by the following vote:

AYES: 096

Abel	Angst	Avery	Barnitz	Bearden
Behnen	Bivins	Bland	Boykins	Brown
Bruns	Burnett	Byrd	Campbell	Carnahan
Cooper 120	Corcoran	Crowell	Curls	Darrough
Daus	Dempsey	Donnelly	Dusenberry	Engler
Fares	Fraser	George	Goodman	Green
Guest	Hampton	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Hoskins	Hubbard	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
King	Kingery	Kratky	Lager	LeVota
Liese	Lipke	Luetkemeyer	Mayer	McKenna
Meiners	Muckler	Nieves	Page	Parker
Pratt	Ransdall	Richard	Sager	Salva
Schaaf	Schlottach	Schneider	Schoemehl	Shoemyer
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Sutherland	Thompson	Threlkeld	Villa	Vogt
Wallace	Walsh	Walton	Ward	Wasson
Wildberger	Willoughby	Wilson 25	Wilson 42	Witte
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 054

Baker	Bean	Bishop	Black	Bough
Bringer	Cooper 155	Crawford	Cunningham 145	Davis 122
Deeken	Dethrow	Dixon	Dougherty	El-Amin
Emery	Ervin	Harris 110	Holand	Hunter
Ice	Jackson	Kelly 144	Kuessner	Lembke
May	Merideth	Miller	Moore	Morris
Munzlinger	Myers	Pearce	Phillips	Portwood
Purgason	Quinn	Rector	Reinhart	Roark
Ruestman	Rupp	Sander	Seigfreid	Selby
Self	Shoemaker	Skaggs	Stevenson	Townley
Whorton	Wilson 119	Wilson 130	Wood	

PRESENT: 008

Brooks	Cunningham 86	Kelly 36	Lowe	Marsh
Taylor	Viebrock	Walker		

ABSENT WITH LEAVE: 005

Adams	Davis 19	Graham	Lawson	Wagner
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PERFECTION OF HOUSE BILL

HCS HB 455, relating to health insurance, was taken up by Representative Thompson.

Representative Thompson offered **HS HCS HB 455**.

On motion of Representative Thompson, **HS HCS HB 455** was adopted by the following vote:

AYES: 135

Abel	Avery	Baker	Barnitz	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Boykins	Bringer	Brooks
Brown	Bruns	Burnett	Campbell	Carnahan
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis 122	Dempsey	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Engler	Ervin	Fares
Fraser	George	Goodman	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Jetton	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lembke	LeVota	Liese
Lipke	Lowe	Marsh	May	Mayer
McKenna	Meiners	Merideth	Miller	Moore
Muckler	Myers	Page	Parker	Pearce
Phillips	Portwood	Pratt	Quinn	Ransdall
Reinhart	Richard	Roark	Ruestman	Sager
Salva	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Selby	Self	Shoemyer	Skaggs
Smith 14	Spreng	St. Onge	Stefanick	Stevenson

1392 *Journal of the House*

Sutherland	Taylor	Thompson	Townley	Villa
Vogt	Walker	Wallace	Walsh	Walton
Ward	Whorton	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Young	Zweifel	Madam Speaker

NOES: 018

Angst	Deeken	Emery	Hunter	Ice
Jackson	Kelly 144	Luetkemeyer	Morris	Munzlinger
Nieves	Purgason	Rector	Rupp	Sander
Viebrock	Wasson	Yates		

PRESENT: 000

ABSENT WITH LEAVE: 010

Adams	Byrd	Davis 19	Dethrow	Graham
Lawson	Shoemaker	Smith 118	Threlkeld	Wagner

On motion of Representative Thompson, **HS HCS HB 455** was ordered perfected and printed by the following vote:

AYES: 135

Abel	Avery	Baker	Barnitz	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Boykins	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrouh
Daus	Davis 122	Dempsey	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Engler	Ervin
Fares	Fraser	George	Goodman	Green
Guest	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lembke
LeVota	Liese	Lipke	Lowe	Marsh
May	Mayer	McKenna	Meiners	Merideth
Miller	Moore	Muckler	Myers	Page
Parker	Pearce	Phillips	Portwood	Pratt
Quinn	Ransdall	Reinhart	Roark	Ruestman
Sager	Salva	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Self	Shoemaker
Skaggs	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Villa	Vogt	Walker	Wallace	Walsh
Walton	Ward	Whorton	Wildberger	Willoughby
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Young	Zweifel	Madam Speaker

NOES: 020

Angst	Deeken	Dethrow	Emery	Hunter
Ice	Kelly 144	Luetkemeyer	Morris	Munzlinger

Nieves
Sander

Purgason
Townley

Rector
Viebrock

Richard
Wilson 119

Rupp
Yates

PRESENT: 000

ABSENT WITH LEAVE: 008

Adams
Smith 118

Davis 19
Wagner

Graham
Wasson

Lawson

Shoemyer

Representative Cooper (120) declared the bill passed.

BILLS CARRYING REQUEST MESSAGES

HCS SB 448, relating to the Statewide Court Automation Fund, was taken up by Representative Goodman.

Representative Goodman moved that the House refuse to recede from its position on **HCS SB 448** and grant the Senate a conference.

Which motion was adopted.

HCS SB 394, as amended, relating to business corporations and partnerships, was taken up by Representative Byrd.

Representative Byrd moved that the House refuse to recede from its position on **HCS SB 394, as amended**, and grant the Senate a conference.

Which motion was adopted.

HCS SCS#2 SB 52, relating to athletes and entertainers, was taken up by Representative Fares.

Representative Fares moved that the House refuse to recede from its position on **HCS SCS#2 SB 52** and grant the Senate a conference.

Which motion was adopted.

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committees to act with like committees from the Senate on the following bills:

HCS SB 448: Representatives Byrd, Goodman, Crowell, Johnson (61) and Harris (23)

HCS SB 394: Representatives Byrd, Pratt, Lipke, Johnson (90) and Vogt

HCS SCS#2 SB 52: Representatives Fares, Cooper (120), Behnen, Zweifel and Fraser

HOUSE BILL WITH SENATE AMENDMENTS

SCS HCS HB 427, relating to the Basic Civil Legal Services Fund, was taken up by Representative Byrd.

Representative Byrd moved that the House refuse to adopt **SCS HCS HB 427** and request the Senate to recede from its position or, failing to do so, grant the House a conference.

Which motion was adopted.

COMMITTEE REPORT

Committee on Budget, Chairman Bearden reporting:

Madam Speaker: Your Committee on Budget, to which was referred **HB 18**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Madam Speaker: Your Committee on Budget, to which was referred **HS HCS HBs 404, 324, 403, 344, 426 & 541**, begs leave to report it has been furnished an updated fiscal note and does not require fiscal review.

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SCR 3**.

SENATE CONCURRENT RESOLUTION NO. 3

WHEREAS, Missouri law requires parental consent of at least one parent in order for a minor to obtain an abortion, unless excused by a court; and

WHEREAS, Illinois law contains no such parental consent requirement; and

WHEREAS, as a result, Missouri resident minors may cross the state border to Illinois to access abortion providers in order to avoid state law; and

WHEREAS, Illinois abortion providers advertise in Missouri phone books that "no parental consent (is required) in Illinois", and by so doing, actively encourage the breaking of Missouri law and violation of parental rights over the welfare of their daughters:

NOW, THEREFORE, BE IT RESOLVED that the members of the Missouri Senate, Ninety-second General Assembly, First Regular Session, the House of Representatives concurring therein, hereby implore the General Assembly of the State of Illinois either to enact a law to require parental consent prior to allowing a minor to obtain an abortion or, if no such law is enacted, that the State of Illinois recognize Missouri law requiring parental consent prior to allowing a minor to obtain an abortion; and

BE IT FURTHER RESOLVED that the Secretary of the Senate be instructed to prepare properly inscribed copies of this resolution to the Governor of Illinois, the President Pro Tempore of the Senate, and the Speaker of the House for the State of Illinois.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has third read and passed **SCR 11**.

SENATE CONCURRENT RESOLUTION NO. 11

Relating to the creation of the comprehensive patient education and health care cost improvement pilot project.

WHEREAS, in order to continue to provide improved services to patients in this state, improving patient information regarding elective surgical procedures and their risks and complications is needed; and

WHEREAS, the lack of information regarding surgery, surgical risks, and post surgical complications contributes to patient dissatisfaction, over-utilization of the health care system, malpractice claims, and the rising cost of healthcare; and

WHEREAS, the Department of Health and Senior Services, in conjunction with the Department of Insurance and any teaching hospital under the control of public universities in the state shall evaluate the establishment of the "Comprehensive Patient Education and Healthcare Cost Improvement Pilot Program" which will develop and incorporate effective patient education programs into the preoperative consultation and informed consent process; and

WHEREAS, the Comprehensive Patient Education and Healthcare Cost Improvement Pilot Program shall be subject to appropriations and implemented no later than six months after funding for the pilot program is made available if the department, in its judgment, concludes such program is beneficial to the health care system of Missouri, and shall have a duration of three years; and

WHEREAS, the Comprehensive Patient Education and Healthcare Cost Improvement Pilot Program shall, prior to the patient consenting to elective surgery:

- (1) Use an educational system that visually explains to the patient in simple terms the entire surgical procedure;
- (2) Fully discloses to the patient in simple terms all known complications and their frequencies based on accepted medical literature;
- (3) Allows the patient access to the education outside the surgeon's office;
- (4) Fully documents the patient education process; and
- (5) Collects outcome data after surgery; and
- (6) Fully disclose to the patient the value of second opinions from financially disinterested parties;

WHEREAS, the Department of Health and Senior Services shall monitor the pilot program and report to the Director of the Department of Insurance and the General Assembly on the effectiveness of such program by the second week of the regular session of the General Assembly in the next session following completion of the Pilot Program; and

WHEREAS, the report shall include an analysis of the advantages and disadvantages of the patient education process, including but not limited to:

- (1) The effect of the Pilot Program on the reduction of medical malpractice claims;
- (2) Patient satisfaction concerning the education process;
- (3) Doctors' feedback concerning the Pilot Program;
- (4) Total number of surgical procedures performed;
- (5) A comparison of Medicaid dollars spent on relevant surgical procedures versus the previous year and projected year; and
- (6) Suggestions for improving the educational system or its implementation, if any;

NOW THEREFORE BE IT RESOLVED that the members of the Missouri Senate, Ninety-Second General Assembly, First Regular Session, the House of Representatives concurring therein, hereby direct the Department of Health and Senior Services to create the "Comprehensive Patient Education and Healthcare Cost Improvement Pilot Program"; and

BE IT FURTHER RESOLVED that the Secretary of the Missouri Senate be instructed to send this resolution to the Governor for his approval or rejection pursuant to the Missouri Constitution.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SCR 14**.

SENATE CONCURRENT RESOLUTION NO. 14

WHEREAS, the people of the state of Missouri view with growing concern the proliferation and buildup of nuclear, chemical and biological weapons of mass destruction and missile delivery systems for these weapons in the hands of hostile, or potentially hostile, and unstable foreign regimes; and

WHEREAS, the tragedy of September 11, 2002 shows that America is vulnerable to attack by foreign enemies; and

WHEREAS, North Korea has clearly established its intention to proceed with the further development of its offensive ballistic missiles and nuclear armaments, either as instruments of blackmail and extortion or for operational deployment, thereby contravening all previous nonproliferation agreements and understandings, with the effect of threatening the security of South Korea, Japan and the United States; and

WHEREAS, the people of the state of Missouri wish to affirm their support of the Government of the United States to take all action necessary to protect the people of America and future generations, including from attacks by missiles capable of causing mass destruction and loss of American lives:

NOW THEREFORE BE IT RESOLVED that the members of the Missouri Senate, Ninety-Second General Assembly, First Regular Session, the House of Representatives concurring therein, hereby support the President of the United States to continue to take all actions necessary, directing the considerable scientific and technological capability of the great Union, to protect all fifty states and their people, our allies and our armed forces abroad from the threat of missile attack; and

BE IT FURTHER RESOLVED that the President of the United States and Congress be urged to consider that a nationwide, effective missile defense system will require the deployment of a robust, multi-layered architecture consisting of integrated land-based, sea-based and space-based capabilities to deter evolving future threats from missiles as weapons of mass destruction and to meet and destroy them when necessary; and

BE IT FURTHER RESOLVED that the President of the United States and Congress be urged to consider planning and funding a missile defense system beyond 2005 that would consolidate technological advancement and expansion from the limited applications currently planned; and

BE IT FURTHER RESOLVED that the Secretary of the Missouri Senate be instructed to prepare properly inscribed copies of this resolution for the President of the United States, President of the United States Senate, Speaker of the United States House of Representatives and the members of the Missouri Congressional delegation.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SCR 16**.

SENATE CONCURRENT RESOLUTION NO. 16

WHEREAS, public education is the primary responsibility of the state after paying state debts, as provided pursuant to Article III, Section 36 of the Missouri Constitution; and

WHEREAS, the adequacy and equity of funding available to public schools has again become a serious concern across the state, highlighted by the wide range of available operating funding for Missouri school districts, which ranges from \$4,500 to over \$13,700 per pupil; and

WHEREAS, the cost to fully fund state school aid continues to increase significantly each year and requires funds which create hardships for other sectors of society needing access to state funds; and

WHEREAS, public education is labor intensive with roughly three-fourths of operating cost supporting salaries and benefits of staff, and most of those salaries being paid to certificated teachers; and

WHEREAS, the fiscal situation facing the state and the resulting budget problems limits the ability to fund all services including education, it is necessary to review the state's commitment to all present and future aspects of education funding; and

WHEREAS, the fiscal situation and problems facing this state are serious and likely to continue for the foreseeable future and because any major alternation rendered to the state's education funding formula will require some amount of increased appropriation in order to meet the required legal standards of equity and adequacy, the need to explore opportunities to increase general revenue resources that can be used for the funding of education is critical:

NOW THEREFORE BE IT RESOLVED that the members of the Missouri Senate, Ninety-Second General Assembly, First Regular Session, the House of Representatives concurring therein, that a joint interim committee on education be created to be composed of seven members of the Senate, to be appointed by the President Pro Tem and seven members of the House of Representatives, to be appointed by the Speaker of the House of Representatives; and

BE IT FURTHER RESOLVED that said committee conduct an in-depth study concerning all issues relating to equity and adequacy of distribution of state school aid, teachers' salaries, funding for school buildings, and overall funding levels for schools and any other education-related issues the committee deems relevant; and

BE IT FURTHER RESOLVED that said committee prepare a report, together with its recommendations for any legislative action it deems necessary for submission to the General Assembly prior to the commencement of the Second Regular Session of the Ninety-second General Assembly; and

BE IT FURTHER RESOLVED that said committee may solicit any input and information necessary to fulfill its obligations from the Missouri Department of Elementary and Secondary Education, the State Board of Education, the Department of Higher Education, the Coordinating Board for Higher Education, the State Tax Commission, all school districts and other political subdivisions of this state, teachers and teacher groups, business and other commercial interests and any other interested persons; and

BE IT FURTHER RESOLVED that House Research, the Committee on Legislative Research, and Senate Research shall provide such legal, research, clerical, technical and bill drafting services as the committee may require in the performance of its duties; and

BE IT FURTHER RESOLVED that the actual and necessary expenses of the committee, its members and any staff personnel assigned to the committee incurred in attending meetings of the committee or any subcommittee thereof shall be paid from the Joint Contingent Fund.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCA 1 to SCS SB 4** and has taken up and passed **SCS SB 4, as amended**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SCS SB 7** and has taken up and passed **HCS SCS SB 7**.

SUPPLEMENTAL CALENDAR

(April 29, 2003)

HOUSE BILL FOR PERFECTION - APPROPRIATIONS

HCS HB 18 - Bearden

ADJOURNMENT

On motion of Representative Crowell, the House adjourned until 10:00 a.m., Wednesday, April 30, 2003.

CORRECTIONS TO THE HOUSE JOURNAL

Correct House Journal, Sixtieth Day, Monday, April 28, 2003, Page 1338, Line 29, by inserting immediately after said line the following:

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HS HB 4**, entitled:

An act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue and the Department of Transportation, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2003 and ending June 30, 2004.

With Senate Amendment No. 1.

Senate Amendment No. 1

AMEND Senate Committee Substitute for House Substitute for House Bill No. 4, Page 15, Section 4.325, Line 7, by deleting all of said line and inserting in lieu thereof the following,

"From State Transportation Fund.....150,000";
and amend the section and bill totals accordingly.

In which the concurrence of the House is respectfully requested.

AFFIDAVITS

I, State Representative Jim Guest, District 5, hereby state and affirm that my vote as recorded on Page 1322 of the House Journal for Monday, April 28, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 29th day of April 2003.

/s/ Jim Guest
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 29th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Rod Jetton, District 156, hereby state and affirm that my vote as recorded on Pages 1326, 1327, 1328 and 1332 of the House Journal for Monday, April 28, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 29th day of April 2003.

/s/ Rod Jetton
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 29th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Walt Bivins, District 97, hereby state and affirm that my vote as recorded on Page 1327 of the House Journal for Monday, April 28, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 29th day of April 2003.

/s/ Walt Bivins
State Representative

1400 *Journal of the House*

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 29th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Jerry King, District 125, hereby state and affirm that my vote as recorded on Page 1327 of the House Journal for Monday, April 28, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 29th day of April 2003.

/s/ Jerry King
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 29th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Mike Sager, District 48, hereby state and affirm that my vote as recorded on Page 1327 of the House Journal for Monday, April 28, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 29th day of April 2003.

/s/ Mike Sager
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 29th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Mike Daus, District 67, hereby state and affirm that my vote as recorded on Page 1328 of the House Journal for Monday, April 28, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 29th day of April 2003.

/s/ Mike Daus
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 29th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative John Burnett, District 40, hereby state and affirm that my vote as recorded on Page 1331 of the House Journal for Monday, April 28, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted no. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 29th day of April 2003.

/s/ John Burnett
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 29th day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

ADMINISTRATION AND ACCOUNTS

Thursday, May 1, 2003, 8:30 a.m. Hearing Room 1.

Discussion on policy changes. Executive Session may follow.

AGRICULTURE

Thursday, May 1, 2003. Hearing Room 1 upon adjournment.

Possible Executive Session.

Public Hearing to be held on: HCR 26, SB 38

BUDGET

Wednesday, April 30, 2003, 8:00 a.m. Hearing Room 3.

Public hearing, fiscal review and possible Executive Session.

Other bills referred for fiscal review.

Public Hearing to be held on: HB 698, HB 741, HB 745, HJR 26, SB 69, SB 243, SB 246, SB 556

BUDGET

Thursday, May 1, 2003, 8:00 a.m. Hearing Room 3.

Public hearing, fiscal review and possible Executive Session.

Other bills referred for fiscal review.

Public Hearing to be held on: HB 698, HB 741, HB 745, HJR 26, SB 69, SB 243, SB 246, SB 556

COMMUNICATIONS, ENERGY AND TECHNOLOGY

Thursday, May 1, 2003. Side gallery upon adjournment.

Public Hearing to be held on: SB 555

CONSERVATION AND NATURAL RESOURCES

Wednesday, April 30, 2003, 12:00 p.m. Hearing Room 5. AMENDED NOTICE

Executive Session may follow.

Public Hearing to be held on: HB 519, HB 535, HB 740, HCR 31

CORRECTIONS AND STATE INSTITUTIONS

Wednesday, April 30, 2003. Hearing Room 7 upon evening adjournment.

Executive Session will follow.

Public Hearing to be held on: HB 718, SCR 12

EDUCATION

Thursday, May 1, 2003, 9:00 a.m. Hearing Room 4.

Possible Executive Session. Possible hearing on SCS SB 632 and 644.

Public Hearing to be held on: HJR 1

HEALTH CARE POLICY

Wednesday, April 30, 2003, 6:00 p.m. Hearing Room 6.

Executive Session may follow.

Public Hearing to be held on: HB 690, HB 691, SB 73, SB 410

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT

Wednesday, April 30, 2003, 8:00 a.m. Hearing Room 1.

Second quarter meeting.

JUDICIARY

Wednesday, April 30, 2003, 12:00 p.m. Hearing Room 1. AMENDED NOTICE
Executive Session may follow on HBs 183, 203, 571, 573, 630, 619, 256 and SB 12.
Public Hearing to be held on: HB 183, HB 203, HB 571, HB 573, HB 630, SB 12

LOCAL GOVERNMENT

Thursday, May 1, 2003, 8:30 a.m. Hearing Room 6.
Executive Session may follow.
Public Hearing to be held on: SB 199

RETIREMENT

Thursday, May 1, 2003, 8:30 a.m. Hearing Room 7. AMENDED NOTICE
Executive Session may follow.
Public Hearing to be held on: HB 649, HB 650, HCR 20, HCR 24, HCR 25

RULES

Thursday, May 1, 2003, 8:30 a.m. Hearing Room 5.
Executive Session may follow.
Public Hearing to be held on: HCR 23, HR 495, HR 1086, SCR 10

SMALL BUSINESS

Wednesday, April 30, 2003. Hearing Room 4 at noon or upon morning recess.
Informational meeting.

WORKFORCE DEVELOPMENT AND WORKPLACE SAFETY

Friday, May 30, 2003, 12:00 p.m. Hearing Room 3.
Executive Session may follow.
Public Hearing to be held on: SB 2

HOUSE CALENDAR

SIXTY-SECOND DAY, WEDNESDAY, APRIL 30, 2003

HOUSE BILLS FOR PERFECTION - APPROPRIATIONS

- 1 HCS HB 16 - Bearden
- 2 HCS HB 17 - Bearden
- 3 HCS HB 18 - Bearden
- 4 HCS HB 19 - Bearden
- 5 HCS HB 20 - Bearden

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 132, 173, 117 & 48 - Wright
- 2 HCS HB 215, 218, 115 & 83 - Myers

1404 *Journal of the House*

- 3 HCS HB 190 & 214 - Fares
- 4 HCS HB 51 - Mayer
- 5 HCS HB 387 - Pearce
- 6 HCS HB 109 & 34 - Fares
- 7 HB 263 - Cooper (120)
- 8 HCS HB 468 - Byrd
- 9 HCS HB 233 - Holand
- 10 HB 471 - Jackson
- 11 HCS HB 47 - Portwood
- 12 HCS HB 507 - Hubbard
- 13 HB 293, HCA 1 - Johnson (47)
- 14 HCS HB 345 - Cunningham (86)
- 15 HCS HB 385 - Cunningham (86)
- 16 HCS HB 447 - Townley
- 17 HCS HB 640 - Walton
- 18 HB 618 - Yates

HOUSE BILLS FOR PERFECTION - FEDERAL MANDATE

- 1 HB 655 - Wilson (130)
- 2 HCS HB 702 - Schlottach

HOUSE BILL FOR THIRD READING

HS HCS HB 404, 324, 403, 344, 426 & 541 - Rector

SENATE CONCURRENT RESOLUTION FOR SECOND READING

SCR 11

SENATE BILL FOR THIRD READING - CONSENT

SB 214, HCA 1 - Byrd

SENATE BILLS FOR THIRD READING

- 1 SB 496 - Luetkemeyer
- 2 HCS SB 173 - Walton
- 3 SS#2 SCS SB 55 - Stevenson
- 4 HCS SS SCS SB 36, as amended, HA 4, pending - Myers
- 5 SS SB 34 - Pratt
- 6 HCS SS SCS SB 30 - Schneider
- 7 HCS SCS SB 84 - Munzlinger
- 8 HCS SCS SB 686, E.C. - Cunningham (86)
- 9 SCS#2 SB 1 - Luetkemeyer

- 10 SB 540 - Parker
- 11 HCS SB 521 - Byrd
- 12 HCS SCS SB 69, (Budget 4-28-03) - Baker
- 13 SS SB 13 - Byrd
- 14 HCS SCS SB 246, (Budget 4-28-03) - Rector
- 15 HCS SB 469 - Byrd

SENATE BILL FOR THIRD READING - CONSENT - INFORMAL

SCS SB 237 - Luetkemeyer

HOUSE BILLS WITH SENATE AMENDMENTS

- 1 SCS HS HB 1 - Bearden
- 2 SCS HS HB 2, as amended - Bearden
- 3 SCS HS HB 3, as amended - Bearden
- 4 SCS HS HB 4, as amended - Bearden
- 5 SCS HS HB 5, as amended - Bearden
- 6 SCS HS HB 6, as amended - Bearden
- 7 SCS HS HB 7 - Bearden
- 8 SCS HS HB 8, as amended - Bearden
- 9 SCS HS HB 9, as amended - Bearden
- 10 SCS HS HB 10, as amended - Bearden
- 11 SCS HS HB 11, as amended - Bearden
- 12 SCS HS HB 12, as amended - Bearden
- 13 SCS HCS HB 13 - Bearden
- 14 SCS HB 57 - Riback Wilson (25)
- 15 SCS HCS HB 59 & 269, as amended - Johnson (61)
- 16 SCS HB 60 - Sutherland
- 17 SCS HCS HB 152 & 180 - Johnson (47)
- 18 HB 261, SA 1 - Whorton
- 19 SCS HCS HB 371 - Dusenberg
- 20 SCS HCS HB 392, as amended - Avery
- 21 HCS HB 394, SCA 1 - Byrd
- 22 SCS HB 491 - Rupp
- 23 SCS HB 512 - Cooper (120)
- 24 SCS HB 521 - Dethrow
- 25 SCS HB 552 - Kingery
- 26 SCS HCS HB 575 - Dethrow

BILL CARRYING REQUEST MESSAGES

SCS HCS HB 427, (request senate recede/grant conference) - Byrd

BILLS IN CONFERENCE

- 1 HS SCS SB 299 & 40, as amended - Bearden
- 2 HCS SB 401 - Pratt
- 3 HCS SB 407 - Luetkemeyer
- 4 HCS SB 552 - Byrd
- 5 HCS SB 448 - Goodman
- 6 HCS SB 394, as amended - Byrd
- 7 HCS SCS#2 SB 52 - Fares

HOUSE CONCURRENT RESOLUTIONS

- 1 HCR 3, (4-23-03, Page 1238) - Townley
- 2 HCR 5, (4-23-03, Page 1239) - Townley
- 3 HCR 32, (4-28-03, Pages 1336-1337) - Miller

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

SIXTY-SECOND DAY, WEDNESDAY, APRIL 30, 2003

Speaker Hanaway in the Chair.

Prayer by Reverend James Earl Jackson.

Heavenly Father, You have said, "Blessed be the Lord who daily bears our burden." Help us to cast the whole of our cares upon You, for You have great care for us.

We have sometimes been calloused by the heat of duty, the weariness of work, the pressure to succeed. Grant us the grace to proceed and succeed in spite of these things.

Dear God, deliver us from the temptation of smallness or hardness of heart and fill our lives this morning with Your will and Your Word.

Grant us eyes to see where we once could not, ears to hear where we once would not, and words to speak where we once did not. All to Your glory, honor, and praise.

Now may the grace of our Lord and the love of God be with us all.

To You be the glory, both now and forever. In the name of Your Son we pray. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Caleb James Davis, John Francis Muckler, Clare Maria Muckler, William Anthony Muckler, Fabian Cannon, Layla Dominquez, Lawan Elliott, Alexis Miller, Emma Odenwald, Kristin Winfrey, Ashton Vermillion, Melanie Shireman, LaChrisha Landsberg, Crystal Antwiler, Jessica McVey, Marc Williams, Paris Anderson, Bruce Kelly, Antoinette Blaine and Carissa Schilchtmann.

The Journal of the sixty-first day was approved as printed.

SPECIAL RECOGNITION

Miki Gudermuth was introduced by Representative Crowell and recognized as an Outstanding Missourian.

Melissa Friel and members of the American Red Cross were introduced by Representative Viebrock and recognized as Outstanding Missourians.

Catherine Croci was introduced by Representative Darrough and recognized for her essay entitled “My Pledge to America”, which won the state competition of the National Veterans of Foreign Wars Patriotic Pen essay contest.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 2343 - Representatives Smith and Bearden
House Resolution No. 2344 - Representative Sager
House Resolution No. 2345 - Representative Riback Wilson (25)
House Resolution No. 2346
through
House Resolution No. 2352 - Representative Guest
House Resolution No. 2353
through
House Resolution No. 2355 - Representative Quinn
House Resolution No. 2356 - Representative Wood
House Resolution No. 2357 - Representative Townley
House Resolution No. 2358 - Representative Schoemehl
House Resolution No. 2359 - Representative Townley
House Resolution No. 2360
and
House Resolution No. 2361 - Representative Cooper (120)
House Resolution No. 2362 - Representative Viebrock
House Resolution No. 2363
through
House Resolution No. 2366 - Representative Lager
House Resolution No. 2367 - Representative Kratky
House Resolution No. 2368
and
House Resolution No. 2369 - Representative Walsh
House Resolution No. 2370 - Representative Avery
House Resolution No. 2371
and
House Resolution No. 2372 - Representative Dougherty

SECOND READING OF SENATE CONCURRENT RESOLUTION

SCR 11 was read the second time.

PERFECTION OF HOUSE BILLS - APPROPRIATIONS

HCS HB 16, relating to appropriations, was taken up by Representative Bearden.

Representative Bearden offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 16, Page 8, Section 16.105, by deleting the section in its entirety.

Representative Reinhart assumed the Chair.

On motion of Representative Bearden, **House Amendment No. 1** was adopted.

Speaker Hanaway resumed the Chair.

On motion of Representative Bearden, **HCS HB 16, as amended**, was adopted.

On motion of Representative Bearden, **HCS HB 16, as amended**, was ordered perfected and printed.

HCS HB 17, relating to appropriations, was taken up by Representative Bearden.

Representative Bearden offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 17, Section 17.410, Page 28, Line 6, by deleting the number "\$17,806" and inserting the number "\$67,807".

Representative Byrd assumed the Chair.

On motion of Representative Bearden, **House Amendment No. 1** was adopted.

On motion of Representative Bearden, **HCS HB 17, as amended**, was adopted.

On motion of Representative Bearden, **HCS HB 17, as amended**, was ordered perfected and printed.

HCS HB 18, relating to appropriations, was taken up by Representative Bearden.

On motion of Representative Bearden, **HCS HB 18** was adopted.

On motion of Representative Bearden, **HCS HB 18** was ordered perfected and printed.

HCS HB 19, relating to appropriations, was taken up by Representative Bearden.

On motion of Representative Bearden, **HCS HB 19** was adopted.

On motion of Representative Bearden, **HCS HB 19** was ordered perfected and printed.

HCS HB 20, relating to appropriations, was taken up by Representative Bearden.

On motion of Representative Bearden, **HCS HB 20** was adopted.

On motion of Representative Bearden, **HCS HB 20** was ordered perfected and printed.

HOUSE CONCURRENT RESOLUTION

HCR 32, relating to an audit of the State Auditor, was taken up by Representative Miller.

On motion of Representative Miller, **HCR 32** was adopted.

SIGNING OF HOUSE BILL

Having been duly signed in open session of the Senate, **HCS HB 93** was delivered to the Governor by the Chief Clerk of the House.

COMMITTEE REPORT

Committee on Budget, Chairman Bearden reporting:

Madam Speaker: Your Committee on Budget, to which was referred **HCS SCS SB 69** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

Madam Speaker: Your Committee on Budget, to which was referred **SCS SB 246** (Fiscal Note), begs leave to report it has been furnished an updated fiscal note and **does not require fiscal review**.

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HS SCS SBs 299 & 40, as amended**: Senators Champion, Cauthorn, Gross, Kennedy and Stoll.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SB 552**: Senators Yeckel, Loudon, Cauthorn, Mathewson and Coleman.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SS SS SCS SBs 556 & 311, as amended**, and has taken up and passed **HCS SS SS SCS SBs 556 & 311, as amended**.

On motion of Representative Crowell, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Pro Tem Jetton.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Philip Henry Davis.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 2373 - Representative Bland
House Resolution No. 2374
through
House Resolution No. 2387 - Representative Ervin
House Resolution No. 2388 - Representative Richard
House Resolution No. 2389 - Representatives Richard and Stevenson
House Resolution No. 2390
through
House Resolution No. 2392 - Representative Hampton
House Resolution No. 2393 - Representative Behnen
House Resolution No. 2394
and
House Resolution No. 2395 - Representative Riback Wilson (25)
House Resolution No. 2396
through
House Resolution No. 2399 - Representative Harris (23)
House Resolution No. 2400 - Representative Lager
House Resolution No. 2401 - Representative Kelly (144)

SPECIAL RECOGNITION

Nancy Colbaugh, Ed.D., and her family, of Springfield, Missouri, were introduced by Representative Holand. Dr. Colbaugh addressed the House.

HOUSE BILLS WITH SENATE AMENDMENTS

SCS HB 60, relating to property tax assessment errors, was taken up by Representative Sutherland.

On motion of Representative Sutherland, **SCS HB 60** was adopted by the following vote:

AYES: 157

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Bruns	Burnett	Byrd	Campbell
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell

1412 *Journal of the House*

Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Graham	Green	Guest	Hampton
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter
Ice	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lipke
Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Merideth	Miller	Moore
Morris	Muckler	Munzlinger	Myers	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sager
Salva	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Selby	Self	Shoemaker	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Wagner	Walker	Wallace	Walsh	Walton
Ward	Wasson	Whorton	Wildberger	Willoughby
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 006

Adams	Brown	Carnahan	Goodman	Nieves
Sander				

On motion of Representative Sutherland, **SCS HB 60** was truly agreed to and finally passed by the following vote:

AYES: 156

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Bruns	Burnett	Byrd	Campbell
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	El-Amin	Emery
Engler	Ervin	Fares	Fraser	George
Goodman	Graham	Green	Guest	Hampton
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter
Ice	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lipke

Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Merideth	Miller	Moore
Morris	Muckler	Munzlinger	Myers	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Richard
Roark	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Wagner
Walker	Wallace	Walsh	Walton	Ward
Wasson	Whorton	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 007

Adams	Brown	Carnahan	Dusenberg	Nieves
Reinhart	Ruestman			

Speaker Pro Tem Jetton declared the bill passed.

SCS HB 57, relating to personal property tax lists, was taken up by Representative Riback Wilson (25).

On motion of Representative Riback Wilson (25), **SCS HB 57** was adopted by the following vote:

AYES: 152

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Bruns	Burnett	Byrd	Campbell
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fraser	George
Goodman	Graham	Green	Guest	Hampton
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Holand	Hoskins	Hubbard	Ice	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly 144	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lawson	Lembke
LeVota	Liese	Lipke	Lowe	Luetkemeyer
May	Mayer	McKenna	Meiners	Merideth
Miller	Moore	Morris	Muckler	Munzlinger
Myers	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall

1414 *Journal of the House*

Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Thompson	Threlkeld	Villa	Vogt
Wagner	Walker	Wallace	Walsh	Walton
Ward	Wasson	Whorton	Wildberger	Willoughby
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 000

PRESENT: 002

Taylor	Viebrock
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ABSENT WITH LEAVE: 009

Adams	Brown	Carnahan	Fares	Hobbs
Hunter	Marsh	Nieves	Townley	

On motion of Representative Riback Wilson (25), **SCS HB 57** was truly agreed to and finally passed by the following vote:

AYES: 155

Abel	Angst	Avery	Barnitz	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Boykins	Bringer	Brooks
Bruns	Burnett	Byrd	Campbell	Cooper 120
Cooper 155	Corcoran	Crawford	Crowell	Cunningham 145
Cunningham 86	Curls	Darrouh	Daus	Davis 122
Davis 19	Deeken	Dempsey	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Engler	Ervin	Fares	Fraser	George
Goodman	Graham	Green	Guest	Hampton
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Holand	Hoskins	Hubbard	Hunter	Icet
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lipke	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Merideth	Miller	Moore	Morris
Muckler	Munzlinger	Myers	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Selby	Self	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130

Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 008

Adams	Baker	Brown	Carnahan	Hobbs
Nieves	Shoemaker	Taylor		

Speaker Pro Tem Jetton declared the bill passed.

SCS HCS HBs 59 & 269, as amended, relating to suicide prevention, was taken up by Representative Johnson (61).

On motion of Representative Johnson (61), **SCS HCS HBs 59 & 269, as amended**, was adopted by the following vote:

AYES: 148

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Bruns	Burnett	Byrd	Campbell
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Graham	Green	Guest	Hampton
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Hoskins	Hubbard	Hunter	Icet	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly 36	Kingery	Kratky	Kuessner
Lager	Lawson	Lembke	LeVota	Liese
Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Merideth	Miller	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Ransdall	Reinhart	Richard
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Villa
Vogt	Wagner	Walker	Wallace	Walsh
Walton	Ward	Wasson	Whorton	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Young	Zweifel	Madam Speaker		

1416 *Journal of the House*

NOES: 009

Goodman	Holand	Lipke	Quinn	Rector
Roark	Ruestman	Townley	Viebrock	

PRESENT: 000

ABSENT WITH LEAVE: 006

Adams	Brown	Carnahan	Hobbs	Kelly 144
King				

On motion of Representative Johnson (61), **SCS HCS HBs 59 & 269, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 146

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Bruns	Burnett	Campbell	Cooper 120
Cooper 155	Corcoran	Crawford	Crowell	Cunningham 145
Curls	Darrough	Daus	Davis 122	Davis 19
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Engler	Ervin	Fares
Fraser	George	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Hoskins	Hubbard	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
Kingery	Kratky	Kuessner	Lager	Lawson
LeVota	Liese	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Merideth
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Rupp	Sager
Salva	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Selby	Self	Shoemaker	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Viebrock	Villa	Vogt	Wagner
Walker	Wallace	Walsh	Walton	Ward
Wasson	Whorton	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 010

Deeken	Emery	Goodman	Holand	King
Lembke	Lipke	Roark	Ruestman	Townley

PRESENT: 001

Cunningham 86

ABSENT WITH LEAVE: 006

Adams	Brown	Byrd	Carnahan	Miller
Sander				

Speaker Pro Tem Jetton declared the bill passed.

SCS HCS HBs 152 & 180, relating to the Kansas City Police Retirement System, was taken up by Representative Johnson (47).

On motion of Representative Johnson (47), **SCS HCS HBs 152 & 180** was adopted by the following vote:

AYES: 156

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Bruns	Burnett	Campbell	Cooper 120
Cooper 155	Corcoran	Crawford	Crowell	Cunningham 145
Cunningham 86	Curls	Darrough	Daus	Davis 122
Davis 19	Deeken	Dempsey	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Engler	Ervin	Fares	Fraser	George
Goodman	Graham	Green	Guest	Hampton
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lipke
Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Merideth	Miller	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sager
Salva	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Selby	Self	Shoemaker	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Viebrock	Villa	Vogt	Wagner
Walker	Wallace	Walsh	Walton	Ward
Wasson	Whorton	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 001

Purgason

PRESENT: 000

1418 *Journal of the House*

ABSENT WITH LEAVE: 006

Adams	Brown	Byrd	Carnahan	Sander
Townley				

On motion of Representative Johnson (47), **SCS HCS HBs 152 & 180** was truly agreed to and finally passed by the following vote:

AYES: 157

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Bruns	Burnett	Byrd	Campbell
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Ice	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lawson	Lembke	LeVota	Liese
Lipke	Lowe	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Merideth	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Selby	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Townley	Viebrock	Villa
Vogt	Wagner	Walker	Wallace	Walsh
Walton	Ward	Whorton	Wildberger	Willoughby
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 006

Adams	Brown	Carnahan	Sander	Threlkeld
Wasson				

Speaker Pro Tem Jetton declared the bill passed.

Representative Kelly (144) assumed the Chair.

THIRD READING OF SENATE BILL

HCS SS SCS SB 36, as amended, with House Amendment No. 4 pending, relating to environmental regulations, was taken up by Representative Myers.

On motion of Representative Bivins, **House Amendment No. 4** was adopted by the following vote:

AYES: 084

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Bruns
Cooper 120	Cooper 155	Crawford	Crowell	Cunningham 145
Cunningham 86	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Dougherty	Dusenberg	Emery	Engler
Ervin	Goodman	Guest	Hobbs	Holand
Hunter	Icet	Jackson	Jetton	Johnson 47
King	Kingery	Lager	Lembke	Lipke
Luetkemeyer	Marsh	May	Mayer	Miller
Moore	Morris	Munzlinger	Myers	Nieves
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Rector	Richard	Roark	Ruestman
Rupp	Sander	Schaaf	Schlottach	Schneider
Self	Smith 118	Smith 14	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Threlkeld	Townley
Viebrock	Wallace	Wasson	Wilson 119	Wilson 130
Wood	Wright	Yates	Madam Speaker	

NOES: 070

Abel	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Campbell	Corcoran
Curls	Darrough	Daus	Davis 122	Donnelly
El-Amin	Fraser	George	Graham	Green
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hoskins	Hubbard	Johnson 61	Johnson 90
Jolly	Jones	Kelly 36	Kratky	Kuessner
LeVota	Liese	Lowe	McKenna	Meiners
Merideth	Muckler	Page	Parker	Ransdall
Sager	Salva	Schoemehl	Seigfreid	Selby
Shoemaker	Shoemyer	Skaggs	Spreng	Thompson
Villa	Vogt	Walker	Walsh	Walton
Ward	Whorton	Wildberger	Willoughby	Wilson 25
Wilson 42	Witte	Yaeger	Young	Zweifel

PRESENT: 002

Byrd	Fares
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ABSENT WITH LEAVE: 007

Adams	Brown	Carnahan	Kelly 144	Lawson
Reinhart	Wagner			

Representative Cooper (120) offered **House Amendment No. 5.**

House Amendment No. 5

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 36, Page 1, In the Title, Line 3, by deleting all of said line and inserting in lieu thereof the following:

"640.010, 643.078, and 644.051, RSMo, and to enact in lieu thereof fifty-five new sections relating"; and

Further amend said bill, Page 1, Section A, Line 2, by deleting all of said line and inserting in lieu thereof the following: "444.778, 640.010, 643.078, and 644.051, RSMo, are repealed and fifty-five new sections enacted in lieu"; and

Further amend said bill, Page 1, Section A, Line 3, by inserting before the number "260.217" the following:

"204.600, 204.605, 204.610, 204.615, 204.620, 204.625, 204.630, 204.635, 204.640, 204.645, 204.650, 204.655, 204.660, 204.665, 204.670, 204.675, 204.680, 204.685, 204.690, 204.695, 204.700, 204.705, 204.710, 204.715, 204.720, 204.725, 204.730, 204.735, 204.740, 204.745, 204.750, 204.755, 204.760,"; and

Further amend said bill, Page 1, Section A, Lines 4 and 5, by deleting all of said lines and inserting in lieu thereof the following: "260.831, 444.770, 444.772, 444.778, 640.010, 640.014, 640.016, 640.018, 640.020, 640.037, 643.078, 644.051, 644.581, 644.582, 644.583, and 1, to read as follows:

"204.600. Any common sewer district organized and existing pursuant to sections 204.250 to 204.270, and any sewer district organized and existing pursuant to chapter 249, RSMo, may be converted to a reorganized common sewer district pursuant to sections 204.600 to 204.700. In addition, a reorganized common sewer district may be established as provided for in sections 204.600 to 204.700. Once established, a reorganized common sewer district shall have all powers and authority of and applicable to a common sewer district organized and existing pursuant to sections 204.250 to 204.270 and applicable to a sewer district established pursuant to chapter 249, RSMo, which are not inconsistent or in conflict with sections 204.600 to 204.700.

204.605. 1. Proceedings for the new formation of a reorganized common sewer district pursuant to sections 204.600 to 204.700 shall be substantially as follows: a petition in duplicate describing the proposed boundaries of the reorganized district sought to be formed, accompanied by a plat of the proposed district, shall be filed with the clerk of the circuit court of the county wherein the proposed district is situated or with the clerk of the circuit court of the county having the largest acreage proposed to be included in the proposed district, in the event that the proposed district embraces lands in more than one county. Such petition, in addition to such boundary description, shall set forth an estimate of the number of customers of the proposed district, the necessity for the formation of the district, the probable cost of acquiring or constructing sanitary sewer improvements with the district, if appropriate, an approximation of the assessed valuation of taxable property within the district, whether the board of trustees shall be elected or appointed by the county commission, and such other information as may be useful to the court in determining whether or not the petition should be granted and a decree of incorporation entered. Such petition shall be accompanied by a cash deposit of fifty dollars as an advancement of the costs of the proceeding, and the petition shall be signed by not less than fifty voters or property owners within the proposed district and shall pray for the incorporation of the territory therein described into a reorganized common sewer district. The petition shall be verified by at least one of the signers thereof.

2. Upon the filing of the petition, the same shall be presented to the circuit court, and such court shall fix a date for a hearing on such petition, as herein provided for. Thereupon the clerk of the court shall give notice of the filing of the petition in a newspaper of general circulation in the county in which the proceedings are pending, and if the district extends into any other county or counties, such notice shall also be published in some newspaper of general circulation in such other county or counties. The notice shall contain a description of the proposed boundary lines of the district and the general purposes of the petition, and shall set forth the date fixed for the hearing on the petition, which shall not be less than fifteen nor more than twenty-one days after the date of the last publication of the notice and shall be on some regular judicial day of the court wherein the petition is pending. Such notice shall be signed by the clerk of the circuit court and shall be published in three successive issues of a weekly newspaper or in a daily paper once a week for three consecutive weeks.

3. The court, for good cause shown, may continue the case or the hearing thereon from time to time until final disposition thereof.

4. Exceptions to the formation of a district, or to the boundaries outlined in the petition for the incorporation thereof, may be made by any voter or property owner within the proposed district; provided, such exceptions are filed not less than five days prior to the date set for the hearing on the petition. Such exceptions shall specify the grounds upon which the exceptions are being made. If any such exceptions be filed, the court shall take them into consideration in passing upon the petition and shall also consider the evidence in support of the petition and in support of the exceptions made. Should the court find that the petition should be granted but that changes should be made in the boundary lines, it shall make such changes in the boundary lines as set forth in the petition as the court may deem proper, and thereupon enter its decree of incorporation, with such boundaries as changed.

5. Should the court find that it would not be to the public interest to form such a district, the petition shall be dismissed at the costs of the petitioners. If, however, the court should find in favor of the formation of such district, the court shall enter its decree of incorporation, setting forth the boundaries of the proposed district as determined by the court under the hearing. The decree shall further contain an appointment of five voters from the district, to constitute the first board of trustees of the district. The court shall designate such trustees to staggered terms from one to five years such that one director is appointed or elected each year. The trustees thus appointed by the court shall serve for the terms thus designated and until their successors shall have been appointed or elected as provided in section 204.625. The decree shall further designate the name of the district by which it shall be officially known.

6. The decree of incorporation shall not become final and conclusive until it shall have been submitted to the voters residing within the boundaries described in such decree and until it shall have been assented to by a majority of the voters as provided in subsection 9 of this section or by two-thirds of the voters of the district voting on the proposition. The decree shall provide for the submission of the question and shall fix the date thereof. The returns shall be certified by the judges and clerks of election to the circuit court having jurisdiction in the case and the court shall thereupon enter its order canvassing the returns and declaring the result of such election.

7. If a majority of the voters of the district voting on such proposition approve of the proposition, then the court shall, in such order declaring the result of the election, enter a further order declaring the decree of incorporation to be final and conclusive. In the event, however, that the court should find that the question had not been assented to by the majority required above, the court shall enter a further order declaring such decree of incorporation to be void and of no effect. No appeal shall lie from any such decree of incorporation nor from any of the aforesaid orders. In the event that the court declares the decree of incorporation to be final, as herein provided for, the clerk of the circuit court shall file certified copies of such decree of incorporation and of such final order with the secretary of state, and with the recorder of deeds of the county or counties in which the district is situated and with the clerk of the county commission of the county or counties in which the district is situated.

8. The costs incurred in the formation of the district shall be taxed to the district, if the district be incorporated otherwise against the petitioners.

9. If petitioners seeking formation of a reorganized common sewer district specify in their petition that the district to be organized shall be organized without authority to issue general obligation bonds, then the decree relating to the formation of the district shall recite that the district shall not have authority to issue general obligation bonds and the vote required for such a decree of incorporation to become final and conclusive shall be a simple majority of the voters of the district voting on such proposition.

10. Once a reorganized sewer district is established, the boundaries of any reorganized sewer district may be extended or enlarged from time to time upon the filing, with the clerk of the circuit court having jurisdiction, a petition by either:

(1) The board of trustees of the reorganized sewer district and five or more voters within the territory proposed to be added to the district; or

(2) A majority of the landowners within the territory which is proposed to be added to the reorganized sewer district.

If the petition is filed by a majority of the landowners within the territory proposed to be added to the reorganized sewer district, the publication of notice shall not be required, provided notice is posted in three public places within the territory proposed to be added to the reorganized sewer district at least seven days before the date of the hearing and provided that there is sworn testimony by at least five landowners in the territory

proposed to be added to the reorganized sewer district, or a majority of the landowners, if the total landowners in the area are fewer than ten. Otherwise the procedures for notice shall substantially follow those set out in this section, for formation. Territory proposed to be added to the reorganized sewer district may either be contiguous or reasonably close to the boundaries of the existing district. Upon the entry of a final judgment declaring the court's decree of territory proposed to be added to the reorganized sewer district to be final and conclusive, the court shall modify or rearrange the boundary lines of the reorganized sewer district as may be necessary or advisable. The costs incurred in the enlargement or extension of the district shall be taxed to the district, if the district be enlarged or extended, otherwise against the petitioners; provided, however, that no costs shall be taxed to the trustees of the district.

11. Should any property owner or property owners who own real estate that is not within another sewer district organized pursuant to this chapter, chapters 247 and 249, RSMo, or pursuant to the state constitution, but that is contiguous or reasonably close to the existing boundaries of the reorganized sewer district, desire to have such real estate incorporated in the district, the property owner shall first petition the board of trustees thereof for its approval. If such approval be granted, the secretary of the board shall endorse a certificate of the fact of approval by the board upon the petition. The petition so endorsed shall be filed with the clerk of the circuit court in which the reorganized sewer district is incorporated. It shall then be the duty of the court to amend the boundaries of such district by a decree incorporating the real estate in the same. A certified copy of this amended decree including the real estate in the district shall then be filed in the office of the recorder and in the office of the county clerk of the county in which the real estate is located, and in the office of the secretary of state. The costs of this proceeding shall be borne by the petitioning property owner.

12. The board of trustees of any reorganized common sewer district may petition the circuit court of the county containing the majority of the acreage in the district for an amended decree of incorporation to allow that district to engage in the construction, maintenance and operation of water supply and distribution facilities which serve ten or more separate properties which are located wholly within the district and are not served by another political subdivision or are not located within the certificated area of a water corporation as defined in chapter 386, RSMo, or within a public water supply district as defined in chapter 247, RSMo, and the operation and maintenance of all such existing water supply facilities. The petition shall be filed by the board of trustees and all proceedings shall be in substantially the same manner as in action for initial formation of a reorganized common sewer district except that no vote of the residents of the district shall be required. All applicable provisions of this chapter shall apply to the construction, operation and maintenance of water supply facilities in the same manner as they apply to like functions relating to sewer treatment facilities.

204.610. 1. Any existing common sewer district organized and existing pursuant to sections 204.250 to 204.270 and any sewer district organized and existing pursuant to chapter 249, RSMo, may establish itself as a reorganized common sewer district pursuant to sections 204.600 to 204.700 by petitioning the circuit court of the county in which it was established to approve its reorganization pursuant to sections 204.600 to 204.700 if the governing body of the district has by resolution determined that it is in the best interest of the district to reorganize pursuant to sections 204.600 to 204.700. Such petition shall also specify whether the board of trustees shall be appointed by the governing body of the county, or elected by the voters of the district. Such petition shall be accompanied by a cash deposit of fifty dollars as an advancement of the costs of the proceeding, and the petition shall be signed by the trustees of the district and shall pray for the conversion of the district into a reorganized common sewer district.

2. Upon the filing of the petition, the same shall be presented to the circuit court, and such court shall fix a date for a hearing on such petition, as herein provided for. Thereupon the clerk of the court shall give notice of the filing of the petition in a newspaper of general circulation within the existing district or closest to the existing district if there is no newspaper of general circulation within the existing district and if the existing district extends into any other county or counties, such notice shall also be published in some newspaper of general circulation in such other county or counties. The notice shall contain a description of the boundary lines of the existing district and the general purposes of the petition, and shall set forth the date fixed for the hearing on the petition, which shall not be less than fifteen nor more than twenty-one days after the date of the last publication of the notice and shall be on some regular judicial day of the court wherein the petition is pending. Such notice shall be signed by the clerk of the circuit court and shall be published in three successive issues of a weekly newspaper or in a daily paper once a week for three consecutive weeks.

3. The court, for good cause shown, may continue the case or the hearing thereon from time to time until final disposition thereof.

4. Exceptions to the conversion of an existing district to a reorganized common sewer district, may be made

by any voter or property owner within the proposed district; provided, such exceptions are filed not less than five days prior to the date set for the hearing on the petition. Such exceptions shall specify the grounds upon which the exceptions are being made. If any such exceptions be filed, the court shall take them into consideration in passing upon the petition and shall also consider the evidence in support of the petition and in support of the exceptions made. Should the court find that it would not be in the public interest to form such a district, the petition shall be dismissed at the costs of the petitioners. If the court finds that the conversion of the district to a reorganized common sewer district pursuant to sections 204.600 to 204.700 is in the best interests of the persons served by the existing district, then the court shall order the district's decree of incorporation amended to permit reorganization pursuant to sections 204.600 to 204.700 and the existing board of trustees for such district shall continue to serve the reorganized common sewer district until such time as new trustees shall be appointed or elected as provided for in the court's decree. If their original terms of office are not so designated, the court shall designate such trustees to staggered terms from one to five years such that one trustee is appointed or elected each year. The trustees thus appointed by the court shall serve for the terms thus designated and until their successors shall have been appointed or elected as provided in section 204.625. The decree shall further designate the name of the district by which it shall be officially known.

204.615. The bonded indebtedness or security interest of any creditor of any common sewer district originally organized and existing pursuant to sections 204.250 to 204.270 and any sewer district originally organized and existing pursuant to chapter 249, RSMo, which convert to a reorganized common sewer district shall not be impaired or affected by such conversion and all covenants and obligations of such indebtedness shall remain in full force and effect payable pursuant to the terms and conditions which existed without conversion.

204.620. 1. When a decree or amended decree of incorporation is issued as provided for in sections 204.600 to 204.700, a reorganized common sewer district shall be considered in law and equity a body corporate and politic and political subdivision of this state, known by the name specified in the court's decree, and by that name and style may sue and be sued, contract and be contracted with, acquire and hold real estate and personal property necessary for corporate purposes, and adopt a common seal. A reorganized common sewer district also shall have exclusive jurisdiction and authority to provide wastewater collection and treatment services within the boundaries of the district with respect to any wastewater service provider authorized to provide sewer services pursuant to the laws of this state.

2. All courts in this state shall take judicial notice of the existence of any district organized pursuant to sections 204.600 to 204.700.

204.625. 1. There shall be five trustees, appointed or elected as provided for in the circuit court decree or amended decree of incorporation for a reorganized common sewer district, who shall reside within the boundaries of the district. Each trustee shall be a voter of the district and shall have resided in said district one whole year immediately prior to his/her election or appointment. A trustee shall be at least twenty-five years of age and shall not be delinquent in the payment of taxes at the time of his or her election or appointment. Regardless of whether or not the trustees are elected or appointed, in the event the district extends into any county bordering the county in which the greater portion of the district lies, the presiding commissioner or other chief executive officer of the adjoining county shall be an additional member of the board of trustees, or the governing body of such bordering county may appoint a citizen from such county to serve as an additional member of the board of trustees. Said additional trustee shall meet the qualifications set forth above for a trustee.

2. The trustees shall receive no compensation for their services, but may be compensated for their reasonable expenses normally incurred in the performance of their duties. The board of trustees may employ and fix the compensation of such staff as may be necessary to discharge the business and purposes of the district, including clerks, attorneys, administrative assistants, and any other necessary personnel. The board of trustees may employ and fix the duties and compensation of an administrator for the district. The administrator shall be the chief executive officer of the district subject to the supervision and direction of the board of trustees. The administrator of the district may, with the approval of the board of trustees, retain consulting engineers for the district under such terms and conditions as may be necessary to discharge the business and purposes of the district.

3. Except as provided in subsection 1 of this section, the term of office of a trustee shall be five years. The remaining trustees shall appoint a person qualified pursuant to this section to fill any vacancy on the board. The initial trustees appointed by the circuit court shall serve until the immediately following first Tuesday after the first Monday in June or until the immediately following first Tuesday after the first Monday in April, depending upon the resolution of the trustees. In the event that the trustees are elected, said elections shall be conducted by the appropriate election authority pursuant to chapter 115, RSMo. Otherwise, trustees shall be appointed by

the county commission in accordance with the qualifications set forth in subsection 1 of this section.

4. Notwithstanding any other provision of law, if there is only one candidate for the post of trustee, then no election shall be held, and the candidate shall assume the responsibilities of office at the same time and in the same manner as if elected. If there is no candidate for the post of trustee, then no election shall be held for that post and it shall be considered vacant, to be filled pursuant to the provisions of subsection 3 of this section.

204.630. The board of trustees of a reorganized common sewer district shall have no power to levy or collect any taxes for the payment of any general obligation bond indebtedness incurred by the reorganized common sewer district unless and until the voters of the reorganized common sewer district shall have authorized the incurring of indebtedness at an election. All expenses and indebtedness incurred by the reorganized common sewer district may be paid out of funds which may be received by the reorganized common sewer district from the sale of bonds authorized by the voters of the reorganized common sewer district.

204.635. 1. The total amount of any general obligation bonds issued by the reorganized common sewer district shall not exceed ten percent of the assessed valuation of all taxable tangible property, as shown by the last completed property assessment for state or local purposes, within the reorganized common sewer district.

2. Such bonds shall be signed by the president of the board of trustees and attested by the signature of the secretary of the board of trustees with the seal of the district affixed thereto, if there be a seal. The interest coupons may be executed by affixing thereon the facsimile signature of the secretary of the district. The bonds may be sold under the same conditions as are provided for the sale of county road bonds.

3. All general obligation bonds issued pursuant to sections 204.600 to 204.700 shall be registered in the office of the state auditor as provided by law for the registration of bonds of cities and in the office of the secretary of the board of trustees of the district in a book kept for that purpose for registry, shall show the number, date, amount, date of sale, name of the purchaser, and the amount for which the bond was sold. The moneys of the reorganized common sewer district shall be deposited by the treasurer of the reorganized common sewer district in such bank or banks as shall be designated by order of the board of trustees and the secretary of the reorganized common sewer district shall charge the treasurer therewith and the moneys shall be drawn from the treasury upon checks or warrants issued by the reorganized common sewer district for the purposes for which the bonds were issued.

204.640. 1. The board of trustees of any reorganized common sewer district shall have power to pass all necessary rules and regulations for the proper management and conduct of the business of the board of trustees, and of the district, and for carrying into effect the objects for which the reorganized common sewer district is formed.

2. The board of trustees of a reorganized common sewer district, subject to compliance with the exercise of lawful authority granted to or rules adopted by the clean water commission pursuant to section 644.026, RSMo, may exercise primary authority to adopt, modify, and repeal, and to administer and enforce rules and regulations with respect to:

(1) The establishment, construction, reconstruction, improvement, repair, operation, and maintenance of its sewer systems and treatment facilities;

(2) Industrial users discharging into its sewer systems or treatment facilities;

(3) The establishment, operation, administration, and enforcement of a publicly owned treatment works pretreatment program consistent with state and federal pretreatment standards, including inspection, monitoring, sampling, permitting, and reporting programs and activities.

The board of trustees may, in addition to any pretreatment standards imposed pursuant to this section, require of any user of its treatment facilities such other pretreatment of industrial wastes as it deems necessary to adequately treat such wastes.

3. The rules and regulations adopted by the board of trustees pursuant to subsection 2 of this section shall be applicable, and enforceable by civil, administrative or other actions within any territory served by its sewer systems or treatment facilities and against any municipality, subdistrict, district, or industrial user who shall directly or indirectly discharge sewage or permit discharge of sewage into the district's sewer system or treatment facilities.

4. The authority granted to the board by this section is in addition to and not in derogation of any other authority granted pursuant to the constitution and laws of Missouri, any federal water pollution control act, or the rules of any agency of federal or state government.

5. The term "industrial user", as used in this section shall mean any nondomestic source of discharge or indirect discharge into the district's wastewater system which is regulated pursuant to section 307(b), (c), or (d) of the Clean Water Act, or any source listed in division A, B, D, E, or I of the Standard Industrial Classification

Manual, or any solid waste disposal operation such as, but not limited to, landfills, recycling facilities, solid or hazardous waste handling or disposal facilities, and facilities which store or treat aqueous wastes as generated by facilities not located on site and which dispose of these wastes by discharging them into the district's wastewater system.

204.645. 1. It shall be the duty of the board of trustees of a reorganized common sewer district to make the necessary surveys, and to lay out and define the general plan for the construction and acquisition of land, rights-of-way and necessary sewers and treatment facilities and of any extensions, expansions, or improvements thereof within the district.

2. The board of trustees of a reorganized common sewer district may enter into agreements with each municipality, subdistrict, private district, or any industrial user which discharges sewage into trunk sewers, streams, or the treatment facilities of the reorganized common sewer district concerning the locations and the manner in which sewage may be discharged into the district system or streams within the district and concerning the permissible content of acid wastes, alkaline wastes, poisonous wastes, oils, grit, or other wastes which might be hazardous or detrimental to the system. If no agreement is obtained with regard to any such matter the trustees shall refer the dispute to the clean water commission and the determination of the commission shall be binding upon the district, municipality, subdistrict, or private district. Each municipality, subdistrict, or private district shall control the discharge of wastes into its collection sewers to the extent necessary to comply with the agreement or the determination of the clean water commission. The board of trustees of a reorganized common sewer district or the governing body of any municipality, subdistrict, private district, or industrial user discharging sewage into the stream or the system may petition the circuit court which decreed the incorporation of the district for an order enforcing compliance with any provision of such an agreement or determination, and that circuit court shall have jurisdiction in all cases or questions arising out of the organization or operations of the district, or from the acts of the board of trustees.

3. The board of trustees may contract with each participating community for the payment of its proportionate share of treatment costs.

4. The board of trustees may contract with public agencies, individuals, private corporations, and political subdivisions, inside and outside the reorganized common sewer district to permit them to connect with and use the district's facilities according to such terms, conditions, and rates as the board determines are in the interest of the district and regardless of whether such agencies, individuals, corporations, and subdivisions are in the same natural drainage area or basins as the district. However, if such an area is located within the boundaries of an existing common sewer district or reorganized common sewer district organized and existing pursuant to this chapter, a sewer district organized and existing pursuant to chapter 249, RSMo, or a public water supply district organized pursuant to chapter 247, RSMo, the board of trustees must give written notice to said district before such a contract is entered into, and the district must consent to said contract.

5. The board of trustees may refuse to receive any wastes into the sewage system which do not meet relevant state or federal water pollution, solid waste, or pretreatment standards.

6. The board of trustees shall have all of the powers necessary and convenient to provide for the operation, maintenance, administration, and regulation, including the adoption of rules and regulations, of any individual home sewage or business treatment systems within the jurisdiction of the common sewer district. The board of trustees shall have the authority to declare the violation of any of its rules and regulations to be a misdemeanor punishable as provided by law, or to declare violation of any of its rules and regulations punishable by imposition of a civil fine not to exceed one thousand dollars per day payable to the common sewer district, in addition to any other civil remedy which may be available at law or in equity.

7. The board of trustees shall have all of the powers necessary and convenient to provide for the operation and maintenance of its treatment facilities and the administration, regulation, and enforcement of its pretreatment program, including the adoption of rules and regulations, to carry out its powers with respect to all municipalities, subdistricts, districts, and industrial users which discharge into the collection system of the district's sewer system or treatment facilities. These powers include, but are not limited to:

- (1) The promulgation of any rule, regulation, or ordinance;
- (2) The issuance, modification, or revocation of any order;
- (3) The issuance, modification, or revocation of any permit;
- (4) The levying of a civil administrative fine upon any industrial user in violation of the district's rules, regulations, and ordinances, or any permit or order issued thereunder, in an amount not to exceed one thousand dollars per violation per day;
- (5) Commencing an action through counsel for appropriate legal or equitable relief in the circuit court

which decreed the district's incorporation against any industrial user in violation of the district's rules, regulations, and ordinances or any permit or order issued thereunder; and

(6) Petitioning the prosecutor for the county in which any criminal violation of the district's rules, regulations, ordinances, or any permit or order issued thereunder has occurred to institute criminal proceedings.

8. The board of trustees may adopt rules and regulations creating procedural remedies for all persons affected by any order or permit issued, modified, or revoked or any fine or penalty levied by the board including but not limited to the grant of reasonable time periods for such persons to respond, to show cause, and to request reconsideration of fines or penalties levied.

9. Any person who knowingly makes any false statements, representations, or certifications in any application, record, report, plan, or other document filed or required to be maintained pursuant to the district's rules, regulations, ordinances, or wastewater permit, or who falsifies, tampers with, or knowingly renders inaccurate any monitoring device or method required under the district's rules, regulations, or ordinances shall be fined not more than one thousand dollars per violation per day. In the event of a second violation, the person shall be fined not to exceed three thousand dollars per violation per day. Third or subsequent violations of this subsection are punishable as a class D felony.

10. Whenever any reference is made in this section to any action that may be taken by the board of trustees, such reference includes such action by its executive officer pursuant to powers and duties delegated to such executive officer by the board of trustees.

204.650. 1. The board of trustees may acquire by purchase, gift, or condemnation or may lease or rent any real or personal property and when condemnation is used shall follow the procedure that is provided by chapter 523, RSMo. All the powers may be exercised both within or without the district as may be necessary for the exercise of its powers or the accomplishment of its purposes. The board of trustees shall also have the same authority to enter upon private lands to survey land or other property before exercise of the above condemnation powers as is granted pursuant to section 388.210, RSMo, to railroad corporations.

2. The board of trustees of the reorganized common sewer district, if it is necessary to cross, follow, or traverse public streets, roads, or alleys, or grounds held or used as public parks or places, shall have the right to do so upon the following conditions: The board of trustees shall file with the county commission or mayor of the municipality having immediate jurisdiction over the street, road, alley, or public park or place, a map showing the location and extent of the proposed occupancy for sewerage purposes and a plan of the proposed facilities, which plan shall be so made and arranged as not to interfere with the ordinary and lawful use of the street, road, alley, public park, or place, except during a reasonable time for the construction of the necessary works.

3. The entire expense of the works and restoration of the ground occupied to its former condition, as near as may be, shall be borne by the reorganized common sewer district.

204.655. 1. The board of trustees for the reorganized common sewer district shall let contracts for all work to be done, excepting in case of repairs or emergencies requiring prompt attention, in the construction of sewers and sewage treatment plants, the expense of which will exceed twenty-five thousand dollars, to the lowest responsible bidder therefor, upon not less than twenty days' notice of the letting, given by publication in a newspaper of general circulation in the district. The board shall have the power and authority to reject any and all bids and readvertise the work.

2. The board of trustees shall also have the power to enter into agreements with persons, firms for providing professional services required of the board and the board shall adopt policies for procuring the services of such professionals. The provisions of sections 8.285 to 8.291, RSMo, shall be applicable to the services of architects, engineers and land surveyors unless the board of trustees adopts a formal procedure for the procurement of such services.

204.660. The cost of any reorganized common sewer district of acquiring, constructing, improving or extending a sewerage system may be met:

(1) Through the expenditures by the common sewer district of any funds available for that purpose, including temporary or interim financing funds obtained through any federal or state loan program or from a local lending institution;

(2) From any other funds which may be obtained pursuant to any law of the state or of the United States or from any county or municipality for that purpose; or

(3) From the proceeds of revenue bonds of the common sewer district, payable solely from the revenues to be derived from the operation of such sewerage system or from any combination of all the methods of providing funds.

(4) From the proceeds of general obligation bonds of the reorganized common sewer district, payable solely

from voter approved property taxes as provided for by law.

(5) From the proceeds of special obligation bonds of the reorganized common sewer district, payable solely from special fees or other revenues received by the district pledged for the purposes of payment of such bonds.

(6) From the proceeds of user fees, charges, or other imposition for facilities and services provided by the district to its customers and users or the availability of services provided to persons, users, and customers within the district or who otherwise benefit from services provided by the district.

204.665. 1. A reorganized common sewer district may issue general or special revenue bonds authorized by authority of a resolution adopted by the board of trustees of the reorganized common sewer district unless in addition thereto the decree or amended decree of incorporation shall require any such bonds to be approved by the voters of the district after election called for that purpose. The resolution shall recite that an estimate of the cost of the proposed acquisition, construction, improvement, extension or other project has been made and shall set out the estimated cost; it shall set out the amount of the bonds proposed to be issued, their purposes, their dates, denominations, rates of interest, times of payment, both of principal and of interest, places of payment, and all other details in connection with the bonds.

2. The bonds may be subject to such provision for redemption prior to maturity, with or without premium, and at such times and upon such conditions as may be provided by the board of trustees of the common sewer district.

3. The bonds shall bear interest at a rate in accordance with section 108.170, RSMo, and shall mature over a period not exceeding thirty-five years from the date thereof.

4. The bonds may be payable to bearer, may be registered or coupon bonds, and if payable to bearer may contain such registration privileges as to either principal and interest, or principal only, as may be provided in the resolution authorizing the bonds.

5. The bonds and the coupons to be attached thereto, if any, shall be signed in such manner and by such officers as may be directed by resolution. Bonds signed by an officer who shall hold the office at the time the bonds are signed shall be deemed validly and effectually signed for all purposes, regardless of whether or not any officer shall cease to hold his office prior to the delivery of the bonds and regardless of whether or not any officer shall have held or shall not have held such office on the date ascribed to the bonds.

6. The bonds shall be sold in such manner and upon such terms as the board of trustees of the reorganized common sewer district shall determine, but the bonds shall not be sold for less than ninety cents on the dollar nor shall they be sold at such a price that the interest cost upon the actual proceeds of the bonds from the date thereof to their maturity shall exceed a rate in accordance with section 108.170, RSMo. The resolution may provide that certain bonds authorized thereby shall be junior or subordinate in any or all respects to other revenue bonds authorized concurrently therewith or prior to or after such bonds.

204.670. Any user fees or charges, connection fees, or other charges levied by the reorganized common sewer district for purposes of funding its general or special operations, maintenance, or payment of bonded indebtedness or other indebtedness shall be due at such time or times as specified by the reorganized common sewer district, and shall, if not paid by the due date, become delinquent and shall bear interest from the date of delinquency until paid. In addition to and consistent with any other provision of applicable law, if such fees or charges or other amounts due become delinquent, they shall be a lien upon the land charged, upon the reorganized common sewer district filing with the recorder of deeds in the county where the land is situated a notice of delinquency. The reorganized common sewer district shall file with the recorder of deeds a similar notice of satisfaction of debt when the delinquent amounts, plus interest and any recording fees or attorneys' fees, have been paid in full. The lien hereby created may be enforced by foreclosure by power of sale hereby vested in the reorganized common district if the reorganized common sewer district adopts written rules for the exercise of power of sale consistent with the provisions of sections 443.290 to 443.325, RSMo, which are recorded in the land records of the office of the recorder of deeds in each county in which the district is located; otherwise such lien shall be enforced by suit in the circuit court having jurisdiction against the property subject to the lien for judicial foreclosure and sale by special execution; such suit may include a request for judgment against the persons responsible for payment of such delinquency as well as the person or persons owning the property to which services were provided, if different, including post-sale deficiency, and as a part of the relief, may include award of the district's reasonable attorney's fees, court costs and other expenses reasonably incurred by the district for collection.

204.675. It shall be the mandatory duty of any reorganized common sewer district which shall issue any general or special revenue bonds pursuant to sections 204.600 to 204.700:

(1) To fix and maintain rates and make and collect charges for the use and services of the system, for the

benefit of which revenue bonds were issued, sufficient to pay the cost of maintenance and operation thereof;

(2) To pay the principal of and the interest on all revenue bonds issued by the reorganized common sewer district chargeable to the revenues of the system; and

(3) To provide funds ample to meet all valid and reasonable requirements of the resolution by which the revenue bonds have been issued.

The rates shall be from time to time revised so as fully to meet the requirements of sections 204.600 to 204.700. As long as any bond so issued or the interest thereon shall remain outstanding and unpaid, rates and charges sufficient to meet the requirements of this section shall be maintained and collected by the reorganized common sewer district which issued the bonds.

204.680. 1. Whenever any reorganized common sewer district authorizes and issues revenue bonds pursuant to sections 204.600 to 204.700, an amount sufficient for the purpose of the net revenues of the sewerage system for the benefit of which the bonds are issued shall, by operation of sections 204.600 to 204.700, be pledged to the payment of the principal of and the interest on the bonds as the same shall mature and accrue.

2. The term "net revenues" shall be construed to mean all income and revenues derived from the ownership and operation of the system less the actual and necessary expenses of operation and maintenance of the system.

3. It shall be the mandatory duty of the treasurer of the reorganized common sewer district to provide for the prompt payment of the principal and interest on any revenue bonds as they mature and accrue.

204.685. 1. The resolution of the board of trustees of the reorganized common sewer district authorizing the issuance of revenue bonds pursuant to the authority of sections 204.600 to 204.700 may provide that periodic allocations of the revenues to be derived from the operation of the system for the benefit of which the bonds are issued shall be made into such accounts, separate and apart from any other accounts of the district, as shall be deemed to be advisable to assure the proper operation and maintenance of the system and the prompt payment of the indebtedness chargeable to the revenues of the system. The accounts may include, but shall not be limited to:

- (1) An account for the purpose of providing funds for the operation and maintenance of the system;
- (2) An account to provide funds for the payment of the bonds as to principal and interest as they come due;
- (3) An account to provide an adequate reserve for depreciation, to be expended for replacements of the system;
- (4) An account for the accumulation of a reserve to assure the prompt payment of the bonds and the interest thereon whenever and to the extent that other funds are not available for the purpose;
- (5) An account to provide funds for contingent expenses in the operation of the system;
- (6) An account to provide for the accumulation of funds for the construction of extensions and improvements to the system; and
- (7) Such other accounts as may be desirable in the judgment of the board of trustees.

2. The resolution may also establish such limitations as may be expedient upon the issuance of additional bonds, payable from the revenues of the system, or upon the rights of the holders of such additional bonds. Such resolution may include other agreements with the holders of the bonds or covenants or restrictions necessary or desirable to safeguard the interests of the bondholder and to secure the payment of the bonds and the interest thereon.

204.690. For the purpose of refunding, extending and unifying the whole or any part of any valid outstanding bonded indebtedness payable from the revenues of a sewerage system, any reorganized common sewer district may issue refunding bonds not exceeding in amount the principal of the outstanding indebtedness to be refunded and the accrued interest to the date of the refunding bonds. The board of trustees of the reorganized common sewer district shall provide for the payment of interest at not to exceed the same rate and the principal of the refunding bonds in the same manner and from the same source as was provided for the payment of interest on and principal of the bonds to be refunded.

204.695. The board of trustees of the reorganized common sewer district may apply for and accept grants or funds, material or labor, from the state and federal government, or any departments thereof, in the construction of a sewerage system as provided by sections 204.600 to 204.700, and may enter into such agreements as may be required of the state or federal laws, or the rules and regulations of any federal or state department, to which the application is made, and where the assistance is granted.

204.700. It is hereby made the duty of the mayors of cities, the circuit court, the governing bodies of counties, all political subdivisions and all assessors, sheriffs, collectors, treasurers and other officials in the state of Missouri to do and perform all the acts and to render all the services necessary to carry out the purposes of

sections 204.600 to 204.700.

204.705. Sections 204.705 to 204.755 shall be known and may be cited as the "Sanitary Sewer Improvement Area Act", and the following words and terms, as used in these sections, mean:

(1) "Acquire", the acquisition of property or interests in property by purchase, gift, condemnation or other lawful means and may include the acquisition of existing property and improvements already owned by the district;

(2) "Assess" or "assessment", a unit of measure to allocate the cost of an improvement among property or properties within a sanitary sewer improvement area based upon an equitable method of determining benefits to any such property resulting from an improvement;

(3) "Consultant", engineers, architects, planners, attorneys, financial advisors, accountants, investment bankers and other persons deemed competent to advise and assist the governing body of the district in planning and making improvements;

(4) "Cost", all costs incurred in connection with an improvement, including, but not limited to, costs incurred for the preparation of preliminary reports, preparation of plans and specifications, preparation and publication of notices of hearings, resolutions, ordinances and other proceedings, fees and expenses of consultants, interest accrued on borrowed money during the period of construction, underwriting costs and other costs incurred in connection with the issuance of bonds or notes, establishment of reasonably required reserve funds for bonds or notes, the cost of land, materials, labor and other lawful expenses incurred in planning, acquiring and doing any improvement, reasonable construction contingencies, and work done or services performed by the district in the administration and supervision of the improvement;

(5) "District" or "common sewer district", any public sanitary sewer district or reorganized common sewer district established and existing pursuant to this chapter or chapter 249, RSMo, and any metropolitan sewer district organized pursuant to the constitution of this state;

(6) "Improve", to construct, reconstruct, maintain, restore, replace, renew, repair, install, equip, extend or to otherwise perform any work which will provide a new sanitary sewer facility or enhance, extend or restore the value or utility of an existing sanitary sewer facility;

(7) "Improvement", any one or more sanitary sewer facilities or improvements which confer a benefit on property within a definable area and may include or consist of a reimprovement of a prior improvement; improvements include, but are not limited to, the following activities:

(a) To acquire property or interests in property when necessary or desirable for any purpose authorized by sections 204.705 to 204.755;

(b) To improve sanitary sewers, wastewater treatment plants, lagoons, septic tanks and systems and any and all other sanitary sewer and waste water collection and treatments systems of any type, whether located on improved or unimproved public or private property, the general object and nature of which will either preserve, maintain, improve or promote the general public health, safety and welfare, or the environment, regardless of technology used;

(8) "Sanitary sewer improvement area", an area of a district with defined limits and boundaries which is created by petition pursuant to sections 204.705 to 204.755 and which is benefited by an improvement and subject to assessments against the real property therein for the cost of the improvement;

(9) "User fee", a fee established and imposed by a district for payment of an assessment in periodic installments to pay for improvements made in a sanitary sewer improvement area which benefit the property within such area that is subject to the assessment.

204.710. As an alternative to all other methods provided by law or charter, the board of trustees of any sewer district or reorganized sewer district organized and operated pursuant to this chapter or chapter 249, RSMo, or any metropolitan sewer district organized pursuant to the constitution of this state, may make, or cause to be made, improvements which confer a benefit upon property within a sanitary sewer improvement area pursuant to sections 204.705 to 204.755. The board of trustees of such district may incur indebtedness and issue temporary notes and general or special revenue bonds pursuant to sections 204.705 to 204.755 to pay for all or part of the cost of such improvements. An improvement may be combined with one or more other improvements for the purpose of issuing a single series of general or special revenue bonds to pay all or part of the cost of said area's improvements, but separate funds or accounts shall be established within the records of the district for each improvement project as provided in sections 204.705 to 204.755. Such district shall make assessments and may impose user fees on the property deemed by the board of trustees to be benefited by each such improvement project pursuant to in addition to any other fees or charges imposed by the district for provision of services or payment of debt. The district shall use the moneys collected from such assessments and user fees to reimburse

the district for all amounts paid or to be paid by it as principal of and interest on its temporary notes and general or special revenue bonds issued for such improvements.

204.715. 1. To establish a sanitary sewer improvement area, the governing body of the sewer district shall comply with the following procedure: the governing body of the district may create a sanitary sewer improvement area when a proper petition has been signed by four-sevenths of the owners of record within such proposed area. The petition, in order to become effective, shall be filed with the district. A proper petition for the creation of a sanitary sewer improvement area shall set forth the project name for the proposed improvement, the general nature of the proposed improvement, the estimated cost of such improvement, the boundaries of the proposed sanitary sewer subdistrict, the proposed method or methods of financing the project including the estimated amount of and method for imposing user fees against the real property within the district to pay for the cost of the improvements and any bonds issued therefor, a notice that the names of the signers may not be withdrawn later than seven days after the petition is filed with the district, and a notice that the final cost of such improvement and the amount of revenue bonds issued therefor shall not exceed the estimated cost of such improvement, as stated in such petition, by more than twenty-five percent.

2. Upon the filing of a proper petition with the district, the governing body may by resolution or ordinance determine the advisability of the improvement and may order that the area be established and that preliminary plans and specifications for the improvement be made. Such resolution or ordinance shall state and make findings as to the project name for the proposed improvement, the nature of the improvement, the estimated cost of such improvement, the boundaries of the sanitary sewer improvement area, the proposed method or methods of imposing assessments and, if known, proposed estimated user fees within the district, and shall also state that the final cost of such improvement within the sanitary sewer improvement area and the amount of general or special revenue bonds issued therefor shall not, without a new petition, exceed the estimated cost of such improvement by more than twenty-five percent.

3. The boundaries of the proposed area shall be described by metes and bounds, streets or other sufficiently specific description.

204.720. The portion of the cost of any improvement to be assessed or imposed against the real property in a sanitary sewer improvement area shall be apportioned against such property in accordance with the benefits accruing thereto by reason of such improvement. Subject to the provisions of the Farmland Protection Act, sections 262.800 to 262.810, RSMo, the cost may be assessed equally by lot or tract, against property within the area, or by any other reasonable assessment plan determined by the board of trustees of the district which results in imposing substantially equal burdens or share of the cost upon property similarly benefited. The board of trustees of the district may from time to time determine and establish by ordinance or resolution reasonable general classifications and formula for the methods of assessing or determining the benefits.

204.725. 1. After the board of trustees has made the findings specified in sections 204.705 to 204.755 and plans and specifications for the proposed improvements have been prepared, the board of trustees shall by ordinance or resolution order assessments to be made against each parcel of real property deemed to be benefited by an improvement based on the revised estimated cost of the improvement or, if available, the final cost thereof, and shall order a proposed assessment roll to be prepared.

2. The plans and specifications for the improvement and the proposed assessment roll shall be filed with the district and shall be open for public inspection. Such district shall thereupon, at the direction of the board of trustees, publish notice that the board of trustees will conduct a hearing to consider the proposed improvement and proposed assessments. Such notice shall be published in a newspaper of general circulation at least once not more than twenty days before the hearing and shall state the project name for the improvement, the date, time and place of such hearing, the general nature of the improvement, the revised estimated cost or, if available, the final cost of the improvement, the boundaries of the sanitary sewer improvement area to be assessed, and that written or oral objections will be considered at the hearing. At the same time, the district shall mail to the owners of record of the real property made liable to pay the assessments, at their last known post office address, a notice of the hearing and a statement of the cost proposed to be assessed against the real property so owned and assessed. The failure of any owner to receive such notice shall not invalidate the proceedings.

204.730. 1. At the hearing to consider the proposed improvements and assessments, the board of trustees or their designated representative shall hear and pass upon all objections to the proposed improvements and proposed assessments, if any, and may amend the proposed improvements, and the plans and specifications therefor, or assessments as to any property, and thereupon by ordinance or resolution the board of trustees shall order that the improvement be made and direct that financing for the cost thereof be obtained as provided in sections 204.705 to 204.755.

2. After the improvement has been completed in accordance with the plans and specifications therefor, the board of trustees shall compute the final costs of the improvement and apportion the costs among the property benefited by such improvement in such equitable manner as the board of trustees shall determine, charging each tract, lot or parcel of property with its proportionate share of the costs, and by resolution or ordinance, assess the final cost of the improvement, or the amount of general or special revenue bonds issued or to be issued to pay for the improvement, as special assessments against the property described in the assessment roll.

3. After the passage or adoption of the ordinance or resolution assessing the special assessments, the district shall mail a notice to each property owner within the district which sets forth a description of each tract, lot or parcel of real property to be assessed which is owned by such owner, the assessment assigned to such property, and a statement that the property owner may pay such assessment in full, together with interest accrued thereon from the effective date of such ordinance or resolution, on or before a specified date determined by the effective date of the ordinance or resolution, or may pay such assessment in the form of user fees in periodic installments as provided in subsection 4 of this section. Notice of each assessment and imposition of the assessment lien together with a legal description for each property assessed within the area shall be filed with the recorder of deeds upon the effective date of the ordinance or resolution, but failure to timely record any such notice shall not affect the validity of the assessments or liens thereunder. The district shall record written notice of release of lien whenever an assessment is paid in full; the cost of recording assessment notices and release of liens shall be included in the assessment.

4. The special assessments shall be assessed upon the property within the area and those not paid in full as provided in subsection 3 of this section shall be payable in the form of user fees payable in periodic and substantially equal installments as determined by the district for a duration prescribed by the resolution or ordinance establishing the special assessments. All assessments shall bear interest at such rate as the board of trustees determines, not to exceed the rate permitted for bonds by section 108.170, RSMo. Interest on the assessment between the effective date of the ordinance or resolution assessing the special assessments and the date the first installment of a user fee is payable shall be added to the first installment or prorated among all scheduled installments.

5. Assessments not paid in full shall be collected and paid over to the district in the form of user fees in the same manner as other district fees and charges are collected and paid, or by any other reasonable method determined by the district.

204.735. No suit to set aside the assessments made pursuant to sections 204.705 to 204.755 or to otherwise question the validity of the proceedings relating thereto shall be brought after the expiration of ninety days from the date of mailing of notice to the last known owners of record of the assessments required by sections 204.705 to 204.755.

204.740. 1. To correct omissions, errors or mistakes in the original assessment which relate to the total cost of an improvement, the board of trustees of the district may, without a notice or hearing, make supplemental or additional assessments on property within a sanitary sewer improvement area, except that such supplemental or additional assessments shall not, without a new petition as provided in sections 204.705 to 204.755, exceed twenty-five percent of the estimated cost of the improvement as set forth in the petition pursuant to the provisions of sections 204.705 to 204.755.

2. When an assessment is, for any reason whatever, set aside by a court of competent jurisdiction as to any property, or in the event the board of trustees finds that the assessment or any part thereof is excessive or determines on advice of counsel in writing that it is or may be invalid for any reason, the board of trustees may, upon notice and hearing as provided for the original assessment, make a reassessment or a new assessment as to such property.

204.745. An assessment authorized pursuant to sections 204.705 to 204.755, once determined and imposed, shall constitute a lien against such property until paid in full and shall not be affected by the existence or enforcement of any other liens or encumbrances, nor shall enforcement of an assessment lien have any effect on the validity or enforcement of any tax lien or lien established by mortgage or deed of trust. An assessment lien becomes delinquent when an assessment is not paid in full as prescribed by sections 204.705 to 204.755 or when one or more periodic installments imposed by the district for an assessment remain unpaid for a period of thirty days or more after notice of delinquency in payment is mailed to the last known owners of the property subject to assessment by regular United States mail and by certified mail, return receipt requested, at their last known address provided by such owners to the district and to the occupant of property which is subject to assessment, if different from that of the owners. In the event any such user fee remains unpaid after thirty days of the mailing of any such notice, and in addition to any other remedy the district may have by statute or duly enacted

regulation for the collection of delinquent amounts owed to the district, the district shall be entitled to petition the circuit court having jurisdiction to foreclose upon the assessment lien by special execution sale of the property subject to the assessment for the unpaid assessment plus reasonable attorney's fees, court costs and other reasonable costs incurred by the district in collection. In any such suit, the district shall name all parties appearing of record to have or claim an interest in the property subject to the unpaid assessment and shall file a notice of lis pendens in connection with said action; in addition, the district may obtain a judgment against last known owners of the property for any deficiency in payment of the assessment and costs and fees made a part of the court's judgment.

204.750. After an improvement has been authorized pursuant to sections 204.705 to 204.755, the board of trustees of the district may issue temporary notes of the district to pay the costs of such improvement in an amount not to exceed the estimated cost of such improvement, and such temporary notes may be issued in anticipation of issuance of general or special revenue bonds of the district. The district may participate in any governmentally sponsored bond pooling program or other bond program. Bonds may be issued and made payable from general revenues of the area or district, or from special revenues from designated properties within an area.

204.755. A separate fund or account shall be created by the district for each improvement project and each such fund or account shall be identified by a suitable title. The proceeds from the sale of bonds and temporary notes and any other moneys appropriated thereto by the board of trustees of the district shall be credited to such funds or accounts. Such funds or accounts shall be used solely to pay the costs incurred in making each respective improvement. Upon completion of an improvement, the balance remaining in the fund or account established for such improvement, if any, may be held as contingent funds for future improvements or may be credited against the amount of the original assessment of each parcel of property, on a pro rata basis based on the amount of the original assessment, and with respect to property owners that have prepaid their assessments in accordance with sections 204.705 to 204.755, the amount of each such credit shall be refunded to the appropriate property owner, and with respect to all other property owners, the amount of each such credit shall be transferred and credited to the district bond and interest fund to be used solely to pay the principal of and interest on the bonds or temporary notes and the assessments shall be reduced accordingly by the amount of such credit.

204.760. Any public sanitary sewer district or reorganized sewer district organized and operated pursuant to this chapter or chapter 249, RSMo, and any metropolitan sewer district organized pursuant to the constitution of this state, may enter into a cooperative agreement with a city or county for the purpose of constructing sanitary sewer system improvements pursuant to the provisions of the neighborhood improvement district act, sections 67.453 to 67.475, RSMo. Any such cooperative agreement, if approved by the governing bodies of the district and city or county, may include provisions for joint administration of projects, for the issuance of temporary notes and general obligation bonds by district, city or county, separately or jointly, and for the payment of such bonds by any source of funds or user fees in addition to funds from special assessments as provided for in sections 67.453 to 67.475, RSMo, and general ad valorem taxes, so long as all terms, conditions and covenants of any applicable bond indenture are complied with and so long as said notes and bonds are issued in compliance with general applicable law."; and

Further amend said bill, Page 23, Section 643.078, Line 89, by inserting after said line the following:

"644.051. 1. It is unlawful for any person:

(1) To cause pollution of any waters of the state or to place or cause or permit to be placed any water contaminant in a location where it is reasonably certain to cause pollution of any waters of the state;

(2) To discharge any water contaminants into any waters of the state which reduce the quality of such waters below the water quality standards established by the commission;

(3) To violate any pretreatment and toxic material control regulations, or to discharge any water contaminants into any waters of the state which exceed effluent regulations or permit provisions as established by the commission or required by any federal water pollution control act;

(4) To discharge any radiological, chemical, or biological warfare agent or high-level radioactive waste into the waters of the state.

2. It shall be unlawful for any person to build, erect, alter, replace, operate, use or maintain any water contaminant or point source in this state that is subject to standards, rules or regulations promulgated pursuant to the provisions of sections 644.006 to 644.141 unless such person holds a permit from the commission, subject to such exceptions as the commission may prescribe by rule or regulation. However, no permit shall be required of any person for any emission

into publicly owned treatment facilities or into publicly owned sewer systems tributary to publicly owned treatment works.

3. Every proposed water contaminant or point source which, when constructed or installed or established, will be subject to any federal water pollution control act or sections 644.006 to 644.141 or regulations promulgated pursuant to the provisions of such act shall make application to the director for a permit at least thirty days prior to the initiation of construction or installation or establishment. Every water contaminant or point source in existence when regulations or sections 644.006 to 644.141 become effective shall make application to the director for a permit within sixty days after the regulations or sections 644.006 to 644.141 become effective, whichever shall be earlier. The director shall promptly investigate each application, which investigation shall include such hearings and notice, and consideration of such comments and recommendations as required by sections 644.006 to 644.141 and any federal water pollution control act. If the director determines that the source meets or will meet the requirements of sections 644.006 to 644.141 and the regulations promulgated pursuant thereto, the director shall issue a permit with such conditions as he or she deems necessary to ensure that the source will meet the requirements of sections 644.006 to 644.141 and any federal water pollution control act as it applies to sources in this state. If the director determines that the source does not meet or will not meet the requirements of either act and the regulations pursuant thereto, the director shall deny the permit pursuant to the applicable act and issue any notices required by sections 644.006 to 644.141 and any federal water pollution control act. **Notwithstanding the provisions of subsections 1 and 2 of this section to the contrary, it shall not be unlawful to emit or discharge a water contaminant that is totally confined on the owner's property and subject to clean up and remediation as soon as practical.**

4. Before issuing a permit to build or enlarge a water contaminant or point source or reissuing any permit, the director shall issue such notices, conduct such hearings, and consider such factors, comments and recommendations as required by sections 644.006 to 644.141 or any federal water pollution control act. The director shall determine if any state or any provisions of any federal water pollution control act the state is required to enforce, any state or federal effluent limitations or regulations, water quality-related effluent limitations, national standards of performance, toxic and pretreatment standards, or water quality standards which apply to the source, or any such standards in the vicinity of the source, are being exceeded, and shall determine the impact on such water quality standards from the source. The director, in order to effectuate the purposes of sections 644.006 to 644.141, shall deny a permit if the source will violate any such acts, regulations, limitations or standards or will appreciably affect the water quality standards or the water quality standards are being substantially exceeded, unless the permit is issued with such conditions as to make the source comply with such requirements within an acceptable time schedule. Prior to the development or renewal of a general permit or permit by rule, for aquaculture, the director shall convene a meeting or meetings of permit holders and applicants to evaluate the impacts of permits and to discuss any terms and conditions that may be necessary to protect waters of the state. Following the discussions, the director shall finalize a draft permit that considers the comments of the meeting participants and post the draft permit on notice for public comment. The director shall concurrently post with the draft permit an explanation of the draft permit and shall identify types of facilities which are subject to the permit conditions. Affected public or applicants for new general permits, renewed general permits or permits by rule may request a hearing with respect to the new requirements in accordance with this section. If a request for a hearing is received, the commission shall hold a hearing to receive comments on issues of significant technical merit and concerns related to the responsibilities of the Missouri clean water law. The commission shall conduct such hearings in accordance with this section. After consideration of such comments, a final action on the permit shall be rendered. The time between the date of the hearing request and the hearing itself shall not be counted as time elapsed pursuant to subdivision (1) of subsection 13 of this section.

5. The director shall grant or deny the permit within sixty days after all requirements of the Federal Water Pollution Control Act concerning issuance of permits have been satisfied unless the application does not require any permit pursuant to any federal water pollution control act. The director or the commission may require the applicant to provide and maintain such facilities or to conduct such tests and monitor effluents as necessary to determine the nature, extent, quantity or degree of water contaminant discharged or released from the source, establish and maintain records and make reports regarding such determination.

6. The director shall promptly notify the applicant in writing of his or her action and if the permit is denied state the reasons therefor. The applicant may appeal to the commission from the denial of a permit or from any condition in any permit by filing notice of appeal with the commission within thirty days of the notice of denial or issuance of the permit. The commission shall set the matter for hearing not less than thirty days after the notice of appeal is filed. In no event shall a permit constitute permission to violate the law or any standard, rule or regulation promulgated pursuant thereto.

7. In any hearing held pursuant to this section the burden of proof is on the applicant for a permit. Any decision

of the commission made pursuant to a hearing held pursuant to this section is subject to judicial review as provided in section 644.071.

8. In any event, no permit issued pursuant to this section shall be issued if properly objected to by the federal government or any agency authorized to object pursuant to any federal water pollution control act unless the application does not require any permit pursuant to any federal water pollution control act.

9. Unless a site-specific permit is requested by the applicant, aquaculture facilities shall be governed by a general permit issued pursuant to this section with a fee not to exceed two hundred fifty dollars pursuant to subdivision (5) of subsection 6 of section 644.052. However, any aquaculture facility which materially violates the conditions and requirements of such permit may be required to obtain a site-specific permit.

10. No manufacturing or processing plant or operating location shall be required to pay more than one operating fee. Operating permits shall be issued for a period not to exceed five years after date of issuance, except that general permits shall be issued for a five-year period, and also except that neither a construction nor an annual permit shall be required for a single residence's waste treatment facilities. Applications for renewal of an operating permit shall be filed at least one hundred eighty days prior to the expiration of the existing permit.

11. Every permit issued to municipal or any publicly owned treatment works or facility shall require the permittee to provide the clean water commission with adequate notice of any substantial new introductions of water contaminants or pollutants into such works or facility from any source for which such notice is required by sections 644.006 to 644.141 or any federal water pollution control act. Such permit shall also require the permittee to notify the clean water commission of any substantial change in volume or character of water contaminants or pollutants being introduced into its treatment works or facility by a source which was introducing water contaminants or pollutants into its works at the time of issuance of the permit. Notice must describe the quality and quantity of effluent being introduced or to be introduced into such works or facility by a source which was introducing water contaminants or pollutants into its works at the time of issuance of the permit. Notice must describe the quality and quantity of effluent being introduced or to be introduced into such works or facility and the anticipated impact of such introduction on the quality or quantity of effluent to be released from such works or facility into waters of the state.

12. The director or the commission may require the filing or posting of a bond as a condition for the issuance of permits for construction of temporary or future water treatment facilities in an amount determined by the commission to be sufficient to ensure compliance with all provisions of sections 644.006 to 644.141, and any rules or regulations of the commission and any condition as to such construction in the permit. The bond shall be signed by the applicant as principal, and by a corporate surety licensed to do business in the state of Missouri and approved by the commission. The bond shall remain in effect until the terms and conditions of the permit are met and the provisions of sections 644.006 to 644.141 and rules and regulations promulgated pursuant thereto are complied with.

13. (1) The department shall issue or deny applications for construction and site-specific operating permits received after January 1, 2001, within one hundred eighty days of the department's receipt of an application. For general construction and operating permit applications received after January 1, 2001, that do not require a public participation process, the department shall issue or deny the requested permits within sixty days of the department's receipt of an application.

(2) If the department fails to issue or deny with good cause a construction or operating permit application within the time frames established in subdivision (1) of this subsection, the department shall refund the full amount of the initial application fee within forty-five days of failure to meet the established time frame. If the department fails to refund the application fee within forty-five days, the refund amount shall accrue interest at a rate established pursuant to section 32.065, RSMo.

(3) Permit fee disputes may be appealed to the commission within thirty days of the date established in subdivision (2) of this subsection. If the applicant prevails in a permit fee dispute appealed to the commission, the commission may order the director to refund the applicant's permit fee plus interest and reasonable attorney's fees as provided in sections 536.085 and 536.087, RSMo. A refund of the initial application or annual fee does not waive the applicant's responsibility to pay any annual fees due each year following issuance of a permit.

(4) No later than December 31, 2001, the commission shall promulgate regulations defining shorter review time periods than the time frames established in subdivision (1) of this subsection, when appropriate, for different classes of construction and operating permits. In no case shall commission regulations adopt permit review times that exceed the time frames established in subdivision (1) of this subsection. The department's failure to comply with the commission's permit review time periods shall result in a refund of said permit fees as set forth in subdivision (2) of this subsection. On a semiannual basis, the department shall submit to the commission a report which describes the different classes of permits and reports on the number of days it took the department to issue each permit from the date of receipt of the application and show averages for each different class of permits.

(5) During the department's technical review of the application, the department may request the applicant submit supplemental or additional information necessary for adequate permit review. The department's technical review letter shall contain a sufficient description of the type of additional information needed to comply with the application requirements.

(6) Nothing in this subsection shall be interpreted to mean that inaction on a permit application shall be grounds to violate any provisions of sections 644.006 to 644.141 or any rules promulgated pursuant to sections 644.006 to 644.141.

14. The department shall respond to all requests for individual certification under Section 401 of the Federal Clean Water Act within the lesser of sixty days or the allowed response period established pursuant to applicable federal regulations without request for an extension period unless such extension is determined by the commission to be necessary to evaluate significant impacts on water quality standards and the commission establishes a timetable for completion of such evaluation in a period of no more than one hundred eighty days.

15. All permit fees generated pursuant to this chapter shall not be used for the development or expansion of total maximum daily loads studies on either the Missouri or Mississippi rivers.

644.581. In addition to those sums authorized prior to August 28, 2004, the board of fund commissioners of the state of Missouri, as authorized by section 37(e) of article III of the Constitution of the state of Missouri, may borrow on the credit of this state the sum of ten million dollars in the manner described, and for the purposes set out, in chapter 640, RSMo, and this chapter.

644.582. In addition to those sums authorized prior to August 28, 2004, the board of fund commissioners of the state of Missouri, as authorized by section 37(g) of article III of the Constitution of the state of Missouri, may borrow on the credit of this state the sum of ten million dollars in the manner described, and for the purposes set out, in chapter 640, RSMo, and in this chapter.

644.583. In addition to those sums authorized prior to August 28, 2004, the board of fund commissioners of the state of Missouri, as authorized by section 37(h) of article III of the Constitution of the state of Missouri, may borrow on the credit of this state the sum of twenty million dollars in the manner described, and for the purposes set out, in chapter 640, RSMO, and in this chapter.

Section 1. 1. In any home rule city with more than eighty-four thousand five hundred but less than eighty-four thousand six hundred inhabitants, the governing body of such city shall allow owners of real property located beyond the corporate limits of such city to connect sanitary sewer lines serving improvements constructed or to be constructed in accordance with applicable county ordinances on the respective parcel of real property to any sanitary sewer line of such city located within an easement on the respective parcel of real property provided that the following conditions are met:

- (1) The easement is located on a tract of real estate adjacent to a state highway;**
 - (2) The tract of real estate across which the easement is located constitutes a tract of real property containing more than thirty acres and is located within two miles of karst topography;**
 - (3) The easement and sanitary sewer line located therein have been in existence for more than ten years;**
- and**
- (4) The owner of the respective parcel of real property pays the normal and customary connection fees associated with such connection.**

2. In no event shall the annexation of the respective parcel of real property by such city constitute a condition precedent to the owner's right to connect with any sanitary sewer line of such city."; and

Further amend said title, enacting clause and intersectional references accordingly.

Speaker Pro Tem Jetton assumed the Chair.

Representative Bringer raised a point of order that **House Amendment No. 5** goes beyond the scope of the bill.

The Chair ruled the point of order not well taken.

Representative Stevenson offered **House Amendment No. 1 to House Amendment No. 5.**

House Amendment No. 1
to
House Amendment No. 5

AMEND House Amendment No. 5 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 36, Page 52, Section 644.051, Line 14 of said page, by inserting immediately after the word “**property**” the words “, **does not reach waters of the state,**”.

On motion of Representative Stevenson, **House Amendment No. 1 to House Amendment No. 5** was adopted.

Representative Graham offered **House Amendment No. 2 to House Amendment No. 5**.

House Amendment No. 2
to
House Amendment No. 5

AMEND House Amendment No. 5 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 36, Page 1, Section 1, by deleting all of said section.

Representative Graham moved that **House Amendment No. 2 to House Amendment No. 5** be adopted.

Which motion was defeated.

Representative Merideth offered **House Amendment No. 3 to House Amendment No. 5**.

House Amendment No. 3
to
House Amendment No. 5

AMEND House Amendment No. 5 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 36, Page 2, Section 204.600, Line 3, by inserting immediately after the word “**RSMo,**” the words “**except sewer districts subject to section 204.472, RSMo,**”.

On motion of Representative Merideth, **House Amendment No. 3 to House Amendment No. 5** was adopted.

On motion of Representative Cooper (120), **House Amendment No. 5, as amended**, was adopted.

Representative Seigfreid offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 36, Page 1, In the Title, Line 2, by inserting after the number “260.831,” the number “278.258,”; and

Further amend said bill, Page 1, In the Title, Line 3, by deleting the word “seventeen” and inserting in lieu thereof the word “eighteen”; and

Further amend said bill, Page 1, Section A, Line 1, by inserting after the number "260.831," the number "278.258,"; and

Further amend said bill, Page 1, Section A, Line 2, by deleting the word "seventeen" and inserting in lieu thereof the word "eighteen"; and

Further amend said bill, Page 1, Section A, Line 4, by inserting after the number "260.831," the number "278.258,"; and

Further amend said bill, Page 7, Section 260.831, Line 25, by inserting after all of said line the following:

"278.258. 1. After a watershed subdistrict has been organized and the organization tax pursuant to section 278.250 has been levied, any county in the subdistrict which has not adopted the annual tax pursuant to section 278.250 may detach from the subdistrict upon approval of such detachment of a majority of the qualified voters [residing] **voting on the proposed detachment** within such subdistrict in such county; however, before such detachment the watershed district trustees shall make arrangements for the county to pay any outstanding indebtedness for services or works of improvement rendered by the subdistrict in such county.

2. Following the entry in the official minutes of the trustees of the watershed district of the detachment of the county, the watershed district trustees shall certify this fact on a separate form, authentic copies of which shall be recorded with the recorder of deeds in each county in which any portion of the watershed subdistrict lies and with the state soil and water districts commission."; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Seigfreid, **House Amendment No. 6** was adopted.

Representative Dempsey offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 36, Page 1, In the Title, Line 3, by deleting the word "seventeen" and inserting in lieu thereof the word "twenty-one"; and

Further amend said bill, Page 1, Section A, Line 2, by deleting the word "seventeen" and inserting in lieu thereof the word "twenty-one"; and

Further amend said bill, Page 1, Section A, Line 4, by deleting the word "and"; and

Further amend said bill, Page 1, Section A, Line 5, by inserting the after "643.078," the phrase "and 1, 2, 3, and 4,"; and

Further amend said bill, Page 23, Section 643.078, Line 89, by inserting after all of said line the following:

"Section 1. The air conservation commission, clean water commission, hazardous waste management commission, petroleum storage tank insurance fund board and land reclamation commission assigned to the department of natural resources are hereby granted and shall have the authority to exercise all powers necessary or appropriate to carry out and effectuate their purposes pursuant to the provisions of chapters 260, 319, 444, 643 and 644, RSMo, as amended, including, but not limited to, the following:

(1) To sue and be sued;

(2) To employ managers and other employees and retain or contract with engineers, architects, accountants, financial consultants, attorneys and such other persons, firms, or corporations who are necessary in its judgment to carry out its duties, and to fix the compensation thereof, consistent with available appropriations; and

(3) To settle and compromise any claim or cause of action brought by, on behalf of, or against the board

or commission.

Section 2. 1. Each commission in section 1 of this act shall adopt, and may amend, promulgate, or repeal after due notice and hearing in accordance with chapter 536, RSMo, rules and regulations establishing rules of practice and procedure, including but not limited to the establishment of filing fees and assessment of hearing costs, applicable to any appeal or hearing heard by the commission pursuant to chapter 536, RSMo.

2. Until such time that each commission listed in section 1 of this act adopts rules of practice, the general procedures in the following rules adopted by the Missouri Bar shall control in all appeals heard by any commission: rules 56, 57, 58, 59, 61 and 74.04, as amended.

Section 3. 1. There is hereby created an "Office of Commission Support" within the department of natural resources. The office of commission support shall be managed by a director appointed by a majority vote of the chairs of the commissions listed in section 1 of this act. One full time equivalent employee with a classification of planner and one full time equivalent employee with the classification of clerk or typist are hereby transferred from the department of natural resources to serve as staff for the office of commission support. For fiscal years 2003 to 2008, ten thousand dollars from the air pollution control fund, hazardous waste fund, water pollution control fund, solid waste management fund, natural resources protection fund, natural resources protection fund-water pollution permit fees subaccount, natural resources protection fund-air pollution permit fees subaccount, soil and water sales tax fund, the mined land reclamation fund, and natural resources revolving services fund, respectively, shall be made available annually, upon appropriation, for personal service and expense and equipment.

2. The director of the office of commission support shall, in his or her discretion, institute such procedures, set such policies, and organize such structures in order to maintain neutrality and independence in all functions of the boards and commissions. The director shall provide advice and assistance to the board and commissions assigned to the department of natural resources in all administrative, budget, fiscal, personnel and related matters. The director shall serve as a clearinghouse for all notices of proposed rules as described in subsections 3 and 4 of section 4 of this act. The director shall supervise all work groups appointed by any board or commission.

Section 4. 1. At least sixty days prior to transmitting a notice of proposed rulemaking to the secretary of state for any rule to be considered by the department of natural resources or by the air conservation commission, clean water commission, hazardous waste management commission, petroleum storage tank insurance fund board or land reclamation commission, the department of natural resources shall provide a copy of the notice of proposed rulemaking to the members of the board or commission having jurisdiction over the notice of proposed rulemaking and to all persons or entities that participated in the underlying proceeding concerning the development of the proposed rule.

2. The department of natural resources may transmit the notice of proposed rulemaking to the secretary of state only after the board or commission having jurisdiction over the proposed rulemaking has approved the form and content of the notice of proposed rulemaking. Where no board or commission is involved in the adoption of the proposed rule, the department of natural resources may transmit the notice of proposed rulemaking sixty days after the issuance of the notice required in subsection 1 of this section to persons or entities that participated in the underlying proceeding.

3. Any board or commission may in its discretion appoint a work group comprised of interested parties to consider whether particular rules should be adopted or amended. Any such work group shall attempt to develop a consensus which shall be reported to the commission that appointed the work group.

4. Any notice of proposed rulemaking transmitted by the department of natural resources to the secretary of state without complying with the notice and approval requirements in subsections 1 and 2 of this section is void."; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Dempsey, **House Amendment No. 7** was adopted.

Representative Byrd offered **House Amendment No. 8**.

House Amendment No. 8 was withdrawn.

Representative Behnen offered **House Amendment No. 9.**

House Amendment No. 9

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 36, Page 23, Section 643.078, Line 89, by inserting after all of said line the following:

"644.016. When used in sections 644.006 to 644.141 and in standards, rules and regulations promulgated pursuant to sections 644.006 to 644.141, the following words and phrases mean:

(1) "Aquaculture facility", a hatchery, fish farm, or other facility used for the production of aquatic animals that is required to have a permit pursuant to the federal Clean Water Act, as amended, 33 U.S.C. 1251 et seq.;

(2) "Commission", the clean water commission of the state of Missouri created in section 644.021;

(3) "Conference, conciliation and persuasion", a process of verbal or written communications consisting of meetings, reports, correspondence or telephone conferences between authorized representatives of the department and the alleged violator. The process shall, at a minimum, consist of one offer to meet with the alleged violator tendered by the department. During any such meeting, the department and the alleged violator shall negotiate in good faith to eliminate the alleged violation and shall attempt to agree upon a plan to achieve compliance;

(4) "Department", the department of natural resources;

(5) "Director", the director of the department of natural resources;

(6) "Discharge", the causing or permitting of one or more water contaminants to enter the waters of the state;

(7) "Effluent control regulations", limitations on the discharge of water contaminants;

(8) "General permit", a permit written with a standard group of conditions and with applicability intended for a designated category of water contaminant sources that have the same or similar operations, discharges and geographical locations, and that require the same or similar monitoring, and that would be more appropriately controlled pursuant to a general permit rather than pursuant to a site-specific permit;

(9) "Human sewage", human excreta and wastewater, including bath and toilet waste, residential laundry waste, residential kitchen waste, and other similar waste from household or establishment appurtenances;

(10) "Income" includes retirement benefits, consultant fees, and stock dividends;

(11) "Minor violation", a violation which possesses a small potential to harm the environment or human health or cause pollution, was not knowingly committed, and is not defined by the United States Environmental Protection Agency as other than minor;

(12) "Permit by rule", a permit granted by rule, not by a paper certificate, and conditioned by the permit holder's compliance with commission rules;

(13) "Permit holders or applicants for a permit" shall not include officials or employees who work full time for any department or agency of the state of Missouri;

(14) "Person", any individual, partnership, copartnership, firm, company, public or private corporation, association, joint stock company, trust, estate, political subdivision, or any agency, board, department, or bureau of the state or federal government, or any other legal entity whatever which is recognized by law as the subject of rights and duties;

(15) "Point source", any discernible, confined and discrete conveyance, including but not limited to any pipe, ditch, channel, tunnel, conduit, well, discrete fissure, container, rolling stock, concentrated animal feeding operation, or vessel or other floating craft, from which pollutants are or may be discharged. **This term does not include agricultural stormwater discharges and return flows from irrigated agriculture;**

(16) "Pollution", such contamination or other alteration of the physical, chemical or biological properties of any waters of the state, including change in temperature, taste, color, turbidity, or odor of the waters, or such discharge of any liquid, gaseous, solid, radioactive, or other substance into any waters of the state as will or is reasonably certain to create a nuisance or render such waters harmful, detrimental or injurious to public health, safety or welfare, or to domestic, industrial, agricultural, recreational, or other legitimate beneficial uses, or to wild animals, birds, fish or other aquatic life;

(17) "Pretreatment regulations", limitations on the introduction of pollutants or water contaminants into publicly owned treatment works or facilities which the commission determines are not susceptible to treatment by such works or facilities or which would interfere with their operation, except that wastes as determined compatible for treatment pursuant to any federal water pollution control act or guidelines shall be limited or treated pursuant to this chapter only as required by such act or guidelines;

(18) "Residential housing development", any land which is divided or proposed to be divided into three or more lots, whether contiguous or not, for the purpose of sale or lease as part of a common promotional plan for residential housing;

(19) "Sewer system", pipelines or conduits, pumping stations, and force mains, and all other structures, devices, appurtenances and facilities used for collecting or conducting wastes to an ultimate point for treatment or handling;

(20) "Significant portion of his or her income" shall mean ten percent of gross personal income for a calendar year, except that it shall mean fifty percent of gross personal income for a calendar year if the recipient is over sixty years of age, and is receiving such portion pursuant to retirement, pension, or similar arrangement;

(21) "Site-specific permit", a permit written for discharges emitted from a single water contaminant source and containing specific conditions, monitoring requirements and effluent limits to control such discharges;

(22) "Treatment facilities", any method, process, or equipment which removes, reduces, or renders less obnoxious water contaminants released from any source;

(23) "Water contaminant", any particulate matter or solid matter or liquid or any gas or vapor or any combination thereof, or any temperature change which is in or enters any waters of the state either directly or indirectly by surface runoff, by sewer, by subsurface seepage or otherwise, which causes or would cause pollution upon entering waters of the state, or which violates or exceeds any of the standards, regulations or limitations set forth in sections 644.006 to 644.141 or any federal water pollution control act, or is included in the definition of pollutant in such federal act;

(24) "Water contaminant source", the point or points of discharge from a single tract of property on which is located any installation, operation or condition which includes any point source defined in sections 644.006 to 644.141 [and nonpoint source pursuant to any federal water pollution control act], which causes or permits a water contaminant therefrom to enter waters of the state either directly or indirectly. **This term does not include agricultural stormwater discharges and return flows from irrigated agriculture;**

(25) "Water quality standards", specified concentrations and durations of water contaminants which reflect the relationship of the intensity and composition of water contaminants to potential undesirable effects;

(26) "Waters of the state", all rivers, streams, lakes and other bodies of surface and subsurface water lying within or forming a part of the boundaries of the state which are not entirely confined and located completely upon lands owned, leased or otherwise controlled by a single person or by two or more persons jointly or as tenants in common and includes waters of the United States lying within the state."; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Behnen, **House Amendment No. 9** was adopted by the following vote:

AYES: 099

Angst	Avery	Baker	Barnitz	Bean
Bearden	Behnen	Bivins	Black	Bland
Bough	Boykins	Bringer	Bruns	Byrd
Cooper 120	Cooper 155	Crawford	Crowell	Cunningham 145
Cunningham 86	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Dougherty	Dusenberg	Emery	Engler
Ervin	Goodman	Guest	Hampton	Henke
Hobbs	Holand	Hunter	Ice	Jackson
Jetton	Johnson 47	Kelly 144	King	Kingery
Kratky	Kuessner	Lager	Lembke	Lipke
Luetkemeyer	Mayer	McKenna	Miller	Morris
Munzlinger	Myers	Nieves	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sander	Schaaf	Schlottach	Schneider
Self	Shoemyer	Smith 118	Smith 14	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Threlkeld
Townley	Viebrock	Wagner	Wallace	Wasson
Whorton	Willoughby	Wilson 119	Wilson 130	Witte

Wood Wright Yates Madam Speaker

NOES: 053

Bishop	Brooks	Burnett	Campbell	Corcoran
Curls	Darrough	Daus	Davis 122	Donnelly
El-Amin	Fraser	George	Graham	Green
Harris 110	Harris 23	Haywood	Hilgemann	Hoskins
Hubbard	Johnson 61	Johnson 90	Jolly	Jones
Kelly 36	LeVota	Liese	Lowe	Meiners
Merideth	Muckler	Page	Parker	Sager
Salva	Schoemehl	Selby	Skaggs	Spreng
Thompson	Villa	Vogt	Walker	Walsh
Walton	Ward	Wildberger	Wilson 25	Wilson 42
Yaeger	Young	Zweifel		

PRESENT: 002

Abel Fares

ABSENT WITH LEAVE: 009

Adams	Brown	Carnahan	Lawson	Marsh
May	Moore	Seigfreid	Shoemaker	

Representative Pratt offered **House Amendment No. 10.**

House Amendment No. 10

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 36, Page 7, Section 260.831, Line 25, by inserting after all of said line the following:

"319.115. 1. No person shall undertake the installation, repair, or removal, of an underground storage tank unless he or she has on file with the department of agriculture, weights and measures division the following:

(1) Documentation showing that the person has general liability insurance, pollution liability insurance, and professional liability insurance, or net worth of not less than one million dollars; and

(2) Documentation showing that the person complies with the applicable sections of Title 29 of the Code of Federal Regulations general labor, safety, and health standards, which include Hazardous Waste Operations Training, Emergency Response Training, Confined Space Training, Protective Equipment Training, and Respiratory Protection Training.

2. No person shall undertake site assessment or corrective action in response to a release from an underground storage tank unless he or she has on file with the department of agriculture, weights and measures division the following:

(1) Documentation showing that the person has general liability insurance, pollution liability insurance, and professional liability insurance, or net worth of not less than one million dollars; and

(2) Documentation showing that the person complies with the applicable sections of Title 29 of the Code of Federal Regulations general labor, safety, and health standards, which include Hazardous Waste Operations Training, Emergency Response Training, Confined Space Training, Protective Equipment Training, and Respiratory Protection Training.

3. No person shall be entitled to receive any payments, reimbursements, or remuneration of any kind from the petroleum storage tank insurance fund unless the work for which payment is requested was performed by a person who has met the requirements of subsections 1 and 2 of this section."; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Pratt, **House Amendment No. 10** was adopted.

Representative Smith (14) offered **House Amendment No. 11.**

House Amendment No. 11

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 36, Page 1, Section 260.219, Lines 1-2, by deleting all of said lines; and

Further amend said title, enacting clause, and intersectional references accordingly.

Representative George offered **House Substitute Amendment No. 1 for House Amendment No. 11.**

*House Substitute Amendment No. 1
for
House Amendment No. 11*

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 36, Page 1, Section 260.219, Lines 1 and 2, by deleting all of said section and inserting lieu thereof the following:

"260.219. No local government or political subdivision shall provide commercial solid waste collection services in the unincorporated areas outside its boundaries unless no other service is available.

260.247. 1. Any [city] **local government or political subdivision** which annexes an area or enters into or expands solid waste collection services into an area where the collection of solid waste is presently being provided by one or more private entities shall notify the private entity or entities of its intent to provide solid waste collection services in the area by certified mail.

2. A [city] **local government or political subdivision** shall not commence solid waste collection in such area for at least two years from the effective date of the annexation or at least two years from the effective date of the notice that the [city] **local government or political subdivision** intends to enter into the business of solid waste collection or to expand existing solid waste collection services into the area, unless the city contracts with the private entity or entities to continue such services for that period. **If the local government or political subdivision has not engaged in or started the process to engage in the business of solid waste collection services or expand existing solid waste collection services in the area within the two years of notification, then the political subdivision shall again notify private entity or entities pursuant to subsection 1 of this section.**

3. If the services to be provided under a contract with the [city] **local government or political subdivision** pursuant to subsection 2 of this section are substantially the same as the services rendered in the area prior to the decision of the [city] **local government or political subdivision** to annex the area or to enter into or expand its solid waste collection services into the area, the amount paid by the [city] **local government or political subdivision** shall be at least equal to the amount the private entity or entities would have received for providing such services during that period.

4. Any private entity or entities which provide collection service in the area which the [city] **local government or political subdivision** has decided to annex or enter into or expand its solid waste collection services into shall make available upon written request by the [city] **local government or political subdivision** not later than thirty days following such request, all information in its possession or control which pertains to its activity in the area necessary for the [city] **local government or political subdivision** to determine the nature and scope of the potential contract.

5. The provisions of this section shall apply to private entities that service fifty or more residential accounts or fifteen or more commercial accounts in the area in question."; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative George, **House Substitute Amendment No. 1 for House Amendment No. 11** was adopted.

Representative Guest offered **House Amendment No. 12.**

House Amendment No. 12

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 36, Page 1, In the Title, Line 3, by deleting the word "seventeen" and inserting in lieu thereof the word "eighteen"; and

Further amend said bill, Page 1, Section A, Line 2, by deleting the word "seventeen" and inserting in lieu thereof the word "eighteen"; and

Further amend said bill, Page 1, Section A, Line 4, by deleting the word "and"; and

Further amend said bill, Page 1, Section A, Line 5, by inserting the after "643.078," the phrase "and 1,"; and

Further amend said bill, Page 23, Section 643.078, Line 89, by inserting after all of said line the following:

"Section 1. 1. Notwithstanding other provisions of law, any aggrieved person or entity that participated in the underlying proceeding shall have the right to appeal to the air conservation commission, clean water commission, hazardous waste management commission, petroleum storage tank insurance fund board, or land reclamation commission from any finding, order, decision, or assessment made by such board or commission or the department. An aggrieved party seeking relief shall demonstrate that he or she has a specific and legally cognizable interest in the subject matter of the administrative action and that he or she has been directly and substantially affected thereby.

2. Participation in the underlying proceeding means an affirmative act involving the submission of comments or information concerning the underlying subject matter, and includes but is not limited to, filing comments on a proposed action or making comments at a public meeting. The board or commission may excuse the participation requirement only for good cause shown by the aggrieved party.

3. Notice of such decision shall be sent by the board or commission to all persons or entities that participated in the underlying proceeding. Any such aggrieved person or entity may file an appeal with the commission within thirty days after valid service and receipt of any such finding, order, decision, or assessment.";
and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Guest, **House Amendment No. 12** was adopted by the following vote:

AYES: 096

Angst	Avery	Baker	Barnitz	Bean
Bearden	Behnen	Bivins	Black	Bough
Bringer	Bruns	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Dusenberg
Emery	Engler	Ervin	Fares	George
Goodman	Guest	Hampton	Hobbs	Holand
Hoskins	Hunter	Icet	Jackson	Jetton
Johnson 47	Jones	Kelly 144	Kelly 36	King
Kingery	Kuessner	Lager	Lembke	Liese
Lipke	Luetkemeyer	Mayer	Merideth	Miller
Moore	Morris	Munzlinger	Myers	Nieves
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Sander	Schaaf
Schlottach	Schneider	Self	Smith 118	Smith 14
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Threlkeld	Townley	Viebrock	Wallace	Whorton

1444 *Journal of the House*

Wilson 119
Madam Speaker

Wilson 130

Wood

Wright

Yates

NOES: 055

Abel

Bishop

Bland

Boykins

Brooks

Burnett

Campbell

Corcoran

Curls

Darrough

Daus

Donnelly

Dougherty

El-Amin

Fraser

Graham

Green

Harris 110

Harris 23

Henke

Hilgemann

Hubbard

Johnson 61

Johnson 90

Jolly

Kratky

LeVota

McKenna

Meiners

Muckler

Page

Parker

Ransdall

Salva

Schoemehl

Selby

Shoemyer

Skaggs

Spreng

Thompson

Villa

Vogt

Walker

Walsh

Walton

Ward

Wasson

Wildberger

Willoughby

Wilson 25

Wilson 42

Witte

Yaeger

Young

Zweifel

PRESENT: 002

Byrd

Haywood

ABSENT WITH LEAVE: 010

Adams

Brown

Carnahan

Lawson

Lowe

Marsh

May

Seigfreid

Shoemaker

Wagner

Representative Harris (110) offered **House Amendment No. 13.**

House Amendment No. 13

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 36, Page 1, Section A, Line 5, by inserting after all of said line the following:

"260.214. 1. The department of natural resources shall not issue a permit to any person for the operation of any solid waste disposal area pursuant to sections 260.200 to 260.345 if such disposal area is to be located within one-quarter mile of an occupied residence or within one-quarter mile of a stream, creek, river, or other waterway.

2. No solid waste disposal area shall exceed a height of twenty-five feet above the maximum height of any natural ground elevation within one-half mile of such disposal area."; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Harris (110) moved that **House Amendment No. 13** be adopted.

Which motion was defeated by the following vote:

AYES: 067

Abel

Barnitz

Bishop

Bland

Bringer

Brooks

Burnett

Campbell

Corcoran

Curls

Darrough

Daus

Davis 122

Donnelly

Dougherty

El-Amin

Fares

Fraser

George

Graham

Green

Hampton

Harris 110

Harris 23

Haywood

Henke

Hilgemann

Hoskins

Hubbard

Johnson 61

Johnson 90

Jolly

Jones

Kelly 36

Kratky

Kuessner

LeVota

Liese

Lowe

McKenna

Meiners	Merideth	Muckler	Page	Ransdall
Sager	Schoemehl	Seigfreid	Selby	Shoemyer
Skaggs	Spreng	Thompson	Villa	Vogt
Walker	Walsh	Walton	Ward	Whorton
Wildberger	Willoughby	Wilson 25	Wilson 42	Witte
Young	Zweifel			

NOES: 087

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Boykins
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Goodman	Guest	Hobbs
Holand	Hunter	Ice	Jackson	Jetton
Johnson 47	Kelly 144	King	Kingery	Lager
Lembke	Lipke	Luetkemeyer	Mayer	Miller
Moore	Morris	Munzlinger	Myers	Nieves
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Salva	Sander
Schaaf	Schlottach	Schneider	Self	Smith 118
Smith 14	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Threlkeld	Townley	Viebrock	Wallace
Wasson	Wilson 119	Wilson 130	Wood	Wright
Yates	Madam Speaker			

PRESENT: 001

Yaeger

ABSENT WITH LEAVE: 008

Adams	Brown	Carnahan	Lawson	Marsh
May	Shoemaker	Wagner		

Representative Fraser requested a division of the question on **HCS SS SCS SB 36, as amended.**

The division of the question was denied by the Chair.

Representative Crowell moved the previous question.

Which motion was adopted by the following vote:

AYES: 086

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Bruns
Byrd	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dusenberg	Emery	Engler
Ervin	Fares	Goodman	Guest	Hobbs
Holand	Hunter	Ice	Jackson	Jetton
Johnson 47	Kelly 144	King	Kingery	Lager

1446 *Journal of the House*

Lembke	Lipke	Luetkemeyer	Mayer	Miller
Moore	Morris	Munzlinger	Myers	Nieves
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sander	Schaaf
Schlottach	Schneider	Self	Smith 118	Smith 14
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Threlkeld	Townley	Viebrock	Wallace	Wasson
Wilson 119	Wilson 130	Wood	Wright	Yates
Madam Speaker				

NOES: 067

Abel	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Campbell	Corcoran
Curls	Darrough	Daus	Davis 122	Donnelly
Fraser	George	Graham	Green	Hampton
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Hoskins	Hubbard	Johnson 61	Johnson 90	Jolly
Jones	Kelly 36	Kratky	Kuessner	LeVota
Liese	Lowe	McKenna	Meiners	Merideth
Muckler	Page	Ransdall	Sager	Salva
Schoemehl	Seigfreid	Selby	Shoemyer	Skaggs
Spreng	Thompson	Villa	Vogt	Walker
Walsh	Walton	Ward	Whorton	Wildberger
Willoughby	Wilson 25	Wilson 42	Witte	Yaeger
Young	Zweifel			

PRESENT: 001

Dougherty

ABSENT WITH LEAVE: 009

Adams	Brown	Carnahan	El-Amin	Lawson
Marsh	May	Shoemaker	Wagner	

On motion of Representative Myers, **HCS SS SCS SB 36, as amended**, was adopted.

Representative Bringer made a privileged motion that **HCS SS SCS SB 36, as amended**, be referred to the Committee on Budget.

Which motion was adopted.

REFERRAL OF SENATE BILL

HCS SS SCS SB 36, as amended, was referred to the Committee on Budget.

REFERRAL OF HOUSE BILL

The following House Bill was referred to the Committee indicated:

HS HCS HB 455 - Budget (Fiscal Note)

REFERRAL OF SENATE CONCURRENT RESOLUTION

The following Senate Concurrent Resolution was referred to the Committee indicated:

SCR 11 - Rules

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SS SCS HCS HB 600**, entitled:

An act to repeal sections 32.057, 67.990, 71.620, 143.124, 143.181, 143.225, 143.782, 144.025, 144.081, 144.250, 191.831, 196.365, 196.367, 196.370, 196.375, 196.380, 196.385, 196.390, 196.395, 196.400, 196.405, 196.415, 196.420, 196.425, 196.430, 196.435, 196.436, 196.440, 196.445, 208.565, 301.190, 302.304, 302.540, 306.016, 338.501, 338.515, 338.520, 338.525, 338.545, 338.550, 577.041, 577.049, and 577.520, RSMo, and to enact in lieu thereof thirty-four new sections relating to tax and fee revenue, with penalty provisions and an emergency clause.

With Senate Amendment No. 1, Senate Amendment No. 2, Senate Amendment No. 3, Senate Amendment No. 4, Senate Amendment No. 5, Senate Amendment No. 8, Senate Amendment No. 9, Senate Amendment No. 11, Senate Amendment No. 13, Part II of Senate Amendment No. 14, Senate Amendment No. 15, Senate Amendment No. 16, Senate Amendment No. 17, Senate Amendment No. 1 to Senate Amendment No. 18, Senate Amendment No. 18, as amended, Senate Amendment No. 19 and Senate Amendment No. 20.

Senate Amendment No. 1

AMEND Senate Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 600, Page 63, Section 338.550, Line 17 of said page, by inserting immediately after said line the following:

"339.105. 1. Each broker **who holds funds belonging to another** shall maintain **such funds in** a separate bank [checking] account in a financial institution[, either a bank, savings and loan association or a credit union in this state, or in an adjoining state with written permission of the commission,] which shall be designated an escrow or trust account [in which all money not his own coming into his possession, including]. **This requirement includes** funds in which he **or she** may have some future interest or claim[.]. **Such funds** shall be deposited promptly unless all parties having an interest in the funds have agreed otherwise in writing. No broker shall commingle his **or her** personal funds or other funds in this account with the exception that a broker may deposit and keep a sum not to exceed [five hundred] **one thousand** dollars in the account from his **or her** personal funds, which sum shall be specifically identified and deposited to cover service charges related to the account. [The commission may, by written waiver issued for good cause as defined by rule and regulation, relieve a broker from the obligation to maintain a separate escrow or trust account.]

2. [Before issuance of a broker license,] Each broker shall notify the commission of the name of **his or her intent not to maintain an escrow account, or the name of** the financial institution in which each escrow or trust account is maintained, the name and number of each such account, and shall file written authorization directed to each financial institution to allow the commission or its authorized representative to examine each such account; such notification and authorization shall be submitted on forms provided therefor by the commission [but shall not be required in any case where maintenance of an escrow or trust account has been waived pursuant to subsection 1 of this section]. A broker shall notify the commission within [fifteen] **ten business** days of any change of **his or her intent to maintain an escrow account, the** financial institution [or], account numbers, **or change in account status.**

3. In conjunction with each escrow or trust account a broker shall maintain [at his usual place of business,] books, records, contracts and other necessary documents so that the adequacy of said account may be determined at any time. The account and other records shall be [open] **provided** to [inspection by] the commission and its duly authorized agents

for inspection at all times during regular business hours at the broker's usual place of business.

4. Whenever the ownership of any escrow moneys received by a broker pursuant to this section is in dispute by the parties to a real estate sales transaction, the broker shall report and deliver the moneys to the state treasurer within three hundred sixty-five days of the date of the initial projected closing date in compliance with sections 447.500 to 447.595, RSMo. The parties to a real estate sales transaction may agree in writing that the funds are not in dispute and shall notify the broker who is holding the funds.

5. A broker shall not be entitled to any [part of the earnest] money or other money paid to him **or her** in connection with any real estate **sales** transaction as part or all of his **or her** commission or fee until the transaction has been consummated or terminated, unless agreed in writing by all parties to the transaction.

[5.] **6.** When, through investigations or otherwise, the commission has reasonable cause to believe that a licensee has acted, is acting or is about to act in violation of this section, the commission may, through the attorney general or any [of his] assistants designated by [him] **the attorney general**, proceed in the name of the commission to institute suit to enjoin any act or acts in violation of this section.

[6.] **7.** Any such suit shall be commenced in either the county in which the defendant resides or in the county in which the defendant has acted, is acting or is about to act in violation of this section.

[7.] **8.** In such proceeding, the court shall have power to issue such temporary restraining or injunction orders, without bond, which are necessary to protect the public interest. Any action brought under this section shall be in addition to and not in lieu of any other provisions of this chapter. In such action, the commission or the state need not allege or prove that there is no adequate remedy at law or that any individual has suffered any economic injury as a result of the activity sought to be enjoined."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 2

AMEND Senate Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 600, Page 13, Section 71.620, Lines 14-17, by striking all of said lines.

Senate Amendment No. 3

AMEND Senate Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 600, Pages 56-61, Section 306.016, by striking all of said section and inserting in lieu thereof the following:

"306.016. 1. By January 1, 1995, the owner of any vessel documented by the United States Coast Guard on August 28, 1994, and the new owner of any vessel purchased after August 28, 1994, who upon the sale or transfer of the vessel desires to document the vessel with the United States Coast Guard, shall apply for a vessel certificate of registration and pay a certification fee of seven dollars and fifty cents, an initial registration fee in an amount equal to the amount required for a certificate of number [under] **pursuant to** section 306.030 and all applicable state and local [or in lieu watercraft] taxes as provided by law in effect on the date the vessel was documented or submit proof that all applicable registration fees have been paid to the department of revenue and all applicable taxes [or in lieu watercraft taxes] have been paid in this or another state. Such application shall include the county in which such vessel will be normally maintained by the new owner. A certificate of registration and a set of registration decals in a form the director shall prescribe shall be issued for a documented vessel. A Missouri resident shall make application for a vessel certificate of registration within thirty days of acquiring or bringing the vessel into this state. A nonresident shall make application for a vessel certificate of registration within sixty days after acquiring a vessel in this state or bringing a vessel into this state if the vessel will be kept in this state for a period in excess of sixty consecutive days. A delinquency penalty fee of ten dollars shall be imposed for each thirty days of delinquency, not to exceed a total of thirty dollars. If the director of revenue learns that any person has failed to make application for a vessel certificate of registration in accordance with this section or has sold a vessel documented by the United States Coast Guard without obtaining a certificate of registration as provided in this section, the director shall cancel the registration of all vessels and outboard motors registered in the name of the person, either as sole owner or a co-owner, and shall notify the person that the cancellation will remain in force until the person pays the delinquency penalty fee together with all fees, charges, and payments which the person should have paid in connection with the vessel certificate of registration.

2. [A boat or vessel documented by the United States Coast Guard or other agency of the federal government and

operated on the waters of this state shall not be liable for the payment of any state or local sales or use tax on the purchase, but shall be liable for the payment of an in lieu watercraft tax, which is hereby imposed. The in lieu watercraft tax shall be collected by the director of revenue and deposited in the state treasury to the credit of general revenue and shall be appropriated for use by the Missouri state water patrol. Watercraft dealers in this state shall report to the director of revenue on forms furnished by the director the sale of each watercraft sold to a resident of this state. If the watercraft is registered and licensed pursuant to the provisions of this chapter and all applicable sales taxes have been paid, the director shall not collect the in lieu tax imposed by this subsection. If the watercraft is registered with the United States Coast Guard or other agency of the federal government and not under the provisions of this chapter the director shall bill the purchaser of the watercraft for the in lieu tax imposed by this subsection. Any person who fails to pay the in lieu tax due under this section, within thirty days after receipt of the bill from the director of revenue, shall be liable to the same penalties imposed by law for failure to pay sales and use taxes due the state. The in lieu tax shall be determined as follows:

PURCHASE PRICE OF WATERCRAFT TAX DUE

\$50,000 or less \$ 650.00

\$50,001 to \$100,000 1,250.00

\$100,001 to \$150,000 1,850.00

\$150,001 to \$200,000 2,450.00

\$200,001 and above 3,050.00

3.] The registration decals for any vessel documented by the United States Coast Guard shall be in force and effect for a period of three years so long as the vessel is owned or held by the original holder of the certificate of registration and shall be renewed upon application and payment of a registration renewal fee equal to the amount required for a certificate of number [under] **pursuant to** section 306.030. The owner shall attach the registration decals to both sides of the forward half of the bow of the documented vessel in a place that is fully visible.

[4.] **3.** The department of revenue may issue a temporary vessel certificate of registration authorizing the operation of a vessel to be documented by the United States Coast Guard for not more than sixty days. The temporary registration shall be made available by the department of revenue and may be purchased from the department of revenue or from a dealer upon proof of purchase of a vessel. The department shall make temporary certificates of registration available to registered dealers in this state in sets of ten. The fee for the temporary certificates of registration shall be five dollars each. No dealer shall charge more than five dollars for each temporary certificate of registration issued. The temporary registration shall be valid for a period of sixty days from the date of issuance by the department of revenue to the purchaser of the vessel or from the date of sale of the vessel by a dealer from which the purchaser obtains a certificate of registration. The temporary certificate of registration shall be issued on a form prescribed by the department of revenue and issued only for the purchaser's use in the operation of the vessel purchased to enable the purchaser to legally operate the vessel while a certificate of registration is being obtained, and shall be displayed on no other vessel. Temporary certificates of registration issued [under] **pursuant to** this section shall not be transferable or renewable and shall not be valid upon issuance of a proper certificate of registration. The dealer or authorized agent shall insert the date of issuance and expiration date, year, make and the manufacturer's identification number of the vessel on the temporary registration when issued to the purchaser. The dealer shall complete the information on the temporary registration in full. Every dealer that issues a temporary certificate of registration shall keep, for inspection by authorized officers, a correct record of each temporary certificate of registration issued by the dealer by recording the registration number, purchaser's name and address, year, make and manufacturer's identification number of the vessel on which the temporary certificate of registration is to be used and the date of issuance.

[5.] **4.** Upon the sale or transfer of any vessel documented by the United States Coast Guard for which a certificate of registration has been issued, the registration shall be terminated. If the new owner elects to have the vessel documented by the United States Coast Guard, the new owner shall submit, in addition to the properly assigned certificate of registration, proof of release from the documentation provided by the United States Coast Guard and shall comply with the provisions of this section. If the new owner elects not to document the vessel with the United States Coast Guard, the owner shall comply with the applicable provisions of this chapter.

[6.] **5.** The certificate of registration shall be available at all times for inspection on the vessel for which it is issued, whenever the vessel is in operation."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 4

AMEND Senate Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 600, Page 15, Section 136.325, Line 21 of said page, by inserting after all of said line the following:

"143.091. **1.** Any term used in sections 143.011 to 143.996 shall have the same meaning as when used in a comparable context in the laws of the United States relating to federal income taxes, unless a different meaning is clearly required by the provisions of sections 143.011 to 143.996. **For taxes due on or after December 31, 2003**, any reference in sections 143.011 to 143.996 to the laws of the United States shall mean the provisions of the Internal Revenue Code of 1986, and amendments thereto **enacted on or before January 1, 2003**, and other provisions of the laws of the United States relating to federal income taxes, as the same may be or become effective[, at any time or from time to time.] **on or before January 1, 2003**, for the taxable year.

2. Within sixty days after an amendment of the Internal Revenue Code of 1986 is enacted, the director or revenue shall prepare and submit to the governor, the speaker of the house of representatives, and the president pro tempore of the senate a report which outlines:

- (1) The changes of the Internal Revenue Code of 1986;**
- (2) The impact of those changes on state revenue; and**
- (3) The impact of those changes on the various classes and types of taxpayers.**

3. The provisions of subsections 1-2 of this section shall expire December 31, 2008.

4. Beginning January 1, 2009, any term used in sections 143.011 to 143.996 shall have the same meaning as when used in a comparable context in the laws of the United States relating to federal income taxes, unless a different meaning is clearly required by the provisions of sections 143.011 to 143.996. Beginning January 1, 2009, any reference in sections 143.011 to 143.996 to the laws of the United States shall mean the provisions of the Internal Revenue Code of 1986, and amendments thereto, and other provisions of the laws of the United States relating to federal income taxes, as the same may be or become effective, at any time or from time to time, for the taxable year."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 5

AMEND Senate Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 600, Page 12, Section 71.620, Line 28 of said page, by striking the opening bracket "[" and closing bracket "]" on said line; and

Further amend Line 29 of said page, by striking all of said line; and

Further amend said bill, Page 13, Section 71.620, Line 1 of said page, by striking all of said line and inserting in lieu thereof the following: "surgeon in this state, shall be taxed or made"; and

Further amend Line 4 of said page, by inserting after "calling," the following:

"and, after December 31, 2003, no investment funds service corporation as defined in section 143.451, RSMo, may be required to pay any such license fee in excess of twenty-five thousand dollars annually,".

Senate Amendment No. 8

AMEND Senate Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 600, Pages 26-28, Section 144.025 of said pages, by striking all of said section and inserting in lieu thereof the following:

"144.025. 1. Notwithstanding any other provisions of law to the contrary, in any retail sale other than retail sales governed by subsections [3] **4 and 5** of this section, where any article **on which sales or use tax has been paid, credited or otherwise satisfied or which was exempted or excluded from sales or use tax** is taken in trade as a credit or part payment on the purchase price of the article being sold, the tax imposed by sections 144.020 and 144.440 shall be

computed only on that portion of the purchase price which exceeds the actual allowance made for the article traded in or exchanged, if there is a bill of sale or other record showing the actual allowance made for the article traded in or exchanged. **Where the article being traded in for credit or part payment is a motor vehicle, trailer, boat or outboard motor the person trading in the article must be the owner or holder of a properly assigned certificate of ownership. For the purpose of determining sales or use tax liability from a sale of a motor vehicle, trailer, boat or outboard motor, no deduction shall be allowed from the purchase price of the motor vehicle, trailer, boat or outboard motor for the actual allowance of any article other than a motor vehicle, trailer, boat or outboard motor traded or exchanged as a credit or partial payment for such item.** Where the purchaser of a motor vehicle, trailer, boat or outboard motor receives a rebate from the seller or manufacturer, the tax imposed by sections 144.020 and 144.440 shall be computed only on that portion of the purchase price which exceeds the amount of the rebate, if there is a bill of sale or other record showing the actual rebate given by the seller or manufacturer. Where the trade-in or exchange allowance plus any applicable rebate exceeds the purchase price of the purchased article there shall be no sales or use tax owed. This section shall also apply to motor vehicles, trailers, boats, and outboard motors sold by the owner or holder of the properly assigned certificate of ownership if the seller purchases or contracts to purchase a subsequent motor vehicle, trailer, boat, or outboard motor within one hundred eighty days before or after the date of the sale of the original article and a notarized bill of sale showing the paid sale price is presented to the department of revenue at the time of licensing. A copy of the bill of sale shall be left with the licensing office. Where the subsequent motor vehicle, trailer, boat, or outboard motor is titled more than one hundred eighty days after the sale of the original motor vehicle, trailer, boat, or outboard motor, the allowance pursuant to this section shall be made if the person titling such article establishes that the purchase or contract to purchase was finalized prior to the expiration of the one hundred eighty-day period.

2. As used in this section, the term "boat" includes all motorboats and vessels, as the terms "motorboat" and "vessel" are defined in section 306.010, RSMo.

3. As used in this section, the term "motor vehicle" includes motor vehicles as defined in section 301.010, RSMo, recreational vehicles as defined in section 700.010, RSMo, or a combination of a truck as defined in section 301.010, RSMo, and a trailer as defined in section 301.010, RSMo.

4. The provisions of subsection 1 of this section shall not apply to retail sales of manufactured homes in which the purchaser receives a document known as the "Manufacturer's Statement of Origin" for purposes of obtaining a title to the manufactured home from the department of revenue of this state or from the appropriate agency or officer of any other state.

5. Any purchaser of a motor vehicle or trailer used for agricultural use by the purchaser shall be allowed to use as an allowance to offset the sales and use tax liability towards the purchase of the motor vehicle or trailer any grain or livestock produced or raised by the purchaser. The director of revenue may prescribe forms for compliance with this subsection."

Senate Amendment No. 9

AMEND Senate Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 600, Page 7, Section 32.057, Line 18 of said page, by inserting after all of said line the following:

"34.010. 1. The term "department" as used in this chapter shall be deemed to mean department, office, board, commission, bureau, institution, or any other agency of the state, except the legislative and judicial departments.

2. The term "negotiation" as used in this chapter means the process of selecting a contractor by the competitive methods described in this chapter, whereby the commissioner of administration can establish any and all terms and conditions of a procurement contract by discussion with one or more prospective contractors.

3. The term "purchase" as used in this chapter shall include the rental or leasing of any equipment, articles or things.

4. The term "supplies" used in this chapter shall be deemed to mean supplies, materials, equipment, contractual services and any and all articles or things, except for utility services regulated under chapter 393, RSMo, or as in this chapter otherwise provided.

5. The term "reverse auction" used in this chapter shall mean a procurement method wherein bidders are invited to bid on specified goods or nonprofessional services through real-time electronic bidding, with the award being made to the first, lowest, responsive, and responsible bidder. During the bidding process, bidders' prices are revealed and bidders shall have the opportunity to modify their bid prices for the duration of the time period established for bid opening.

34.031. 1. The commissioner of administration, in consultation with the environmental improvement and energy resources authority of the department of natural resources, shall give full consideration to the purchase of products made from materials recovered from solid waste and to the reduction and ultimate elimination of purchases of products manufactured in whole or in part of thermoformed or other extruded polystyrene foam manufactured using any fully halogenated chlorofluorocarbon (CFC). Products that utilize recovered materials of a price and quality comparable to products made from virgin materials shall be sought and purchased, with particular emphasis on recycled oil, retread tires, compost materials and recycled paper products. The commissioner shall exercise a preference for such products if their use is technically feasible and, where a bid is required, their price is equal to, or less than, the price of items which are manufactured or produced from virgin materials. Products that would be inferior, violate safety standards or violate product warranties if the provisions of this section are followed may be excluded from the provisions of this section.

2. The commissioner of administration shall:

(1) Review the procurement specifications in order to eliminate discrimination against the procurement of recycled products;

(2) Review and modify the contract specifications for paper products and increase the minimum required percentage of recycled paper in each product as follows:

(a) Forty percent recovered materials for newsprint;

(b) Eighty percent recovered materials for paperboard;

(c) Fifty percent waste paper in high grade printing and writing paper;

(d) Five to forty percent in tissue products;

(3) Support federal incentives and policy guidelines designed to promote these goals;

(4) Develop and implement a cooperative procurement policy to facilitate bulk order purchases and to increase availability of recycled products. The policy shall be distributed to all state agencies and shall be made available to political subdivisions of the state[;

(5) Conduct a survey using existing staff of those items customarily required by the state that are manufactured in whole or part from polystyrene plastic, and report its findings, together with an analysis of environmentally acceptable alternatives thereto, prepared in collaboration with the department of natural resources, to the general assembly and every state agency within six months of August 28, 1995].

3. Notwithstanding the provisions of this section, no state agency may purchase any food or beverage containers or wrapping manufactured from any polystyrene foam manufactured using any fully halogenated chlorofluorocarbon (CFC) found by the United States Environmental Protection Agency (EPA) to be an ozone-depleting chemical.

4. No state agency may purchase any items made in whole or part of thermoformed or other extruded polystyrene foam manufactured using any fully halogenated chlorofluorocarbon (CFC) found by the United States Environmental Protection Agency (EPA) to be an ozone-depleting chemical without approval from the commissioner of administration. Approval shall not be granted unless the purchasing agency demonstrates to the satisfaction of the director of the department of natural resources and the commissioner that there is no environmentally more acceptable alternatives or the quality of such alternatives is not adequate for the purpose intended.

5. For each paper product type and corresponding recycled paper content standard pursuant to subdivision (2) of subsection 2 of this section, attainment goals for the percentage of paper products to be purchased that utilize post-consumer recovered materials shall be[;

(1) Ten percent in 1991 and 1992;

(2) Twenty-five percent in 1993 and 1994;

(3) Forty percent in 1995; and

(4)] sixty percent by 2000.

6. In the review of capital improvement projects for buildings and facilities of state government, the commissioner of administration shall direct the division of design and construction to give full consideration to alternatives which use solid waste, as defined in section 260.200, RSMo, as a fuel for energy production or which use products composed of materials recovered from solid waste.

7. The commissioner of administration, in consultation with the environmental improvement and energy resources authority of the department of natural resources, shall prepare and provide by January first of each year an annual report summarizing past activities and accomplishments of the program and proposed goals of the program including projections for each affected agency. The report shall also include a list of products utilizing recovered materials that could substitute for products currently purchased and a schedule of amounts purchased of products utilizing recovered materials compared to purchases of similar products utilizing virgin materials for the period covered by the annual report.

8. The office of administration, department of natural resources and department of economic development shall cooperate jointly and share to the greatest extent possible, information and other resources to promote:

- (1) Producers or potential producers of secondary material goods to expand or develop their product lines;
- (2) Increased demand for secondary materials recovered in Missouri; and
- (3) Increased demand by state government for products which contain secondary materials recovered in Missouri.

9. The commissioner of administration may increase minimum recycled content percentages for paper products, minimum recycled content percentages for other recycled products and establish minimum post-consumer content as such products become available. The preference provided in subsection 1 of this section shall apply to the minimum standards established by the commissioner.

34.032. 1. The provisions of section 34.040 to the contrary notwithstanding, each department and agency of the state government, including the general assembly, shall purchase, in the manner provided by law, and use recycled paper when recycled paper can be obtained that is comparable to the quality presently used by the department or agency and if the price is competitive. [For the purposes of this section, "competitive" means a price within ten percent of the price of items which are manufactured or produced from virgin materials.] Attainment goals for the percentage of paper products to be purchased that utilize post-consumer recovered materials shall be[:

- (1) Ten percent in 1991 and 1992;
- (2) Twenty-five percent in 1993 and 1994;
- (3) Forty percent in 1995; and
- (4)] sixty percent by 2000.

2. Each department and agency of state government shall also purchase a minimum of fifteen percent recycled motor oil for use in motor vehicles.

3. Each department and agency of state government shall cause to be recycled:

(1) A minimum of twenty-five percent of paper products used or fifty percent of the paper disposed of, whichever is greater;

(2) Seventy-five percent of all used motor oil.

4. Each department and state agency shall, to the maximum extent practicable, separate plastics, paper, metals and other recyclable items [by July 1, 1990].

5. [By January 1, 1990,] Each department and state agency shall develop, in cooperation with the office of administration, and implement a policy for recycling and waste reduction. Each department and agency shall collect and recycle waste paper and empty aluminum beverage containers generated by employee activity. The office of the governor and the general assembly shall implement a policy for recycling and waste reduction and shall collect and recycle waste paper and aluminum beverage containers generated within its facilities. Recycling programs for agency offices located outside of the city of Jefferson may be coordinated through the office of administration or operated locally provided that the office of administration reviews and approves such programs. Proceeds from the sale of recycled materials may be used to offset costs of the recycling program. Any moneys found by the office of administration to be in excess of costs incurred shall be transferred to the department of social services to be used by the heating assistance program pursuant to sections 660.100 to 660.135, RSMo.

6. The department of higher education, in cooperation with the office of administration and state colleges and universities, shall develop and distribute guidelines for waste reduction and the collection of recyclable materials generated in classrooms, administrative offices, dormitories, cafeterias and similar campus locations.

7. Bid specifications for solid waste management services issued by any department or agency of state government shall be designed to meet the objectives of sections 260.255 to 260.325, RSMo, encourage small businesses to engage and compete in the delivery of waste management services and to minimize the long run cost of managing solid waste. Bid specifications shall enumerate the minimum components and minimum quantities of waste products which shall be recycled by the successful bidder. Bids for solid waste management services to state departments and agencies located within the seat of government shall be issued in units in order to maximize opportunities for small business to provide solid waste management services to the state. Each department and agency shall designate one person in an existing position to serve as a solid waste management coordinator to ensure that the agency and the office of administration cooperate to meet the requirements of this section.

34.062. The negotiated underwriting of obligations issued by or on behalf of this state, any state governmental entity, or any state agency, shall be senior managed by underwriting firms headquartered in this state, as long as such companies are qualified and price competitive.

34.070. In making purchases, the commissioner of administration shall give preference to all commodities manufactured, mined, produced or grown within the state of Missouri and to all firms, corporations or individuals doing business as Missouri firms, corporations or individuals, when quality is equal or better and delivered price is the same or less. **The commissioner of administration may also give such preference whenever competing bids, in their entirety, are comparable.**

34.073. 1. In letting contracts for the performance of any job or service, all agencies, departments, institutions, and other entities of this state and of each political subdivision of this state shall give preference to all firms, corporations, or individuals doing business as Missouri firms, corporations, or individuals, or which maintain Missouri offices or places of business, when the quality of performance promised is equal or better and the price quoted is the same or less. **The commissioner of administration may also give such preference whenever competing bids, in their entirety, are comparable.**

2. Notwithstanding the requirements of subsection 1 of this section, the commissioner of administration shall give further preference as required by section 34.076."; and

Further amend said bill, Page 78, Section 2, Line 27 of said page, by inserting after all of said line the following:

"[34.065. Where, because of the large number of possible bidders for a particular purchase, it is impractical to submit a request for a bid to all possible bidders each time a bid is requested, request shall be made in rotation pursuant to the regulation of the commissioner of administration so as ultimately to include all the possible bidders, except that recognized competitive bidders shall be solicited in each instance.]

[34.130. On or before May first of each year, each department shall submit to the commissioner of administration a classified list of its estimated needs for supplies for the following fiscal year. The commissioner of administration shall consolidate these and may purchase the entire amount or such part thereof at one time as he shall deem best. Any contract for such purchases may provide only the price at which the supplies needed during the year shall be purchased and that the supplies shall be delivered in such amounts and at such times as ordered throughout the year and be paid for at such time and for such amounts as delivered. In such case, certification from the commissioner of administration and the auditor shall be required only for the amount ordered at any time.]"; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 11

AMEND Senate Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 600, Page 63, Section 338.550, Line 17, by inserting immediately after said line the following:

"479.051. 1. Any city, county or township may provide by ordinance an administrative adjudication system for adjudicating parking and other non-moving municipal code violations to the extent permitted by court rules. The adoption by a city, county, or township of an administrative adjudication system does not preclude the city, county, or township from using other methods to enforce ordinances. This statute shall not affect the validity of other administrative adjudication systems authorized by state law and created prior to the effective date of this statute.

2. An ordinance establishing an administrative adjudication system shall provide for an administrative adjudication unit or alternative, which could include the municipal division of a circuit court, define the jurisdiction and role of that unit and describe the means by which the municipality shall provide suitable facilities and operating resources for operating the administrative adjudication system. The ordinance shall designate the types of municipal code violations deemed appropriate for administrative adjudication consistent with applicable state law. The administrative adjudication unit shall operate under the supervision of the circuit court.

3. The administrative adjudication unit, as provided in this section, shall establish and maintain a system for adjudicating parking violations and any other municipal code violations designated for administrative adjudication by ordinance. The administrative adjudication system shall include operating policies and procedures, including but not limited to, appeal criteria, documentation requirements, notification deadlines, and forms, subject to the approval of the circuit court. The administrative adjudication system shall afford parties due process of law.

4. The adjudication process may involve a one-step administrative hearing or a two-step administrative review and administrative hearing. If the city, county, or township adopts a one-step process, individuals must apply for an administrative hearing to contest a municipal code violation. If the city, county, or township adopts a two-step process, individuals must first apply for an administrative review to contest a municipal code violation and then, if dissatisfied with the results of the administrative review, may apply for an administrative hearing. Any failure to request an administrative review or hearing in accordance with the rules established by the administrative adjudication unit, as provided in this section, shall be considered an admission of liability.

5. The administrative reviews and hearings authorized pursuant to this section shall be designed to ensure a fair and impartial consideration of the contested code violation. The formal and technical rules of evidence shall not apply in any administrative review or hearing authorized pursuant to this section. Evidence, including hearsay, may be admitted only if it is the type of evidence commonly relied upon by reasonably prudent persons in the conduct of their affairs. The officer or person who issued the notice of municipal code violation shall not be required to participate in an administrative review or hearing. The agency that issued the municipal code violation need not produce any evidence other than the notice of municipal code violation or copy thereof and information received from an appropriate state or local agency identifying the property owner of record. Such documentation in proper form shall be prima facie evidence of the municipal code violation.

6. An administrative review shall entail an informal review process through which the individual may contest a municipal code violation by mail, in person or other means approved by the administrative adjudication unit, as provided in subsection 2 of this section. The individual's right to an administrative review shall expire if the city does not receive a documented challenge to the municipal code violation within seven calendar days of issuing the original violation or the time period prescribed by local ordinance, whichever is later. In a city, county, or township adopting the two-step administrative adjudication process, individuals who fail to exercise their right to an administrative review in accordance with the prescribed rules shall also lose their right to an administrative hearing. The administrative adjudication unit, as provided in subsection 2 of this section, shall appoint or contract with qualified individuals to conduct administrative reviews.

7. An administrative hearing shall entail a formal hearing through which the individual may contest a municipal code violation or, for a city, county, or township with a two-step appeal process, an administrative review finding in person before an administrative hearing officer. Administrative hearings shall be scheduled with reasonable promptness and any notice of an administrative hearing shall include the code violation type and nature, the administrative hearing date and location, the legal authority and jurisdiction of the administrative adjudication unit, as provided in this section, and the penalties for failing to appear at the hearing. The individual's right to an administrative hearing shall expire if the city does not receive a written challenge to the administrative review results within seven calendar days of notifying the individual of the results of the administrative review or, if the municipality has a one-step appeal process, fourteen calendar days of issuing the original violation.

8. The administrative adjudication unit, as provided in this section, shall appoint or contract with qualified administrative hearing officers to preside over administrative hearings. As impartial and independent fact finders, administrative hearing officers may:

- (1) Hear testimony and review relevant evidence;
- (2) Issue subpoenas directing witnesses to appear and give relevant testimony;
- (3) Preserve and authenticate hearing records and evidence;
- (4) Issue written findings of fact and conclusions of law, including the fine, penalty, or action with which the parties must comply; and
- (5) Impose penalties and assess costs consistent with applicable law.

An administrative hearing officer shall be an attorney licensed to practice law in the state of Missouri for at least three years and possess sufficient competence to adjudicate municipal code violations, including, but not limited to, experience in administrative law, familiarity with the rules of procedure for administrative hearings, and a working knowledge of each subject area of the municipal code violations that they will adjudicate. An administrative hearing officer's employment and compensation shall not, directly or indirectly, be linked to the amount of fines. The municipality may establish additional policies and procedures for ensuring that administrative hearing officers demonstrate the objectivity and qualifications necessary to conduct fair, impartial, and expeditious hearings.

9. An administrative adjudication unit may not impose a penalty of incarceration or a fine in excess of the amount allowed by state or local law. Any fine, other sanction, or costs imposed, or part of any fine, other sanction, or costs imposed, remaining unpaid after the exhaustion of or the failure to exhaust judicial review procedures pursuant to chapter 536, RSMo, are a debt due and owing the municipality and may be collected in accordance with applicable law. Any fine, sanction, costs, or other charges assessed by the administrative adjudication unit shall be deposited into the municipal treasury in accordance with applicable state and local laws and rules for that particular municipality.

10. Any final decision by an administrative adjudication unit, as provided in this section, that a code violation does or does not exist shall constitute a final determination for purposes of judicial review and shall be subject to review pursuant to chapter 536, RSMo.

11. After expiration of the period in which judicial review pursuant to chapter 536, RSMo, may be sought

for a final determination of a municipal code violation, unless stayed by a court of competent jurisdiction, the findings of fact and conclusions of law of the administrative hearing officer may be enforced in the same manner as a judgment entered by a court of competent jurisdiction. If a defendant fails to comply with an order of the administrative hearing officer, any expenses incurred by the municipality to enforce the order, including, but not limited to, attorney, court, administrative, vehicle storage, and property demolition or foreclosure costs, after they are fixed by an administrative hearing officer or a court of competent jurisdiction, shall be a debt due the municipality and may be collected in accordance with applicable law. Upon being recorded in the manner required by state law or the uniform commercial code, a lien may be imposed on the real or personal property, or both, of the defendant in the amount of any debt due the municipality pursuant to this section. The lien may be enforced in the same manner as a judgment lien pursuant to a judgment of a court of competent jurisdiction."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 13

AMEND Senate Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 600, Page 15, Section 136.325, Line 21, by inserting after all of said line the following:

"143.121. 1. The Missouri adjusted gross income of a resident individual shall be his federal adjusted gross income subject to the modifications in this section.

2. There shall be added to his federal adjusted gross income:

(a) The amount of any federal income tax refund received for a prior year which resulted in a Missouri income tax benefit;

(b) Interest on certain governmental obligations excluded from federal gross income by Section 103 of the Internal Revenue Code. The previous sentence shall not apply to interest on obligations of the state of Missouri or any of its political subdivisions or authorities and shall not apply to the interest described in subdivision (a) of subsection 3 of this section. The amount added under this paragraph shall be reduced by the amounts applicable to such interest that would have been deductible in computing the taxable income of the taxpayer except only for the application of Section 265 of the Internal Revenue Code. The reduction shall only be made if it is at least five hundred dollars;

(c) The amount of any deduction that is included in the computation of federal taxable income under Section 168 of the Internal Revenue Code as amended by the Job Creation and Worker Assistance Act of 2002 to the extent the amount deducted relates to property purchased on or after July 1, 2002, but before July 1, [2003] **2004**, and to the extent the amount deducted exceeds the amount that would have been deductible under Section 168 of the Internal Revenue Code of 1986 as in effect on January 1, 2002; and

(d) The amount of any deduction that is included in the computation of federal taxable income for net operating loss allowed by Section 172 of the Internal Revenue Code of 1986, as amended, except for any deduction for net operating loss the taxpayer claims in the tax year in which the net operating loss occurred or carries forward for a period not to exceed twenty years and carries backward for not more than two years.

3. There shall be subtracted from his federal adjusted gross income the following amounts to the extent included in federal adjusted gross income:

(a) Interest or dividends on obligations of the United States and its territories and possessions or of any authority, commission or instrumentality of the United States to the extent exempt from Missouri income taxes under the laws of the United States. The amount subtracted under this paragraph shall be reduced by any interest on indebtedness incurred to carry the described obligations or securities and by any expenses incurred in the production of interest or dividend income described in this paragraph. The reduction in the previous sentence shall only apply to the extent that such expenses including amortizable bond premiums are deducted in determining his federal adjusted gross income or included in his Missouri itemized deduction. The reduction shall only be made if the expenses total at least five hundred dollars;

(b) The portion of any gain, from the sale or other disposition of property having a higher adjusted basis to the taxpayer for Missouri income tax purposes than for federal income tax purposes on December 31, 1972, that does not exceed such difference in basis. If a gain is considered a long-term capital gain for federal income tax purposes, the modification shall be limited to one-half of such portion of the gain;

(c) The amount necessary to prevent the taxation under sections 143.011 to 143.996 of any annuity or other amount of income or gain which was properly included in income or gain and was taxed under the laws of Missouri for

a taxable year prior to January 1, 1973, to the taxpayer, or to a decedent by reason of whose death the taxpayer acquired the right to receive the income or gain, or to a trust or estate from which the taxpayer received the income or gain;

(d) Accumulation distributions received by a taxpayer as a beneficiary of a trust to the extent that the same are included in federal adjusted gross income;

(e) The amount of any state income tax refund for a prior year which was included in the federal adjusted gross income;

(f) The portion of capital gain specified in subsection 3 of section 144.747, RSMo, that would otherwise be included in federal adjusted gross income; and

(g) The amount that would have been deducted in the computation of federal taxable income under Section 168 of the Internal Revenue Code as in effect on January 1, 2002, to the extent that amount relates to property purchased on or after July 1, 2002, but before July 1, [2003] **2004**, and to the extent that amount exceeds the amount actually deducted under Section 168 of the Internal Revenue Code as amended by the Job Creation and Worker Assistance Act of 2002.

4. There shall be added to or subtracted from his federal adjusted gross income the taxpayer's share of the Missouri fiduciary adjustment provided in section 143.351.

5. There shall be added to or subtracted from his federal adjusted gross income the modifications provided in section 143.411.”; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 14

Part II

AMEND Senate Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 600, Page 24, Section 143.225, Line 28 of said page, by inserting after all of said line the following:

"143.435. 1. As used in this section, the following terms mean:

(1) “Affiliated group”, as defined in section 1504 of the Internal Revenue Code;

(2) “Intangible expenses and costs”, includes:

(a) Expenses, losses, and costs for, related to, or in connection directly or indirectly with the direct or indirect acquisition, use, maintenance, or management, ownership, sale, exchange, or any other disposition of intangible property to the extent such amounts are allowed as deductions or costs in determining taxable income before operating loss deduction and special deductions for the taxable year under the Internal Revenue Code;

(b) Losses related to or incurred in connection directly or indirectly with factoring transactions or discounting transactions;

(c) Royalty, patent, technical, and copyright fees;

(d) Licensing fees; and

(e) Other similar expenses and costs;

(3) “Intangible property”, patents, patent applications, trade names, trademarks, service marks, copyrights, and similar types of intangible assets;

(4) “Interest expenses and costs”, amounts directly or indirectly allowed as deductions under section 163 of the Internal Revenue Code of 1986, as amended, for purposes of determining taxable income under the Internal Revenue Code of 1986, as amended, to the extent such expenses and costs are directly or indirectly for, related to, or in connection with the direct or indirect acquisition, maintenance, management, ownership, sale, exchange, or disposition of intangible property;

(5) “Related entity” means:

(a) A stockholder who is an individual, or a member of the stockholder's family enumerated in section 318 of the Internal Revenue Code of 1986, as amended, if the stockholder and the members of the stockholder's family own, directly, indirectly, beneficially, or constructively, in the aggregate, at least fifty percent of the value of the taxpayer's outstanding stock;

(b) A stockholder, or a stockholder's partnership, limited liability company, estate, trust, or corporation, if the stockholder and the stockholder's partnerships, limited liability companies, estates, trusts, and corporations own directly, indirectly, beneficially, or constructively, in the aggregate, at least fifty percent of the value of the taxpayer's outstanding stock; or

(c) A corporation, or a party related to the corporation in a manner that would require an attribution of

stock from the corporation to the party or from the party to the corporation under the attribution rules of section 318 of the Internal Revenue Code of 1986, as amended, if the taxpayer owns directly, indirectly, beneficially, or constructively, at least fifty percent of the value of the corporation's outstanding stock. The attribution rules of section 318 of the Internal Revenue Code of 1986, as amended, shall apply for purposes of determining whether the ownership requirements of this subdivision have been met;

(6) "Related member", a person that, with respect to the taxpayer during all or any portion of the taxable year, is a related entity, a component member as defined in section 1563(b) of the Internal Revenue Code of 1986, as amended, or is a person to or from whom there is attribution of stock ownership in accordance with section 1563(3) of the Internal Revenue Code of 1986, as amended.

2. For purposes of computing its Missouri taxable income under section 143.431, a corporation shall add to its federal taxable income any amount deducted in the calculation of its federal taxable income for interest expenses and costs and intangible expenses and costs directly or indirectly paid, accrued, or incurred to, or in connection directly or indirectly with one or more direct or indirect transactions with one or more related members for the taxable year.

3. The adjustments required in subsection 2 of this section shall not apply to such portion of interest expenses and costs and intangible expenses and costs that the corporation can establish by the preponderance of the evidence meets both of the following:

(1) The related member during the same income year directly or indirectly paid, accrued, or incurred such portion to a person who is not a related member; and

(2) The transaction giving rise to the interest expenses and costs or the intangible expenses and costs between the corporation and the related member did not have as a principal purpose the avoidance of any portion of the tax due under this chapter.

4. The director of the department of revenue shall promulgate rules and regulations necessary to administer the provisions of this section. No rule or portion of a rule promulgated pursuant to the authority of this section shall become effective unless it has been promulgated pursuant to chapter 536, RSMo."; and

Further amend said bill, Page 78, Section 2, Line 27 of said page, by inserting after all of said line the following:

"Section 3. In addition to the additions and subtractions from federal taxable income pursuant to subsection 2 of section 143.431, RSMo, there shall be added to federal taxable income any amount defined in section 143.435, RSMo."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 15

AMEND Senate Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 600, Page 1, In the Title, Lines 10-11 of said title, by striking the words "tax and fee revenue" and inserting in lieu thereof the words "taxes and fees".

Senate Amendment No. 16

AMEND Senate Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 600, Page 61, Section 313.826, Line 13, by inserting after the word "more" the following: **"on electronic devices and twelve hundred dollars or more on table games"**.

Senate Amendment No. 17

AMEND Senate Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 600, Page 31, Section 144.081, Line 7, by inserting after all of said line the following:

"144.190. 1. If a tax has been incorrectly computed by reason of a clerical error or mistake on the part of the director of revenue, such fact shall be set forth in the records of the director of revenue, and the amount of the overpayment shall be credited on any taxes then due from the person legally obligated to remit the tax pursuant to sections 144.010 to 144.525, and the balance shall be refunded to the person legally obligated to remit the tax, such

person's administrators or executors, as provided for in section 144.200.

2. [If any tax, penalty or interest has been paid more than once, or has been erroneously or illegally collected, or has been erroneously or illegally computed, such sum shall be credited on any taxes then due from the person legally obligated to remit the tax pursuant to sections 144.010 to 144.525, and the balance, with interest as determined by section 32.065, RSMo, shall be refunded to the person legally obligated to remit the tax, but no such credit or refund shall be allowed unless duplicate copies of a claim for refund are filed within three years from date of overpayment.] **Except as provided in subsection 5 of this section, if any tax was paid more than once, was incorrectly collected, or was incorrectly computed, such sum shall be credited on any taxes then due from the person legally obligated to remit the tax pursuant to sections 144.010 to 144.510 and the remainder, refunded, with interest as determined pursuant to chapter 32, RSMo, to a person legally obligated to remit the tax, provided that duplicate copies of a claim for refund are filed within three years from date of overpayment if:**

(1) **The person legally obligated to remit the tax demonstrates to the satisfaction of the director of revenue that all incorrectly collected or incorrectly computed amounts were or will be refunded or credited to every purchaser that originally paid the tax; or**

(2) **The person legally obligated to remit the tax submits to the director duplicate copies of a claim for refund and amended tax returns showing the correct amount of gross receipts for each reporting period originally filed and proves to the director's satisfaction that the tax originally reported and remitted to the director was paid by such person claiming the refund or credit and was not collected from purchasers.**

3. Every claim for refund must be in writing and signed by the applicant, and must state the specific grounds upon which the claim is founded. Any refund or any portion thereof which is erroneously made, and any credit or any portion thereof which is erroneously allowed, may be recovered in any action brought by the director of revenue against the person legally obligated to remit the tax. In the event that a tax has been illegally imposed against a person legally obligated to remit the tax, the director of revenue shall authorize the cancellation of the tax upon the director's record.

4. Notwithstanding the provisions of this section, the director of revenue shall authorize direct-pay agreements to purchasers which have annual purchases in excess of seven hundred fifty thousand dollars pursuant to rules and regulations adopted by the director of revenue. For the purposes of such direct-pay agreements, the taxes authorized pursuant to chapters 66, 67, 70, 92, 94, 162, 190, 238, 321, and 644, RSMo, shall be remitted based upon the location of the place of business of the purchaser.

5. If any tax was paid more than once, was incorrectly collected, or was incorrectly computed, and the person legally obligated to remit the tax pursuant to sections 144.010 to 144.510, cannot meet the requirements of subsection 2 of this section but has partial information regarding the original purchaser, then such tax shall be considered unclaimed property pursuant to sections 447.500 to 447.595, RSMo.

[5.] **6. Special rules applicable to error corrections requested by customers of mobile telecommunications service are as follows:**

(1) For purposes of this subsection, the terms "customer", "home service provider", "place of primary use", "electronic database", and "enhanced zip code" shall have the same meanings as defined in the Mobile Telecommunications Sourcing Act incorporated by reference in section 144.013;

(2) Notwithstanding the provisions of this section, if a customer of mobile telecommunications services believes that the amount of tax, the assignment of place of primary use or the taxing jurisdiction included on a billing is erroneous, the customer shall notify the home service provider, in writing, within three years from the date of the billing statement. The customer shall include in such written notification the street address for the customer's place of primary use, the account name and number for which the customer seeks a correction of the tax assignment, a description of the error asserted by the customer and any other information the home service provider reasonably requires to process the request;

(3) Within sixty days of receiving the customer's notice, the home service provider shall review its records and the electronic database or enhanced zip code to determine the customer's correct taxing jurisdiction. If the home service provider determines that the review shows that the amount of tax, assignment of place of primary use or taxing jurisdiction is in error, the home service provider shall correct the error and, at its election, either refund or credit the amount of tax erroneously collected to the customer for a period of up to three years from the last day of the home service provider's sixty-day review period. If the home service provider determines that the review shows that the amount of tax, the assignment of place of primary use or the taxing jurisdiction is correct, the home service provider shall provide a written explanation of its determination to the customer."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 1
to
Senate Amendment No. 18

AMEND Senate Amendment No. 18 to Senate Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 600, Page 3, Section 260.273, Line 6, by striking the word "January" and inserting in lieu thereof the word "**February**"; and

Further amend said line, by striking the opening bracket "[" and by striking the closing bracket "]"; and

Further amend said line, by striking the numeral "2009".

Senate Amendment No. 18

AMEND Senate Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 600, Page 38, Section 208.565, Line 6 of said page, by inserting immediately after said line the following:

"260.273. 1. Any person purchasing a new tire may present to the seller the used tire or remains of such used tire for which the new tire purchased is to replace.

2. A fee for each new tire sold at retail shall be imposed on any person engaging in the business of making retail sales of new tires within this state. The fee shall be charged by the retailer to the person who purchases a tire for use and not for resale. Such fee shall be imposed at the rate of fifty cents for each new tire sold. Such fee shall be added to the total cost to the purchaser at retail after all applicable sales taxes on the tires have been computed. The fee imposed, less six percent of fees collected, which shall be retained by the tire retailer as collection costs, shall be paid to the department of revenue in the form and manner required by the department of revenue and shall include the total number of new tires sold during the preceding month. The department of revenue shall promulgate rules and regulations necessary to administer the fee collection and enforcement. The terms "sold at retail" and "retail sales" do not include the sale of new tires to a person solely for the purpose of resale, if the subsequent retail sale in this state is to the ultimate consumer and is subject to the fee.

3. The department of revenue shall administer, collect and enforce the fee authorized pursuant to this section pursuant to the same procedures used in the administration, collection and enforcement of the general state sales and use tax imposed pursuant to chapter 144, RSMo, except as provided in this section. The proceeds of the new tire fee, less four percent of the proceeds, which shall be retained by the department of revenue as collection costs, shall be transferred by the department of revenue into an appropriate subaccount of the solid waste management fund, created pursuant to section 260.330.

4. Up to five percent of the revenue available may be allocated, upon appropriation, to the department of natural resources to be used cooperatively with the department of elementary and secondary education for the purposes of developing educational programs and curriculum pursuant to section 260.342.

5. Up to twenty-five percent of the moneys received pursuant to this section may, upon appropriation, be used to administer the programs imposed by this section. Up to five percent of the moneys received under this section may, upon appropriation, be used for the grants authorized in subdivision (2) of subsection 6 of this section and authorized in section 260.274. All remaining moneys shall be allocated, upon appropriation, for the projects authorized in section 260.276.

6. The department shall promulgate, by rule, a statewide plan for the use of moneys received pursuant to this section to accomplish the following:

- (1) Removal of waste tires from illegal tire dumps;
 - (2) Providing grants to persons that will use products derived from waste tires, or used waste tires as a fuel or fuel supplement; and
 - (3) Resource recovery activities conducted by the department pursuant to section 260.276.
7. The fee imposed in subsection 2 of this section shall terminate January 1, [2004] **2009**."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 19

AMEND Senate Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 600, Page 63, Section 338.550, Line 17 of said page, by inserting after all of said line the following:

“351.120. 1. Every corporation organized pursuant to the laws of this state, including corporations organized pursuant to or subject to this chapter, and every foreign corporation licensed to do business in this state, whether such license shall have been issued pursuant to this chapter or not, other than corporations exempted from taxation by the laws of this state, shall file an annual corporation registration report.

2. The annual corporate registration report shall state the corporate name, the name of its registered agent and such agent's Missouri address, giving street and number, or building and number, or both, as the case may require, the name and correct business or residence address of its officers and directors, and the mailing address of the corporation's principal place of business or corporate headquarters.

3. The annual corporate registration report shall be due [on] the [date] **month** that the [corporation's franchise tax report is due as required in section 147.020, RSMo, or] **corporation incorporated or qualified. Corporations existing prior to the effective date of this section shall file the annual registration report on the month indicated on the corporation's last annual report. Corporations formed on or after the effective date of this section shall file an annual registration report** within thirty days of the date of incorporation [of the corporation. Any extension of time for filing the franchise tax report shall not apply to the due date of the annual corporation registration report. Any corporation that is not required to file a franchise tax report shall still be required to file an annual corporation registration report] **or qualification and every year thereafter in the month that they were incorporated or qualified.**

4. The annual registration report shall be signed by an officer or authorized person.

[4.] **5.** In the event of any [change] **error** in the names and addresses of the officers and directors set forth in an annual registration report [following the required date of its filing and the date of the next such required report], the corporation may correct such information by filing a certificate of correction pursuant to section 351.049.

[5.] **6.** A corporation may change the corporation's registered office or registered agent with the filing of the corporation's annual registration report. To change the corporation's registered agent with the filing of the annual registration report, the corporation must include the new registered agent's written consent to the appointment as registered agent and a written consent stating that such change in registered agents was authorized by resolution duly adopted by the board of directors. The written consent must be signed by the new registered agent and must include such agent's address. If the annual corporate registration report is not completed correctly, the secretary of state may reject the filing of such report.

[6.] **7.** A corporation's annual registration report must be filed in a format as prescribed by the secretary of state.

351.140. Each registration required by section 351.120 shall be on a form [to be supplied] **prescribed** by the secretary of state and shall be executed subject to the penalties of [making a false declaration under] section [575.060] **575.040**, RSMo, by [the president, a vice president, the secretary, an assistant secretary, the treasurer or an assistant treasurer] **an officer of the corporation or authorized person.** Whenever any corporation is in the hands of an assignee or receiver, it shall be the duty of such assignee or receiver, or one of them, if there be more than one, to register such corporation and otherwise comply with the requirements of this chapter. The forms shall bear a notice stating that false statements made therein are punishable under section 575.060, RSMo.

351.484. The secretary of state may commence a proceeding pursuant to section 351.486 to dissolve a corporation administratively if:

(1) The corporation fails to pay any final assessment of Missouri corporation franchise tax as provided in chapter 147, RSMo, and the director of revenue has notified the secretary of state of such failure;

(2) **The corporation fails or neglects to file the Missouri corporation franchise tax report required pursuant to chapter 147, RSMo, provided the director of revenue has provided a place on both the individual and corporation income tax return to indicate no such tax is due and provided the director has delivered or mailed at least two notices of such failure to file to the usual place of business of such corporation or the corporation's last known address and the corporation has failed to respond to such second notice within thirty days of the date of mailing of the second notice and the director of revenue has notified the secretary of state of such failure;**

(3) **The corporation fails to file any corporation income tax return or pay any final assessment of corporation income tax as provided in chapter 143, RSMo, and the director of revenue has notified the secretary of state of such failure;**

[(2)] (4) The corporation does not deliver its annual report to the secretary of state within thirty days after it is

due;

[(3)] (5) The corporation is without a registered agent or registered office in this state for thirty days or more;

[(4)] (6) The corporation does not notify the secretary of state within thirty days that its registered agent or registered office has been changed, that its registered agent has resigned, or that its registered office has been discontinued;

[(5)] (7) The corporation's period of duration stated in its articles of incorporation expires;

[(6)] (8) The corporation procures its franchise through fraud practiced upon the state;

[(7)] (9) The corporation has continued to exceed or abuse the authority conferred upon it by law, or has continued to violate any section or sections of the criminal law of the state of Missouri after a written demand to discontinue the same has been delivered by the secretary of state to the corporation, either personally or by mail;

[(8)] (10) The corporation fails to pay any final assessment of employer withholding tax, as provided in sections 143.191 to 143.265, RSMo, and the director of revenue has notified the secretary of state of such failure; or

[(9)] (11) The corporation fails to pay any final assessment of sales and use taxes, as provided in chapter 144, RSMo, and the director of revenue has notified the secretary of state of such failure.

355.856. 1. Each domestic corporation, and each foreign corporation authorized pursuant to this chapter to transact business in this state, shall file with the secretary of state an annual corporate registration report on a form prescribed and furnished by the secretary of state that sets forth:

(1) The name of the corporation and the state or country under whose law it is incorporated;

(2) The address of its registered office and the name of its registered agent at the office in this state;

(3) The address of its principal office;

(4) The names and **physical** business or residence addresses of its directors and principal officers[;

(5) A brief description of the nature of its activities;

(6) Whether or not it has members;

(7) If it is a domestic corporation, whether it is a public benefit or mutual benefit corporation; and

(8) If it is a foreign corporation, whether it would be a public benefit or mutual benefit corporation had it been incorporated in this state].

2. The information in the annual corporate registration report must be current on the date the annual corporate registration report is executed on behalf of the corporation.

3. The first annual corporate registration report must be delivered to the secretary of state no later than August thirty-first of the year following the calendar year in which a domestic corporation was incorporated or a foreign corporation was authorized to transact business. Subsequent annual corporate registration reports must be delivered to the secretary of state no later than August thirty-first of the following calendar years. If an annual corporate registration report is not filed within the time limits prescribed by this section, the secretary of state shall not accept the report unless it is accompanied by a fifteen dollar fee. Failure to file the annual registration report as required by this section will result in the administrative dissolution of the corporation as set forth in section 355.706.

4. If an annual corporate registration report does not contain the information required by this section, the secretary of state shall promptly notify the reporting domestic or foreign corporation in writing and return the report to it for correction. [If the report is corrected to contain the information required by this section and delivered to the secretary of state within thirty days after the effective date of notice, it is deemed to be timely filed.]

5. A corporation may change the corporation's registered office or registered agent with the filing of the corporation's annual registration report. To change the corporation's registered agent with the filing of the annual registration report, the corporation must include the new registered agent's written consent to the appointment as registered agent and a written consent stating that such change in registered agents was authorized by resolution duly adopted by the board of directors. The written consent must be signed by the new registered agent and must include such agent's address. If the annual corporate registration report is not completed correctly, the secretary of state may reject the filing of such report.

6. A corporation's annual registration report must be filed in a format and medium prescribed by the secretary of state.

7. The annual registration report shall be signed by an officer or authorized person and pursuant to this section represents that the signor believes the statements are true and correct to the best knowledge and belief of the person signing, subject to the penalties of section 575.040, RSMo.

356.211. 1. Each professional corporation and each foreign professional corporation shall file with the secretary of state an annual corporation registration report [at the time the corporation's franchise tax report is due. Any extension of time for filing the franchise tax report shall not apply to the due date of the annual corporation registration report. Any corporation that is not required to file a franchise tax report shall still be required to file an annual corporation

registration report] pursuant to section 351.120, RSMo. The corporate registration report shall set forth the following information:

(1) The names and residence or physical business addresses of all officers, directors and shareholders of that professional corporation as of the date of the report;

(2) A statement that each officer, director and shareholder is or is not a qualified person as defined in sections 356.011 to 356.261, and setting forth the date on which any shares of the professional corporation were no longer owned by a qualified person, and any subsequent disposition thereof;

(3) A statement as to whether or not suit has been instituted to fix the fair value of any shares not owned by a qualified person, and if so, the date on which and the court in which the same was filed.

2. The report shall be made on a form to be prescribed and furnished by the secretary of state, and shall be executed by [the president or vice president, subject to the penalties of making a false declaration under section 575.060, RSMo. The form shall bear a notice stating that false statements made therein are punishable under section 575.060, RSMo. A reasonable] **an officer of the corporation or authorized person.**

3. A filing fee [to be set by the secretary of state] **in the amount set out in section 351.125, RSMo**, shall be paid with the filing of each report, and no other fees shall be charged therefor; except that, penalty [and interest] fees may be imposed by the secretary of state for late filings. The report shall be filed subject to the time requirements of section 351.120, RSMo.

[3.] 4. If a professional corporation or foreign professional corporation shall fail to file a report qualifying with the provisions of this section when such a filing is due, then the corporation shall be subject to the provisions of chapter 351, RSMo, that are applicable to a corporation that has failed to timely file the annual report required to be filed under chapter 351, RSMo.”; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 20

AMEND Senate Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 600, Page 28, Section 144.025, Line 16, by inserting immediately after said line the following:

“144.030. 1. There is hereby specifically exempted from the provisions of sections 144.010 to 144.525 and from the computation of the tax levied, assessed or payable pursuant to sections 144.010 to 144.525 such retail sales as may be made in commerce between this state and any other state of the United States, or between this state and any foreign country, and any retail sale which the state of Missouri is prohibited from taxing pursuant to the Constitution or laws of the United States of America, and such retail sales of tangible personal property which the general assembly of the state of Missouri is prohibited from taxing or further taxing by the constitution of this state.

2. There are also specifically exempted from the provisions of the local sales tax law as defined in section 32.085, RSMo, section 238.235, RSMo, and sections 144.010 to 144.525 and 144.600 to 144.745 and from the computation of the tax levied, assessed or payable pursuant to the local sales tax law as defined in section 32.085, RSMo, section 238.235, RSMo, and sections 144.010 to 144.525 and 144.600 to 144.745:

(1) Motor fuel or special fuel subject to an excise tax of this state, unless all or part of such excise tax is refunded pursuant to section 142.584, RSMo; or upon the sale at retail of fuel to be consumed in manufacturing or creating gas, power, steam, electrical current or in furnishing water to be sold ultimately at retail; or feed for livestock or poultry; or grain to be converted into foodstuffs which are to be sold ultimately in processed form at retail; or seed, limestone or fertilizer which is to be used for seeding, liming or fertilizing crops which when harvested will be sold at retail or will be fed to livestock or poultry to be sold ultimately in processed form at retail; economic poisons registered pursuant to the provisions of the Missouri pesticide registration law (sections 281.220 to 281.310, RSMo) which are to be used in connection with the growth or production of crops, fruit trees or orchards applied before, during, or after planting, the crop of which when harvested will be sold at retail or will be converted into foodstuffs which are to be sold ultimately in processed form at retail;

(2) Materials, manufactured goods, machinery and parts which when used in manufacturing, processing, compounding, mining, producing or fabricating become a component part or ingredient of the new personal property resulting from such manufacturing, processing, compounding, mining, producing or fabricating and which new personal property is intended to be sold ultimately for final use or consumption; and materials, including without limitation, gases and manufactured goods, including without limitation, slagging materials and firebrick, which are ultimately consumed in the manufacturing process by blending, reacting or interacting with or by becoming, in whole or in part, component

parts or ingredients of steel products intended to be sold ultimately for final use or consumption;

(3) Materials, replacement parts and equipment purchased for use directly upon, and for the repair and maintenance or manufacture of, motor vehicles, watercraft, railroad rolling stock or aircraft engaged as common carriers of persons or property;

(4) Replacement machinery, equipment, and parts and the materials and supplies solely required for the installation or construction of such replacement machinery, equipment, and parts, used directly in manufacturing, mining, fabricating or producing a product which is intended to be sold ultimately for final use or consumption; and machinery and equipment, and the materials and supplies required solely for the operation, installation or construction of such machinery and equipment, purchased and used to establish new, or to replace or expand existing, material recovery processing plants in this state. For the purposes of this subdivision, a "material recovery processing plant" means a facility which converts recovered materials into a new product, or a different form which is used in producing a new product, and shall include a facility or equipment which is used exclusively for the collection of recovered materials for delivery to a material recovery processing plant but shall not include motor vehicles used on highways. For purposes of this section, the terms "motor vehicle" and "highway" shall have the same meaning pursuant to section 301.010, RSMo;

(5) Machinery and equipment, and parts and the materials and supplies solely required for the installation or construction of such machinery and equipment, purchased and used to establish new or to expand existing manufacturing, mining or fabricating plants in the state if such machinery and equipment is used directly in manufacturing, mining or fabricating a product which is intended to be sold ultimately for final use or consumption;

(6) Tangible personal property which is used exclusively in the manufacturing, processing, modification or assembling of products sold to the United States government or to any agency of the United States government;

(7) Animals or poultry used for breeding or feeding purposes;

(8) Newsprint, ink, computers, photosensitive paper and film, toner, printing plates and other machinery, equipment, replacement parts and supplies used in producing newspapers published for dissemination of news to the general public;

(9) The rentals of films, records or any type of sound or picture transcriptions for public commercial display;

(10) Pumping machinery and equipment used to propel products delivered by pipelines engaged as common carriers;

(11) Railroad rolling stock for use in transporting persons or property in interstate commerce and motor vehicles licensed for a gross weight of twenty-four thousand pounds or more or trailers used by common carriers, as defined in section 390.020, RSMo, solely in the transportation of persons or property in interstate commerce;

(12) Electrical energy used in the actual primary manufacture, processing, compounding, mining or producing of a product, or electrical energy used in the actual secondary processing or fabricating of the product, or a material recovery processing plant as defined in subdivision (4) of this subsection, in facilities owned or leased by the taxpayer, if the total cost of electrical energy so used exceeds ten percent of the total cost of production, either primary or secondary, exclusive of the cost of electrical energy so used or if the raw materials used in such processing contain at least twenty-five percent recovered materials as defined in section 260.200, RSMo. For purposes of this subdivision, "processing" means any mode of treatment, act or series of acts performed upon materials to transform and reduce them to a different state or thing, including treatment necessary to maintain or preserve such processing by the producer at the production facility;

(13) Anodes which are used or consumed in manufacturing, processing, compounding, mining, producing or fabricating and which have a useful life of less than one year;

(14) Machinery, equipment, appliances and devices purchased or leased and used solely for the purpose of preventing, abating or monitoring air pollution, and materials and supplies solely required for the installation, construction or reconstruction of such machinery, equipment, appliances and devices, and so certified as such by the director of the department of natural resources, except that any action by the director pursuant to this subdivision may be appealed to the air conservation commission which may uphold or reverse such action;

(15) Machinery, equipment, appliances and devices purchased or leased and used solely for the purpose of preventing, abating or monitoring water pollution, and materials and supplies solely required for the installation, construction or reconstruction of such machinery, equipment, appliances and devices, and so certified as such by the director of the department of natural resources, except that any action by the director pursuant to this subdivision may be appealed to the Missouri clean water commission which may uphold or reverse such action;

(16) Tangible personal property purchased by a rural water district;

(17) All amounts paid or charged for admission or participation or other fees paid by or other charges to individuals in or for any place of amusement, entertainment or recreation, games or athletic events, including museums, fairs, zoos and planetariums, owned or operated by a municipality or other political subdivision where all the proceeds

derived therefrom benefit the municipality or other political subdivision and do not inure to any private person, firm, or corporation;

(18) All sales of insulin and prosthetic or orthopedic devices as defined on January 1, 1980, by the federal Medicare program pursuant to Title XVIII of the Social Security Act of 1965, including the items specified in Section 1862(a)(12) of that act, and also specifically including hearing aids and hearing aid supplies and all sales of drugs which may be legally dispensed by a licensed pharmacist only upon a lawful prescription of a practitioner licensed to administer those items, including samples and materials used to manufacture samples which may be dispensed by a practitioner authorized to dispense such samples and all sales of medical oxygen, home respiratory equipment and accessories, hospital beds and accessories and ambulatory aids, all sales of manual and powered wheelchairs, stairway lifts, Braille writers, electronic Braille equipment and, if purchased by or on behalf of a person with one or more physical or mental disabilities to enable them to function more independently, all sales of scooters, reading machines, electronic print enlargers and magnifiers, electronic alternative and augmentative communication devices, and items used solely to modify motor vehicles to permit the use of such motor vehicles by individuals with disabilities or sales of over-the-counter or nonprescription drugs to individuals with disabilities;

(19) All sales made by or to religious and charitable organizations and institutions in their religious, charitable or educational functions and activities and all sales made by or to all elementary and secondary schools operated at public expense in their educational functions and activities;

(20) All sales of aircraft to common carriers for storage or for use in interstate commerce and all sales made by or to not-for-profit civic, social, service or fraternal organizations, including fraternal organizations which have been declared tax exempt organizations pursuant to Section 501(c)(8) or (10) of the 1986 Internal Revenue Code, as amended, solely in their civic or charitable functions and activities and all sales made to eleemosynary and penal institutions and industries of the state, and all sales made to any private not-for-profit institution of higher education not otherwise excluded pursuant to subdivision (19) of this subsection or any institution of higher education supported by public funds, and all sales made to a state relief agency in the exercise of relief functions and activities;

(21) All ticket sales made by benevolent, scientific and educational associations which are formed to foster, encourage, and promote progress and improvement in the science of agriculture and in the raising and breeding of animals, and by nonprofit summer theater organizations if such organizations are exempt from federal tax pursuant to the provisions of the Internal Revenue Code and all admission charges and entry fees to the Missouri state fair or any fair conducted by a county agricultural and mechanical society organized and operated pursuant to sections 262.290 to 262.530, RSMo;

(22) All sales made to any private not-for-profit elementary or secondary school, all sales of feed additives, medications or vaccines administered to livestock or poultry in the production of food or fiber, all sales of pesticides used in the production of crops, livestock or poultry for food or fiber, all sales of bedding used in the production of livestock or poultry for food or fiber, all sales of propane or natural gas, electricity or diesel fuel used exclusively for drying agricultural crops, **natural gas used in the primary manufacture or processing of any agricultural product as defined in section 348.400, RSMo**, and all sales of farm machinery, other than airplanes, motor vehicles and trailers. As used in this subdivision, the term "feed additives" means tangible personal property which, when mixed with feed for livestock or poultry, is to be used in the feeding of livestock or poultry. As used in this subdivision, the term "pesticides" includes adjuvants such as crop oils, surfactants, wetting agents and other assorted pesticide carriers used to improve or enhance the effect of a pesticide and the foam used to mark the application of pesticides and herbicides for the production of crops, livestock or poultry. As used in this subdivision, the term "farm machinery" means new or used farm tractors and such other new or used farm machinery and equipment and repair or replacement parts thereon and lubricants used exclusively for such farm machinery, **supplies**, and equipment and [one-half of each purchaser's purchase of] diesel fuel therefor which is:

(a) Used exclusively for agricultural purposes;

(b) Used on land owned or leased for the purpose of producing farm products; and

(c) Used directly in producing farm products to be sold ultimately in processed form or otherwise at retail or in producing farm products to be fed to livestock or poultry to be sold ultimately in processed form at retail;

(23) Except as otherwise provided in section 144.032, all sales of metered water service, electricity, electrical current, natural, artificial or propane gas, wood, coal or home heating oil for domestic use and in any city not within a county, all sales of metered or unmetered water service for domestic use;

(a) "Domestic use" means that portion of metered water service, electricity, electrical current, natural, artificial or propane gas, wood, coal or home heating oil, and in any city not within a county, metered or unmetered water service, which an individual occupant of a residential premises uses for nonbusiness, noncommercial or nonindustrial purposes. Utility service through a single or master meter for residential apartments or condominiums, including service for

common areas and facilities and vacant units, shall be deemed to be for domestic use. Each seller shall establish and maintain a system whereby individual purchases are determined as exempt or nonexempt;

(b) Regulated utility sellers shall determine whether individual purchases are exempt or nonexempt based upon the seller's utility service rate classifications as contained in tariffs on file with and approved by the Missouri public service commission. Sales and purchases made pursuant to the rate classification "residential" and sales to and purchases made by or on behalf of the occupants of residential apartments or condominiums through a single or master meter, including service for common areas and facilities and vacant units, shall be considered as sales made for domestic use and such sales shall be exempt from sales tax. Sellers shall charge sales tax upon the entire amount of purchases classified as nondomestic use. The seller's utility service rate classification and the provision of service thereunder shall be conclusive as to whether or not the utility must charge sales tax;

(c) Each person making domestic use purchases of services or property and who uses any portion of the services or property so purchased for a nondomestic use shall, by the fifteenth day of the fourth month following the year of purchase, and without assessment, notice or demand, file a return and pay sales tax on that portion of nondomestic purchases. Each person making nondomestic purchases of services or property and who uses any portion of the services or property so purchased for domestic use, and each person making domestic purchases on behalf of occupants of residential apartments or condominiums through a single or master meter, including service for common areas and facilities and vacant units, under a nonresidential utility service rate classification may, between the first day of the first month and the fifteenth day of the fourth month following the year of purchase, apply for credit or refund to the director of revenue and the director shall give credit or make refund for taxes paid on the domestic use portion of the purchase. The person making such purchases on behalf of occupants of residential apartments or condominiums shall have standing to apply to the director of revenue for such credit or refund;

(24) All sales of handicraft items made by the seller or the seller's spouse if the seller or the seller's spouse is at least sixty-five years of age, and if the total gross proceeds from such sales do not constitute a majority of the annual gross income of the seller;

(25) Excise taxes, collected on sales at retail, imposed by Sections 4041, 4061, 4071, 4081, 4091, 4161, 4181, 4251, 4261 and 4271 of Title 26, United States Code. The director of revenue shall promulgate rules pursuant to chapter 536, RSMo, to eliminate all state and local sales taxes on such excise taxes;

(26) Sales of fuel consumed or used in the operation of ships, barges, or waterborne vessels which are used primarily in or for the transportation of property or cargo, or the conveyance of persons for hire, on navigable rivers bordering on or located in part in this state, if such fuel is delivered by the seller to the purchaser's barge, ship, or waterborne vessel while it is afloat upon such river;

(27) All sales made to an interstate compact agency created pursuant to sections 70.370 to 70.430, RSMo, or sections 238.010 to 238.100, RSMo, in the exercise of the functions and activities of such agency as provided pursuant to the compact;

(28) Computers, computer software and computer security systems purchased for use by architectural or engineering firms headquartered in this state. For the purposes of this subdivision, "headquartered in this state" means the office for the administrative management of at least four integrated facilities operated by the taxpayer is located in the state of Missouri;

(29) All livestock sales when either the seller is engaged in the growing, producing or feeding of such livestock, or the seller is engaged in the business of buying and selling, bartering or leasing of such livestock;

(30) All sales of barges which are to be used primarily in the transportation of property or cargo on interstate waterways;

(31) Electrical energy or gas, whether natural, artificial or propane, which is ultimately consumed in connection with the manufacturing of cellular glass products;

(32) Notwithstanding other provisions of law to the contrary, all sales of pesticides or herbicides used in the production of crops, aquaculture, livestock or poultry;

(33) Tangible personal property purchased for use or consumption directly or exclusively in the research and development of prescription pharmaceuticals consumed by humans or animals;

(34) All sales of grain bins for storage of grain for resale;

(35) All sales of feed which are developed for and used in the feeding of pets owned by a commercial breeder when such sales are made to a commercial breeder, as defined in section 273.325, RSMo, and licensed pursuant to sections 273.325 to 273.357, RSMo;

(36) All purchases by a contractor on behalf of an entity located in another state, provided that the entity is authorized to issue a certificate of exemption for purchases to a contractor under the provisions of that state's laws. For purposes of this subdivision, the term "certificate of exemption" shall mean any document evidencing that the entity is

exempt from sales and use taxes on purchases pursuant to the laws of the state in which the entity is located. Any contractor making purchases on behalf of such entity shall maintain a copy of the entity's exemption certificate as evidence of the exemption. If the exemption certificate issued by the exempt entity to the contractor is later determined by the director of revenue to be invalid for any reason and the contractor has accepted the certificate in good faith, neither the contractor or the exempt entity shall be liable for the payment of any taxes, interest and penalty due as the result of use of the invalid exemption certificate. Materials shall be exempt from all state and local sales and use taxes when purchased by a contractor for the purpose of fabricating tangible personal property which is used in fulfilling a contract for the purpose of constructing, repairing or remodeling facilities for the following:

(a) An exempt entity located in this state, if the entity is one of those entities able to issue project exemption certificates in accordance with the provisions of section 144.062; or

(b) An exempt entity located outside the state if the exempt entity is authorized to issue an exemption certificate to contractors in accordance with the provisions of that state's law and the applicable provisions of this section;

(37) Tangible personal property purchased for use or consumption directly or exclusively in research or experimentation activities performed by life science companies and so certified as such by the director of the department of economic development or the director's designees; except that, the total amount of exemptions certified pursuant to this section shall not exceed one million three hundred thousand dollars in state and local taxes per fiscal year. For purposes of this subdivision, the term "life science companies" means companies whose primary research activities are in agriculture, pharmaceuticals, biomedical or food ingredients, and whose North American Industry Classification System (NAICS) Codes fall under industry 541710 (biotech research or development laboratories), 621511 (medical laboratories) or 541940 (veterinary services). The exemption provided by this subdivision shall expire on June 30, 2003."; and

Further amend the title and enacting clause accordingly.

Emergency Clause adopted.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SCS SB 379**, and requests the House to recede from its position and failing to do so, grant the Senate a conference thereon.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HCS HB 390**, entitled:

An act to repeal section 334.104, RSMo, and to enact in lieu thereof seventeen new sections relating to anesthesiologist assistants, with penalty provisions.

In which the concurrence of the House is respectfully requested.

COMMUNICATION

Mr. Chief Clerk,

The Committee on Budget has adopted the attached motion under Section 33.282, RSMo, and requests that it be printed in the Journal of the House.

/s/ Carl Bearden
Chair, Committee on Budget

MOTION OF APPROVAL UNDER SECTION 33.282, RSMo

Having reviewed the estimates of new tax credits for Fiscal Year 2004 submitted on January 23, 2003, to the chairman of the Budget Committee by the Budget Director pursuant to Section 33.282, RSMo, the Committee on Budget, under the authority of Section 33.282, hereby approves those estimated new tax credits for any tax year beginning after July 1, 2003, and before June 30, 2004, and directs the chairman of the committee to report adoption of this motion to the Chief Clerk of the House and to request that the motion be printed in the Journal of the House.

The following member's presence was noted: Brown.

ADJOURNMENT

On motion of Representative Wright, the House adjourned until 10:00 a.m., Thursday, May 1, 2003.

COMMITTEE MEETINGS

ADMINISTRATION AND ACCOUNTS

Thursday, May 1, 2003, 8:30 a.m. Hearing Room 1.

Discussion on policy changes.

Executive Session may follow.

AGRICULTURE

Thursday, May 1, 2003. Hearing Room 1 upon adjournment.

Possible Executive Session.

Public Hearing to be held on: HCR 26, SB 38

BUDGET

Thursday, May 1, 2003, 8:00 a.m. Hearing Room 3. AMENDED NOTICE

Public hearing, fiscal review. Tax credit presentation by Department of Economic Development.

Possible Executive Session.

Public Hearing to be held on: HB 698, HB 741, HB 745, HJR 26, SB 69, SB 243, SB 246, SB 556

BUDGET

Tuesday, May 6, 2003, 8:30 a.m. Hearing Room 3.

Public hearing, fiscal review.

Possible Executive Session. Other bills referred for fiscal review.

Public Hearing to be held on: HB 698, HB 741, HB 745, HJR 26

COMMUNICATIONS, ENERGY AND TECHNOLOGY

Thursday, May 1, 2003. Side gallery upon adjournment.

Public Hearing to be held on: SB 555

CRIME PREVENTION AND PUBLIC SAFETY

Thursday, May 1, 2003. Hearing Room 7 upon morning recess.

Executive Session to be held on: SB 39

EDUCATION

Thursday, May 1, 2003, 9:00 a.m. Hearing Room 4.

Possible Executive Session. Possible hearing on SCS SB 632 and 644.

Public Hearing to be held on: HJR 1

JOINT COMMITTEE ON LEGISLATIVE RESEARCH

Wednesday, May 7, 2003. Hearing Room 3 upon noon adjournment.

Approval of projects of Board of Public Buildings and Revenue Bonds.

Approval of Oversight Division program evaluation reports.

Assign Oversight Division 2003 interim program evaluations.

LOCAL GOVERNMENT

Thursday, May 1, 2003, 8:30 a.m. Hearing Room 6.

Executive Session may follow.

Public Hearing to be held on: SB 199

RETIREMENT

Thursday, May 1, 2003, 8:30 a.m. Hearing Room 7. AMENDED NOTICE

Executive Session may follow.

Public Hearing to be held on: HB 649, HB 650, HCR 20, HCR 24, HCR 25

RULES

Thursday, May 1, 2003, 8:30 a.m. Hearing Room 5. AMENDED NOTICE

Executive Session may follow.

Public Hearing to be held on: HCR 23, HR 495, HR 1086, SCR 10, SCR 11

HOUSE CALENDAR

SIXTY-THIRD DAY, THURSDAY, MAY 1, 2003

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 132, 173, 117 & 48 - Wright
- 2 HCS HB 215, 218, 115 & 83 - Myers
- 3 HCS HB 190 & 214 - Fares
- 4 HCS HB 51 - Mayer
- 5 HCS HB 387 - Pearce
- 6 HCS HB 109 & 34 - Fares
- 7 HB 263 - Cooper (120)
- 8 HCS HB 468 - Byrd
- 9 HCS HB 233 - Holand
- 10 HB 471 - Jackson

1470 *Journal of the House*

- 11 HCS HB 47 - Portwood
- 12 HCS HB 507 - Hubbard
- 13 HB 293, HCA 1 - Johnson (47)
- 14 HCS HB 345 - Cunningham (86)
- 15 HCS HB 385 - Cunningham (86)
- 16 HCS HB 447 - Townley
- 17 HCS HB 640 - Walton
- 18 HB 618 - Yates

HOUSE BILLS FOR PERFECTION - FEDERAL MANDATE

- 1 HB 655 - Wilson (130)
- 2 HCS HB 702 - Schlottach

HOUSE BILLS FOR THIRD READING - APPROPRIATIONS

- 1 HCS HB 16 - Bearden
- 2 HCS HB 17 - Bearden
- 3 HCS HB 18 - Bearden
- 4 HCS HB 19 - Bearden
- 5 HCS HB 20 - Bearden

HOUSE BILLS FOR THIRD READING

- 1 HS HCS HB 404, 324, 403, 344, 426 & 541 - Rector
- 2 HS HCS HB 455, (Budget 4-30-03) - Thompson

SENATE BILL FOR THIRD READING - CONSENT

SB 214, HCA 1 - Byrd

SENATE BILLS FOR THIRD READING

- 1 SB 496 - Luetkemeyer
- 2 HCS SB 173 - Walton
- 3 SS#2 SCS SB 55 - Stevenson
- 4 HCS SS SCS SB 36, as amended (Budget 4-30-03) - Myers
- 5 SS SB 34 - Pratt
- 6 HCS SS SCS SB 30 - Schneider
- 7 HCS SCS SB 84 - Munzlinger
- 8 HCS SCS SB 686, E.C. - Cunningham (86)
- 9 SCS#2 SB 1 - Luetkemeyer
- 10 SB 540 - Parker
- 11 HCS SB 521 - Byrd
- 12 HCS SCS SB 69 - Baker
- 13 SS SB 13 - Byrd

- 14 HCS SCS SB 246 - Rector
- 15 HCS SB 469 - Byrd

SENATE BILL FOR THIRD READING - CONSENT - INFORMAL

SCS SB 237 - Luetkemeyer

HOUSE BILLS WITH SENATE AMENDMENTS

- 1 SCS HS HB 1 - Bearden
- 2 SCS HS HB 2, as amended - Bearden
- 3 SCS HS HB 3, as amended - Bearden
- 4 SCS HS HB 4, as amended - Bearden
- 5 SCS HS HB 5, as amended - Bearden
- 6 SCS HS HB 6, as amended - Bearden
- 7 SCS HS HB 7 - Bearden
- 8 SCS HS HB 8, as amended - Bearden
- 9 SCS HS HB 9, as amended - Bearden
- 10 SCS HS HB 10, as amended - Bearden
- 11 SCS HS HB 11, as amended - Bearden
- 12 SCS HS HB 12, as amended - Bearden
- 13 SCS HCS HB 13 - Bearden
- 14 HB 261, SA 1 - Whorton
- 15 SCS HCS HB 371 - Dusenberg
- 16 SCS HCS HB 392, as amended - Avery
- 17 HCS HB 394, SCA 1 - Byrd
- 18 SCS HB 491 - Rupp
- 19 SCS HB 512 - Cooper (120)
- 20 SCS HB 521 - Dethrow
- 21 SCS HB 552 - Kingery
- 22 SCS HCS HB 575 - Dethrow
- 23 SS SCS HCS HB 390 - Behnen

BILLS CARRYING REQUEST MESSAGES

- 1 SCS HCS HB 427, (request Senate recede/grant conference) - Byrd
- 2 HCS SCS SB 379, (request House recede/grant conference) - Wright

BILLS IN CONFERENCE

- 1 HS SCS SB 299 & 40, as amended - Bearden
- 2 HCS SB 401 - Pratt
- 3 HCS SB 407 - Luetkemeyer
- 4 HCS SB 552 - Byrd
- 5 HCS SB 448 - Goodman
- 6 HCS SB 394, as amended - Byrd

1472 *Journal of the House*

7 HCS SCS#2 SB 52 - Fares

HOUSE CONCURRENT RESOLUTIONS

1 HCR 3, (4-23-03, Page 1238) - Townley

2 HCR 5, (4-23-03, Page 1239) - Townley

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

SIXTY-THIRD DAY, THURSDAY, MAY 1, 2003

Speaker Hanaway in the Chair.

Prayer by Father David Buescher.

The Hebrew Scriptures, in Psalm 34, sing:

The Lord is close to the brokenhearted; and those who are crushed in spirit He saves. Many are the troubles of the just person, but out of them all the Lord delivers them.

Mighty God, our representatives try to be those just persons who have all, the well and the rich, the brokenhearted and the crushed in mind as they discern ways to distribute the meager resources of our state. Give them wisdom.

Help them examine their consciences, remember the pure motives which brought them here in the first place, note Your presence, and then act from that dynamism. As the sun sets this evening, bless them with the inner peace that comes from a day well spent in service to You, to their constituencies, and to all across Missouri. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Alayna N. Brown, Caleb P. Brown, Lane Holden, Scott Mayfield, David Weaver, Emily Knobbe and Brittany Fellows.

The Journal of the sixty-second day was approved as corrected by the following vote:

AYES: 093

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brooks
Brown	Bruns	Byrd	Cooper 120	Cooper 155
Crawford	Crowell	Cunningham 145	Cunningham 86	Daus
Davis 122	Davis 19	Deeken	Dempsey	Dixon
Dougherty	Dusenberg	Emery	Engler	Ervin
Fares	Goodman	Guest	Hampton	Hobbs
Holand	Hoskins	Hunter	Ice	Jackson
Jetton	Johnson 47	Kelly 144	King	Kingery
Lager	Lembke	Lipke	Marsh	May
Miller	Moore	Morris	Munzlinger	Myers
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Rector	Richard	Roark
Ruestman	Rupp	Sander	Schaaf	Schlottach
Self	Shoemaker	Smith 118	Smith 14	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Threlkeld
Townley	Viebrock	Villa	Wallace	Walton

1474 *Journal of the House*

Wasson	Whorton	Wilson 119	Wilson 130	Wood
Wright	Yates	Madam Speaker		

NOES: 023

Abel	Campbell	Corcoran	Darrough	Donnelly
Harris 110	Harris 23	Hilgemann	Johnson 90	Kuessner
Liese	Lowe	Meiners	Salva	Selby
Vogt	Walker	Walsh	Wildberger	Willoughby
Wilson 25	Witte	Zweifel		

PRESENT: 035

Bishop	Boykins	Bringer	Burnett	Carnahan
Curls	El-Amin	Fraser	George	Green
Haywood	Henke	Hubbard	Johnson 61	Jolly
Jones	Kelly 36	Kratky	Lawson	LeVota
McKenna	Muckler	Page	Ransdall	Sager
Schoemehl	Seigfreid	Shoemyer	Skaggs	Spreng
Thompson	Ward	Wilson 42	Yaeger	Young

ABSENT WITH LEAVE: 012

Adams	Barnitz	Bland	Dethrow	Graham
Luetkemeyer	Mayer	Merideth	Nieves	Reinhart
Schneider	Wagner			

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 2402 - Representative Wood
House Resolution No. 2403
and
House Resolution No. 2404 - Representatives Rector and Davis (122)
House Resolution No. 2405 - Representative Ward
House Resolution No. 2406 - Representative Engler
House Resolution No. 2407 - Representative Johnson (61)
House Resolution No. 2408 - Representative Lager
House Resolution No. 2409 - Representative Self
House Resolution No. 2410 - Representative Wasson
House Resolution No. 2411 - Representatives Thompson and Parker
House Resolution No. 2412
and
House Resolution No. 2413 - Representative Brown
House Resolution No. 2414 - Representative Schlottach
House Resolution No. 2415 - Representative Byrd
House Resolution No. 2416
and
House Resolution No. 2417 - Representative Dethrow
House Resolution No. 2418
through
House Resolution No. 2425 - Representative Crowell

COMMITTEE REPORTS

Committee on Budget, Chairman Bearden reporting:

Madam Speaker: Your Committee on Budget, to which was referred **HCS HB 455** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

Madam Speaker: Your Committee on Budget, to which was referred **HCS SS SCS SB 36** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

SIGNING OF SENATE BILLS

All other business of the House was suspended while **SCS#2 SB 224, SCS SB 238, SB 250, SCS SB 269** and **SB 456** were read at length and, there being no objection, were signed by the Speaker to the end that the same may become law.

PERFECTION OF HOUSE BILL

HCS HB 640, relating to Emancipation Day, was taken up by Representative Walton.

Representative Walton offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 640, Page 1, Section 9.161, Line 1, by inserting after 9.161. "1."; and

Further amend the bill, Section 9.161, Page 2, Line 21, by adding after said line the following:

"2. There is hereby established the "Missouri Juneteenth Heritage and Jazz Festival and Memorial". Any funds appropriated by the general assembly for this event shall be used to establish a state-wide festival and monument to commemorate the struggles and hardships endured by those who had been enslaved."

On motion of Representative Walton, **House Amendment No. 1** was adopted.

On motion of Representative Walton, **HCS HB 640, as amended**, was adopted.

On motion of Representative Walton, **HCS HB 640, as amended**, was ordered perfected and printed.

Representative Cooper (120) assumed the Chair.

THIRD READING OF HOUSE BILLS - APPROPRIATIONS

HCS HB 16, relating to appropriations, was taken up by Representative Bearden.

On motion of Representative Bearden, **HCS HB 16** was read the third time and passed by the following vote:

AYES: 156

Abel	Angst	Baker	Barnitz	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Boykins	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Hoskins	Hubbard	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lipke
Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Merideth	Miller	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Selby	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Wallace	Walsh	Walton
Ward	Wasson	Whorton	Wildberger	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 001

Holand

PRESENT: 001

Walker

ABSENT WITH LEAVE: 005

Adams	Avery	Graham	Wagner	Willoughby
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Representative Cooper (120) declared the bill passed.

HCS HB 17, relating to appropriations, was taken up by Representative Bearden.

On motion of Representative Bearden, **HCS HB 17** was read the third time and passed by the following vote:

AYES: 157

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Green
Guest	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hobbs	Hoskins	Hubbard
Hunter	Ice	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lawson	Lembke	LeVota	Liese
Lipke	Lowe	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Merideth	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wallace	Walsh
Walton	Ward	Wasson	Whorton	Wildberger
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 001

Holand

PRESENT: 001

Walker

ABSENT WITH LEAVE: 004

Adams	Graham	Wagner	Willoughby
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Representative Cooper (120) declared the bill passed.

HCS HB 18, relating to appropriations, was taken up by Representative Bearden.

On motion of Representative Bearden, **HCS HB 18** was read the third time and passed by the following vote:

AYES: 154

Abel	Angst	Avery	Baker	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Boykins	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Davis 19	Deeken	Dempsey
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Green	Guest	Hampton
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Hobbs	Hoskins	Hubbard	Hunter	Ice
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lipke	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Miller	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Selby	Self	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Young	Zweifel	Madam Speaker	

NOES: 003

Barnitz	Holand	Merideth
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PRESENT: 000

ABSENT WITH LEAVE: 006

Adams	Dethrow	Graham	Shoemaker	Wagner
Willoughby				

Representative Cooper (120) declared the bill passed.

HCS HB 19, relating to appropriations, was taken up by Representative Bearden.

On motion of Representative Bearden, **HCS HB 19** was read the third time and passed by the following vote:

AYES: 148

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Green	Guest
Hampton	Harris 23	Haywood	Hilgemann	Hobbs
Hoskins	Hubbard	Hunter	Ice	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly 144	Kelly 36	King	Kingery
Kratky	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schoemehl	Seigfreid	Selby	Self	Shoemaker
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Walker	Wallace	Walsh	Walton	Ward
Wasson	Wildberger	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Young	Madam Speaker		

NOES: 009

Harris 110	Henke	Holand	Kuessner	Merideth
Purgason	Shoemyer	Whorton	Zweifel	

PRESENT: 002

Brooks	Schneider
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ABSENT WITH LEAVE: 004

Adams	Graham	Wagner	Willoughby
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Representative Cooper (120) declared the bill passed.

HCS HB 20, relating to appropriations, was taken up by Representative Bearden.

On motion of Representative Bearden, **HCS HB 20** was read the third time and passed by the following vote:

AYES: 151

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Brooks	Brown
Bruns	Burnett	Byrd	Campbell	Carnahan
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Green	Guest	Hampton
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Hobbs	Hoskins	Hubbard	Hunter	Ice
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kratky	Kuessner	Lager	Lawson	Lembke
LeVota	Liese	Lipke	Lowe	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Miller	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schoemehl	Seigfreid	Selby	Self
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Townley	Viebrock	Villa
Vogt	Walker	Wallace	Walsh	Walton
Ward	Wasson	Whorton	Wildberger	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 005

Holand	Kingery	Merideth	Purgason	Shoemaker
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PRESENT: 001

Schneider

ABSENT WITH LEAVE: 006

Adams	Boykins	Bringer	Graham	Wagner
Willoughby				

Representative Cooper (120) declared the bill passed.

PERFECTION OF HOUSE BILL - FEDERAL MANDATE

HB 655, relating to special education services, was taken up by Representative Wilson (130).

Representative Wilson (130) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 655, Page 2, Section 162.962, Line 18, by deleting all of said line and inserting in lieu thereof the following:

“petition in a state or federal court of competent jurisdiction. Appeals to state court shall be filed within forty-five days after the receipt”; and

Further amend said bill, Page 2, Section 162.962, Line 20, by deleting the word **“chapter,”** and inserting in lieu thereof the following:

“chapter or Part 300 of Title 34 of the Code of Federal Regulations,”; and

Further amend said title, enacting clause, and intersectional references accordingly.

On motion of Representative Wilson (130), **House Amendment No. 1** was adopted.

HB 655, as amended, was laid over.

Speaker Hanaway resumed the Chair.

MESSAGE FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HS HCS HB 156**, entitled:

An act to repeal section 188.039, RSMo, and to enact in lieu thereof two new sections relating to a twenty-four hour waiting period for certain medical procedures, with an effective date for a certain section.

With Senate Amendment No. 5

Senate Amendment No. 5

AMEND House Substitute for House Committee Substitute for House Bill No. 156, Page 2, Section 188.039, Line 39, by inserting after **“conference,”** the following: **“and if the woman chooses to proceed with the abortion,”**.

In which the concurrence of the House is respectfully requested.

HOUSE BILL WITH SENATE AMENDMENT

HS HCS HB 156, with Senate Amendment No. 5, relating to informed consent for abortion, was taken up by Representative Phillips.

Representative Phillips moved that the House concur in **Senate Amendment No. 5 to HS HCS HB 156**.

Representative Johnson (90) made a substitute motion that the House refuse to concur in **Senate Amendment No. 5 to HS HCS HB 156** and request the Senate recede from its position or, failing to do so, grant the House a conference.

Which motion was defeated.

HS HCS HB 156, with Senate Amendment No. 5, pending, was laid over.

NATIONAL DAY OF PRAYER OBSERVANCE

The House of Representatives wishes to pause with the rest of the country as part of the National Day of Prayer.

Prayers given by Pastor Douglas Crader.

Prayer for the Nation
Written by Dr. Luis Palau

Our Father and our God, we thank You for the many blessings You have poured out on America and we praise You for Your mercy.

You have said: "Righteousness exalts a nation, but sin is a disgrace to any people." We confess, O Lord, our national and personal sins. We repent and ask forgiveness for all actions that dishonor You.

O God, bless our President and other leaders. Provide them with wisdom and move them to honor You.

Deliver this great nation from all our enemies as we recommit ourselves to trust, serve and obey Your commands.

We pray in the name of our Lord and Savior, Jesus Christ, Amen.

Heavenly Father,

We thank You for this great nation that You have given us and for the grace to serve You in it.

We humbly ask for continued direction and leadership as we face the challenges that lay before us.

As Your Word says, we should "pray for all men, for kings and those in authority that we may lead a quiet and peaceable life in Godliness and honesty."

Father, we pray for all our leaders because of the great burdens and responsibilities on them as they serve us, the people.

We ask for healing of division in our state and national governments and the nation as a whole; because Your Word says "a house divided against itself cannot stand." We understand that our differences in life, education, backgrounds and understanding can be a problem; but we thank You that these differences can be the sources of diverse ideas that bring answers.

We call out for Your wisdom and guidance as these men and women deal with these things. You have helped and guided us through many storms throughout our history as a nation and as a state and we know You will continue as we yield ourselves to Your counsel.

Father, I speak blessing on the men and women in this Chamber for as Your Word says they are "ministers for our good". I pray that You take care of them and their families and provide everything they need. I also take authority over any forces of darkness that would be set against them, their families and their offices.

Inscribed upon the very walls of this building are the word "righteousness exalts a nation". I pray for the courage and strength for every man, woman and child to walk in righteousness and honesty before You that we may continue to walk as a nation blessed by You and be a beacon to the world.

In Jesus mighty name we pray, Amen.

HOUSE BILLS WITH SENATE AMENDMENTS

HS HCS HB 156, with Senate Amendment No. 5, pending, was again taken up by Representative Phillips.

Representative Dempsey assumed the Chair.

On motion of Representative Phillips, the House concurred in **Senate Amendment No. 5** by the following vote:

AYES: 125

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bivins	Black
Bough	Bringer	Brown	Bruns	Burnett
Byrd	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Daus	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
George	Goodman	Green	Guest	Hampton
Harris 110	Henke	Hobbs	Holand	Hubbard
Hunter	Ice	Jackson	Jetton	Johnson 47
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lembke	LeVota	Liese
Lipke	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Merideth	Miller	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Selby	Self	Shoemaker	Shoemyer
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Wallace

1484 *Journal of the House*

Walsh	Ward	Wasson	Wilson 119	Wilson 130
Wood	Wright	Yaeger	Yates	Madam Speaker

NOES: 034

Bishop	Bland	Brooks	Campbell	Carnahan
Corcoran	Curls	Darrough	Donnelly	Fares
Fraser	Graham	Harris 23	Haywood	Hilgemann
Hoskins	Johnson 61	Johnson 90	Jolly	Jones
Lowe	Page	Sager	Skaggs	Thompson
Walker	Whorton	Wildberger	Willoughby	Wilson 25
Wilson 42	Witte	Young	Zweifel	

PRESENT: 000

ABSENT WITH LEAVE: 004

Adams	Boykins	Lawson	Walton
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On motion of Representative Phillips, **HS HCS HB 156, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 122

Angst	Avery	Baker	Barnitz	Bean
Bearden	Behnen	Bivins	Black	Bough
Bringer	Brown	Bruns	Burnett	Byrd
Cooper 120	Cooper 155	Crawford	Crowell	Cunningham 145
Cunningham 86	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dougherty	Dusenberg
Emery	Engler	Ervin	George	Goodman
Green	Guest	Hampton	Harris 110	Henke
Hobbs	Holand	Hunter	Ice	Jackson
Jetton	Kelly 144	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lembke	LeVota
Liese	Lipke	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Merideth	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Threlkeld
Townley	Viebrock	Villa	Vogt	Wagner
Wallace	Walsh	Ward	Wasson	Whorton
Wilson 119	Wilson 130	Wood	Wright	Yaeger
Yates	Madam Speaker			

NOES: 035

Abel	Bishop	Bland	Brooks	Campbell
Carnahan	Corcoran	Curls	Darrough	Donnelly
Fares	Fraser	Graham	Harris 23	Haywood
Hilgemann	Hoskins	Hubbard	Johnson 47	Johnson 90
Jolly	Jones	Lowe	Page	Sager

Skaggs	Thompson	Walker	Wildberger	Willoughby
Wilson 25	Wilson 42	Witte	Young	Zweifel

PRESENT: 001

El-Amin

ABSENT WITH LEAVE: 005

Adams	Boykins	Johnson 61	Lawson	Walton
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Representative Dempsey declared the bill passed.

SS SCS HCS HB 390, relating to anesthesiologist assistants, was taken up by Representative Behnen.

On motion of Representative Behnen, **SS SCS HCS HB 390** was adopted by the following vote:

AYES: 142

Abel	Angst	Avery	Barnitz	Bearden
Behnen	Bishop	Bivins	Black	Bough
Bringer	Brooks	Brown	Bruns	Burnett
Byrd	Campbell	Carnahan	Cooper 120	Cooper 155
Corcoran	Crawford	Crowell	Cunningham 145	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	Icet	Jackson
Jetton	Johnson 47	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kuessner	Lager
Lembke	LeVota	Liese	Lipke	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Merideth	Miller	Moore	Morris
Muckler	Munzlinger	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Schaaf
Schlottach	Schneider	Schoemehl	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Wagner	Walker	Wallace	Walsh	Ward
Wasson	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 008

Bean	Kingery	Myers	Seigfreid	Selby
Stevenson	Wilson 25	Wilson 42		

1486 *Journal of the House*

PRESENT: 001

Cunningham 86

ABSENT WITH LEAVE: 012

Adams	Baker	Bland	Boykins	Johnson 61
Kratky	Lawson	Purgason	Sander	Walton
Willoughby	Wright			

On motion of Representative Behnen, **SS SCS HCS HB 390** was truly agreed to and finally passed by the following vote:

AYES: 145

Abel	Angst	Avery	Baker	Barnitz
Bearden	Behnen	Bishop	Bivins	Black
Bough	Bringer	Brooks	Brown	Bruns
Burnett	Byrd	Campbell	Carnahan	Cooper 120
Cooper 155	Corcoran	Cunningham 145	Curls	Darrough
Daus	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Hunter	Icet	Jackson	Jetton
Johnson 47	Johnson 90	Jolly	Jones	Kelly 144
King	Kratky	Kuessner	Lager	Lembke
Le Vota	Liese	Lipke	Lowe	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Merideth	Miller	Moore	Morris	Muckler
Munzlinger	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Wagner	Walker	Wallace	Walsh	Ward
Wasson	Whorton	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 25	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 006

Bean	Kingery	Myers	Seigfreid	Selby
Wilson 42				

PRESENT: 001

Cunningham 86

ABSENT WITH LEAVE: 011

Adams	Bland	Boykins	Crawford	Crowell
Johnson 61	Kelly 36	Lawson	Stevenson	Sutherland
Walton				

Representative Dempsey declared the bill passed.

THIRD READING OF SENATE BILL

HCS SS SCS SB 36, as amended, relating to environmental regulations, was taken up by Representative Myers.

Representative Crowell moved the previous question.

Which motion was adopted by the following vote:

AYES: 087

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Guest
Hobbs	Holand	Hunter	Ice	Jackson
Jetton	Johnson 47	Kelly 144	King	Kingery
Lager	Lembke	Lipke	Luetkemeyer	May
Mayer	Miller	Moore	Morris	Munzlinger
Myers	Nieves	Parker	Pearce	Phillips
Pratt	Purgason	Quinn	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sander
Schaaf	Schlottach	Schneider	Self	Shoemaker
Smith 118	Smith 14	St. Onge	Stefanick	Stevenson
Sutherland	Threlkeld	Townley	Viebrock	Wallace
Wasson	Wilson 119	Wilson 130	Wood	Wright
Yates	Madam Speaker			

NOES: 065

Abel	Barnitz	Bishop	Bland	Bringer
Brooks	Burnett	Campbell	Carnahan	Corcoran
Curls	Darrough	Daus	Davis 122	Donnelly
El-Amin	Fraser	Graham	Green	Hampton
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Hoskins	Hubbard	Johnson 90	Jolly	Jones
Kelly 36	Kratky	Kuessner	LeVota	Liese
Lowe	McKenna	Meiners	Merideth	Muckler
Page	Ransdall	Sager	Schoemehl	Seigfreid
Selby	Shoemyer	Skaggs	Spreng	Thompson
Villa	Vogt	Wagner	Walker	Walsh
Ward	Whorton	Wildberger	Willoughby	Wilson 25
Wilson 42	Witte	Yaeger	Young	Zweifel

1488 *Journal of the House*

PRESENT: 001

Dougherty

ABSENT WITH LEAVE: 010

Adams	Boykins	George	Johnson 61	Lawson
Marsh	Portwood	Salva	Taylor	Walton

Representative Johnson (90) requested a verification of the roll call on the motion to move the previous question.

On motion of Representative Myers, **HCS SS SCS SB 36, as amended**, was read the third time and passed by the following vote:

AYES: 093

Angst	Avery	Baker	Barnitz	Bean
Bearden	Behnen	Bivins	Black	Bough
Bringer	Brown	Bruns	Byrd	Cooper 120
Cooper 155	Crawford	Crowell	Cunningham 145	Cunningham 86
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Dusenberg	Emery	Engler	Ervin
Goodman	Guest	Hampton	Henke	Hobbs
Holand	Hunter	Ice	Jackson	Jetton
Kelly 144	King	Kingery	Kuessner	Lager
Lembke	Lipke	Luetkemeyer	May	Mayer
Miller	Moore	Morris	Munzlinger	Myers
Nieves	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sander	Schaaf
Schlottach	Seigfreid	Self	Shoemaker	Smith 118
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Threlkeld	Townley	Viebrock	Wagner	Wallace
Wasson	Whorton	Wilson 119	Wilson 130	Wood
Wright	Yates	Madam Speaker		

NOES: 064

Abel	Bishop	Bland	Brooks	Burnett
Campbell	Carnahan	Corcoran	Curls	Darrough
Daus	Donnelly	Dougherty	El-Amin	Fares
Fraser	George	Graham	Green	Harris 110
Harris 23	Haywood	Hilgemann	Hoskins	Hubbard
Johnson 47	Johnson 90	Jolly	Jones	Kelly 36
Kratky	LeVota	Liese	Lowe	McKenna
Meiners	Merideth	Muckler	Page	Parker
Ransdall	Sager	Salva	Schneider	Schoemehl
Selby	Shoemyer	Skaggs	Smith 14	Spreng
Thompson	Villa	Vogt	Walker	Walsh
Ward	Wildberger	Willoughby	Wilson 25	Wilson 42
Witte	Yaeger	Young	Zweifel	

PRESENT: 000

ABSENT WITH LEAVE: 006

Adams
Walton

Boykins

Johnson 61

Lawson

Marsh

Representative Dempsey declared the bill passed.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 395 - Local Government
HB 750 - Senior Security
HB 751 - Homeland Security and Veterans Affairs
HB 752 - Children and Families
HB 753 - Education
HB 754 - Education
HB 755 - Education
HB 756 - Communications, Energy and Technology
HB 757 - Tax Policy
HB 758 - Tax Policy
HB 759 - Transportation and Motor Vehicles
HB 760 - Budget
HB 761 - Professional Registration and Licensing

REFERRAL OF SENATE CONCURRENT RESOLUTIONS

The following Senate Concurrent Resolutions were referred to the Committee indicated:

SCR 3 - Children and Families
SCR 14 - Homeland Security and Veterans Affairs
SCR 16 - Education

COMMITTEE REPORTS

Committee on Communications, Energy and Technology, Chairman Rector reporting:

Madam Speaker: Your Committee on Communications, Energy and Technology, to which was referred **SS SCS SB 555**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Committee on Crime Prevention and Public Safety, Chairman Mayer reporting:

Madam Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **SB 39**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Committee on Homeland Security and Veterans Affairs, Chairman Shoemaker (8) reporting:

Madam Speaker: Your Committee on Homeland Security and Veterans Affairs, to which was referred **SS SB 219**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Committee on Job Creation and Economic Development, Chairman Dempsey reporting:

Madam Speaker: Your Committee on Job Creation and Economic Development, to which was referred **SCS SB 620**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Committee on Rules, Chairman Crowell reporting:

Madam Speaker: Your Committee on Rules, to which was referred **SCR 10**, begs leave to report it has examined the same and recommends that it **Do Pass**.

SENATE CONCURRENT RESOLUTION NO. 10

Be it Resolved by the Senate of the Ninety-second General Assembly, the House of Representatives concurring therein, that the Missouri Committee on Legislative Research shall prepare and cause to be collated, indexed, printed and bound all acts and resolutions of the Ninety-second General Assembly, First Regular Session, and shall examine the printed copies and compare them with and correct the same by the original rolls, together with an attestation under the hand of the Revisor of Statutes that she has compared the same with the original rolls in her office and has corrected the same thereby; and

Be it Further Resolved that the size and quality of the paper and binding shall be substantially the same as used in prior session laws and the size and style of type shall be determined by the Revisor of Statutes; and

Be it Further Resolved that the Joint Committee on Legislative Research is authorized to print and bind copies of the acts and resolutions of the Ninety-second General Assembly, First Regular Session, with appropriate indexing; and

Be it Further Resolved that the Revisor of Statutes is authorized to determine the number of copies to be printed.

Committee on Workforce Development and Workplace Safety, Chairman Hunter reporting:

Madam Speaker: Your Committee on Workforce Development and Workplace Safety, to which was referred **SS#2 SS SCS SB 2**, begs leave to report it has examined the same and recommends that it **Do Pass**.

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House on **HCS SCS#2 SB 52**: Senators Shields, Childers, Foster, Coleman and Bray.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 242**, entitled:

An act to amend chapter 512, RSMo, by adding thereto one new section relating to supersedeas bond requirements, with an emergency clause.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House on **HCS SB 394, as amended**: Senators Bartle, Yeckel, Clemens, Coleman and Kennedy.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House on **HCS SB 448**: Senators Bartle, Klindt, Loudon, Jacob and Caskey.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS#2 SB 695**, entitled:

An act to repeal sections 208.010, 208.015, 208.151, 208.152, 208.153, 208.154, 208.156, 208.162, 208.565, 338.501, 338.515, 338.520, 338.525, 338.545, and 338.550, RSMo, and to enact in lieu thereof eleven new sections relating to medical services and eligibility, with an emergency clause.

With Senate Perfecting Amendment No. 1.

Senate Perfecting Amendment No. 1

Amend Senate Substitute No. 2 for Senate Bill No. 695, Page 1, In the Title, Line 2, by striking the following: "208.153,"; and

Further amend said bill and page, Section A, Line 1, by striking the following: "208.153,".

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

ADJOURNMENT

On motion of Representative Crowell, the House adjourned until 2:00 p.m., Monday, May 5, 2003.

CORRECTIONS TO THE HOUSE JOURNAL

AFFIDAVITS

I, State Representative Therese Sander, District 22, hereby state and affirm that my vote as recorded on Pages 1411, 1417 and 1418 of the House Journal for Wednesday, April 30, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 1st day of May 2003.

/s/ Therese Sander
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 1st day of May in the year 2003.

/s/ Patricia W. Parris
Notary Public

Attest: /s/ Joan Branson
Clerk

I, State Representative Jack Goodman, District 132, hereby state and affirm that my vote as recorded on Page 1412 of the House Journal for Wednesday, April 30, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 1st day of May 2003.

/s/ Jack Goodman
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 1st day of May in the year 2003.

/s/ Patricia W. Parris
Notary Public

Attest: /s/ Joan Branson
Clerk

I, State Representative Gary Dusenberg, District 54, hereby state and affirm that my vote as recorded on Page 1413 of the House Journal for Wednesday, April 30, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that

I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 1st day of May 2003.

/s/ Gary Dusenberg
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 1st day of May in the year 2003.

/s/ Patricia W. Parris
Notary Public

Attest: /s/ Joan Branson
Clerk

I, State Representative Kathlyn Fares, District 91, hereby state and affirm that my vote as recorded on Pages 1413 and 1414 of the House Journal for Wednesday, April 30, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 1st day of May 2003.

/s/ Kathlyn Fares
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 1st day of May in the year 2003.

/s/ Patricia W. Parris
Notary Public

Attest: /s/ Joan Branson
Clerk

I, State Representative Annie Reinhart, District 34, hereby state and affirm that my vote as recorded on Pages 1413 and 1419 of the House Journal for Wednesday, April 30, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

[illegible]

Subscribed and sworn to before me this 1st day of May in the year 2003.

/s/ Patricia W. Parris
Notary Public

Attest: /s/ Joan Branson
Clerk

I, State Representative Steve Hunter, District 127, hereby state and affirm that my vote as recorded on Page 1414 of the House Journal for Wednesday, April 30, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted no. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 1st day of May 2003.

/s/ Steve Hunter
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 1st day of May in the year 2003.

/s/ Patricia W. Parris
Notary Public

Attest: /s/ Joan Branson
Clerk

I, State Representative Larry Gene Taylor, District 68, hereby state and affirm that my vote as recorded on Page 1415 of the House Journal for Wednesday, April 30, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 1st day of May 2003.

/s/ Larry Gene Taylor
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 1st day of May in the year 2003.

/s/ Patricia W. Parris
Notary Public

Attest: /s/ Joan Branson
Clerk

I, State Representative Jerry King, District 125, hereby state and affirm that my vote as recorded on Page 1416 of the House Journal for Wednesday, April 30, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 1st day of May 2003.

/s/ Jerry King
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 1st day of May in the year 2003.

/s/ Patricia W. Parris
Notary Public

Attest: /s/ Joan Branson
Clerk

I, State Representative Kevin Threlkeld, District 109, hereby state and affirm that my vote as recorded on Page 1418 of the House Journal for Wednesday, April 30, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 1st day of May 2003.

/s/ Kevin Threlkeld
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 1st day of May in the year 2003.

/s/ Patricia W. Parris
Notary Public

Attest: /s/ Joan Branson
Clerk

I, State Representative Jay Wasson, District 141, hereby state and affirm that my vote as recorded on Page 1418 of the House Journal for Wednesday, April 30, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 1st day of May 2003.

/s/ Jay Wasson
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 1st day of May in the year 2003.

/s/ Patricia W. Parris
Notary Public

Attest: /s/ Joan Branson
Clerk

I, State Representative Yaphett El-Amin, District 57, hereby state and affirm that my vote as recorded on Page 1446 of the House Journal for Wednesday, April 30, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted no. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 1st day of May 2003.

/s/ Yaphett El-Amin
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 1st day of May in the year 2003.

/s/ Patricia W. Parris
Notary Public

Attest: /s/ Joan Branson
Clerk

COMMITTEE MEETINGS

BUDGET

Tuesday, May 6, 2003, 8:30 a.m. Hearing Room 3.

Public hearing, fiscal review, possible Executive Session.

Other bills referred for fiscal review.

Public Hearing to be held on: HB 698, HB 741, HB 745, HJR 26

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, May 6, 2003. Hearing Room 3 upon afternoon adjournment.

Executive Session.

Executive Session to be held on: SB 5, SB 184

JOINT COMMITTEE ON LEGISLATIVE RESEARCH

Wednesday, May 7, 2003. Hearing Room 3 upon noon adjournment.

HOUSE CALENDAR

SIXTY-FOURTH DAY, MONDAY, MAY 5, 2003

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 132, 173, 117 & 48 - Wright
- 2 HCS HB 215, 218, 115 & 83 - Myers
- 3 HCS HB 190 & 214 - Fares
- 4 HCS HB 51 - Mayer
- 5 HCS HB 387 - Pearce
- 6 HCS HB 109 & 34 - Fares
- 7 HB 263 - Cooper (120)
- 8 HCS HB 468 - Byrd
- 9 HCS HB 233 - Holand
- 10 HB 471 - Jackson
- 11 HCS HB 47 - Portwood
- 12 HCS HB 507 - Hubbard
- 13 HB 293, HCA 1 - Johnson (47)
- 14 HCS HB 345 - Cunningham (86)
- 15 HCS HB 385 - Cunningham (86)
- 16 HCS HB 447 - Townley
- 17 HB 618 - Yates

HOUSE BILLS FOR PERFECTION - FEDERAL MANDATE

- 1 HB 655, as amended - Wilson (130)
- 2 HCS HB 702 - Schlottach

HOUSE BILLS FOR THIRD READING

- 1 HS HCS HB 404, 324, 403, 344, 426 & 541 - Rector
- 2 HS HCS HB 455 - Thompson
- 3 HCS HB 640 - Walton

SENATE BILLS FOR SECOND READING

- 1 SS SB 242
- 2 SS#2 SB 695, as amended

SENATE CONCURRENT RESOLUTION

SCR 10 - (5-01-03) - Yates

SENATE BILL FOR THIRD READING - CONSENT

SB 214, HCA 1 - Byrd

SENATE BILLS FOR THIRD READING

- 1 SB 496 - Luetkemeyer
- 2 HCS SB 173 - Walton
- 3 SS#2 SCS SB 55 - Stevenson
- 4 SS SB 34 - Pratt
- 5 HCS SS SCS SB 30 - Schneider
- 6 HCS SCS SB 84 - Munzlinger
- 7 HCS SCS SB 686, E.C. - Cunningham (86)
- 8 SCS#2 SB 1 - Luetkemeyer
- 9 SB 540 - Parker
- 10 HCS SB 521 - Byrd
- 11 HCS SCS SB 69 - Baker
- 12 SS SB 13 - Byrd
- 13 HCS SCS SB 246 - Rector
- 14 HCS SB 469 - Byrd
- 15 HCS SS SCS SB 555, E.C. - Black
- 16 SS#2 SS SCS SB 2, E.C. - Smith (118)
- 17 HCS SB 39 - Mayer
- 18 SCS SB 620, E.C. - Dempsey
- 19 SS SB 219, E.C. - Smith (14)

SENATE BILL FOR THIRD READING - CONSENT - INFORMAL

SCS SB 237 - Luetkemeyer

HOUSE BILLS WITH SENATE AMENDMENTS

- 1 SCS HS HB 1 - Bearden
- 2 SCS HS HB 2, as amended - Bearden
- 3 SCS HS HB 3, as amended - Bearden
- 4 SCS HS HB 4, as amended - Bearden
- 5 SCS HS HB 5, as amended - Bearden
- 6 SCS HS HB 6, as amended - Bearden
- 7 SCS HS HB 7 - Bearden
- 8 SCS HS HB 8, as amended - Bearden
- 9 SCS HS HB 9, as amended - Bearden
- 10 SCS HS HB 10, as amended - Bearden
- 11 SCS HS HB 11, as amended - Bearden
- 12 SCS HS HB 12, as amended - Bearden
- 13 SCS HCS HB 13 - Bearden

- 14 HB 261, SA 1 - Whorton
- 15 SCS HCS HB 371 - Dusenberg
- 16 SCS HCS HB 392, as amended - Avery
- 17 HCS HB 394, SCA 1 - Byrd
- 18 SCS HB 491 - Rupp
- 19 SCS HB 512 - Cooper (120)
- 20 SCS HB 521 - Dethrow
- 21 SCS HB 552 - Kingery
- 22 SCS HCS HB 575 - Dethrow
- 23 SS SS SCS HCS HB 600, as amended, E.C. - Cooper (120)

BILLS CARRYING REQUEST MESSAGES

- 1 SCS HCS HB 427, (request Senate recede/grant conference) - Byrd
- 2 HCS SCS SB 379, (request House recede/grant conference) - Wright

BILLS IN CONFERENCE

- 1 HS SCS SB 299 & 40, as amended - Bearden
- 2 HCS SB 401 - Pratt
- 3 HCS SB 407 - Luetkemeyer
- 4 HCS SB 552 - Byrd
- 5 HCS SB 448 - Goodman
- 6 HCS SB 394, as amended - Byrd
- 7 HCS SCS#2 SB 52 - Fares

HOUSE CONCURRENT RESOLUTIONS

- 1 HCR 3, (4-23-03, Page 1238) - Townley
- 2 HCR 5, (4-23-03, Page 1239) - Townley

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

SIXTY-FOURTH DAY, MONDAY, MAY 5, 2003

Speaker Hanaway in the Chair.

Prayer by Father David Buescher.

God, the minds and hearts of our representatives surely reach out in prayer for those Missourians and our neighbors from other states who lost their lives in the terrible tornados and storms last night. We pray also for their relatives and friends and all who mourn their spiritual and material losses. May those who remain discover strength to go on through the wreckage and the ashes towards new beginnings.

We pray also for those in this admirable House who begin this new week today amid much debate, perhaps even some rancor. Let Your good and decent Spirit help all of us this Monday, that good and decent results may accrue this day and throughout this week. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Anna Danielle Henley, Brady Pry and Emily Pry.

The Journal of the sixty-third day was approved as corrected by the following vote:

AYES: 088

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Crawford	Crowell
Cunningham 145	Cunningham 86	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dougherty	Dusenberg	Emery
Engler	Ervin	Fares	Green	Guest
Hobbs	Holand	Hunter	Icet	Jackson
Jetton	Johnson 47	Kelly 144	King	Kingery
Lager	Lembke	Lipke	Luetkemeyer	Marsh
May	Mayer	Moore	Morris	Munzlinger
Myers	Nieves	Parker	Pearce	Phillips
Portwood	Pratt	Quinn	Rector	Richard
Roark	Ruestman	Rupp	Sander	Schaaf
Schlottach	Self	Smith 118	Smith 14	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Threlkeld
Townley	Viebrock	Wallace	Walton	Ward
Wasson	Whorton	Wilson 119	Wilson 130	Wood
Wright	Yates	Madam Speaker		

1502 *Journal of the House*

NOES: 049

Barnitz	Bishop	Bringer	Burnett	Campbell
Corcoran	Curls	Darrough	Daus	Davis 122
Donnelly	Graham	Harris 110	Harris 23	Henke
Hilgemann	Hoskins	Johnson 90	Jolly	Jones
Kratky	Kuessner	LeVota	Liese	Lowe
Meiners	Merideth	Muckler	Page	Ransdall
Sager	Salva	Schoemehl	Seigfreid	Selby
Shoemyer	Skaggs	Spreng	Thompson	Villa
Vogt	Walker	Walsh	Wildberger	Wilson 25
Witte	Yaeger	Young	Zweifel	

PRESENT: 013

Bland	Boykins	Brooks	Carnahan	El-Amin
Fraser	George	Hampton	Kelly 36	Lawson
McKenna	Wagner	Wilson 42		

ABSENT WITH LEAVE: 013

Abel	Adams	Cooper 155	Goodman	Haywood
Hubbard	Johnson 61	Miller	Purgason	Reinhart
Schneider	Shoemaker	Willoughby		

MOTION

Representative Byrd moved that Rule 113 be suspended in order to receive a guest for special recognition.

Which motion was adopted by the following vote:

AYES: 131

Angst	Avery	Baker	Barnitz	Bean
Bearden	Behnen	Black	Bland	Bough
Boykins	Brooks	Brown	Bruns	Byrd
Campbell	Carnahan	Cooper 120	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenbery	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Graham	Guest	Hampton	Harris 110
Harris 23	Henke	Hobbs	Holand	Hoskins
Hunter	Ice	Jackson	Jetton	Johnson 47
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Lager	Lawson
Lembke	LeVota	Lipke	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Moore
Morris	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Quinn	Rector	Richard	Roark	Ruestman
Rupp	Salva	Sander	Schaaf	Schlottach
Schoemehl	Selby	Self	Shoemyer	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson

Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Walker
Wallace	Walton	Ward	Wasson	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 005

Bishop	Green	Haywood	Hilgemann	Merideth
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PRESENT: 011

Bringer	Corcoran	Kuessner	Liese	Muckler
Ransdall	Sager	Seigfreid	Skaggs	Walsh
Whorton				

ABSENT WITH LEAVE: 016

Abel	Adams	Bivins	Burnett	Cooper 155
Goodman	Hubbard	Johnson 61	Lowe	Miller
Purgason	Reinhart	Schneider	Shoemaker	Wildberger
Willoughby				

SPECIAL RECOGNITION

Mike Swoboda was introduced by Representative Byrd and recognized as an Outstanding Missourian.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 2426 - Representative Munzlinger
House Resolution No. 2427 - Representative Davis (19)
House Resolution No. 2428 - Representative Byrd
House Resolution No. 2429 - Representative Whorton
House Resolution No. 2430
through
House Resolution No. 2443 - Representative Hanaway
House Resolution No. 2444 - Representative Lager
House Resolution No. 2445 - Representative May
House Resolution No. 2446 - Representative Moore
House Resolution No. 2447
and
House Resolution No. 2448 - Representative Bean
House Resolution No. 2449
through
House Resolution No. 2457 - Representative Cunningham (145)
House Resolution No. 2458 - Representative Miller
House Resolution No. 2459 - Representative Hanaway
House Resolution No. 2460 - Representatives Wildberger and Lawson
House Resolution No. 2461 - Representative Reinhart

House Resolution No. 2462
through
House Resolution No. 2465 - Representative Kelly (36)
House Resolution No. 2466
through
House Resolution No. 2469 - Representatives Luetkemeyer and Cooper (155)
House Resolution No. 2470 - Representative Ervin
House Resolution No. 2471
and
House Resolution No. 2472 - Representative Cunningham (145)
House Resolution No. 2473 - Representative Lawson
House Resolution No. 2474 - Representative Shoemyer (9)
House Resolution No. 2475
and
House Resolution No. 2476 - Representative Haywood
House Resolution No. 2477
and
House Resolution No. 2478 - Representative Angst
House Resolution No. 2479 - Representative Cooper (155)
House Resolution No. 2480
through
House Resolution No. 2482 - Representative Dethrow

SECOND READING OF SENATE BILLS

SS SB 242 and **SS#2 SB 695, as amended**, were read the second time.

PERFECTION OF HOUSE BILLS - FEDERAL MANDATE

HB 655, as amended, relating to special education, was taken up by Representative Wilson (130).

On motion of Representative Wilson (130), **HB 655, as amended**, was ordered perfected and printed.

HCS HB 702, relating to commercial driver's license, was taken up by Representative Schlottach.

On motion of Representative Schlottach, **HCS HB 702** was adopted.

On motion of Representative Schlottach, **HCS HB 702** was ordered perfected and printed.

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HBs 122 & 80**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS HS HCS HBs 349, 120, 136 & 328**, entitled:

An act to repeal section 571.030, RSMo, and to enact in lieu thereof three new sections relating to concealable weapons, with penalty provisions.

With Senate Substitute Amendment No. 1 for Senate Amendment No. 2.

*Senate Substitute Amendment No. 1
for
Senate Amendment No. 2*

AMEND Senate Substitute for House Substitute for House Committee Substitute for House Bill Nos. 349, 120, 136 & 328, Page 7, Section 571.094, Line 29, by striking “twenty-one” and inserting in lieu thereof “**twenty-three**”; and

Further amend said section, Page 10, Lines 2-3, by striking “twenty-one” and inserting in lieu thereof “**twenty-three**”; and

Further amend said section, Page 35, Line 5, by striking “twenty-one” and inserting in lieu thereof “**twenty-three**”.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 236**, entitled:

An act to amend chapter 8, RSMo, by adding thereto one new section relating to memorial for workers.

In which the concurrence of the House is respectfully requested.

HOUSE BILL WITH SENATE AMENDMENTS

SS HS HCS HBs 349, 120, 136 & 328, as amended, relating to concealable weapons, was taken up by Representative Crawford.

Representative Wright moved the previous question.

Which motion was adopted by the following vote:

AYES: 088

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford

1506 *Journal of the House*

Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dougherty	Dusenberg
Emery	Engler	Ervin	Fares	Guest
Hobbs	Holand	Hunter	Ice	Jackson
Jetton	Johnson 47	Kelly 144	King	Kingery
Lager	Lembke	Lipke	Luetkemeyer	Marsh
May	Mayer	Moore	Morris	Munzlinger
Myers	Nieves	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sander	Schaaf	Schlottach	Self	Shoemaker
Smith 118	Smith 14	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Threlkeld	Townley	Viebrock
Wallace	Wasson	Wilson 119	Wilson 130	Wood
Wright	Yates	Madam Speaker		

NOES: 068

Abel	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Campbell	Carnahan
Corcoran	Curls	Darrough	Daus	Davis 122
Donnelly	El-Amin	Fraser	George	Graham
Green	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hoskins	Johnson 90	Jolly
Jones	Kelly 36	Kratky	Kuessner	Lawson
LeVota	Liese	Lowe	McKenna	Meiners
Merideth	Muckler	Page	Ransdall	Sager
Salva	Schoemehl	Seigfreid	Selby	Shoemyer
Skaggs	Spreng	Thompson	Villa	Vogt
Wagner	Walker	Walsh	Walton	Ward
Whorton	Wildberger	Wilson 25	Wilson 42	Witte
Yaeger	Young	Zweifel		

PRESENT: 000

ABSENT WITH LEAVE: 007

Adams	Goodman	Hubbard	Johnson 61	Miller
Schneider	Willoughby			

On motion of Representative Crawford, **SS HS HCS HBs 349, 120, 136 & 328, as amended,** was adopted by the following vote:

AYES: 111

Angst	Avery	Baker	Barnitz	Bean
Bearden	Behnen	Bivins	Black	Bough
Bringer	Brown	Bruns	Byrd	Cooper 120
Cooper 155	Crawford	Crowell	Cunningham 145	Cunningham 86
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Dougherty	Dusenberg	Emery	Engler
Ervin	Fares	Green	Guest	Hampton
Harris 110	Henke	Hobbs	Holand	Hunter
Ice	Jackson	Jetton	Johnson 47	Kelly 144
Kelly 36	King	Kingery	Kuessner	Lager
Lembke	LeVota	Liese	Lipke	Luetkemeyer
Marsh	May	Mayer	McKenna	Merideth

Moore	Morris	Munzlinger	Myers	Nieves
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schlottach	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Smith 118	Smith 14
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Threlkeld	Townley	Viebrock	Wagner	Wallace
Ward	Wasson	Whorton	Wilson 119	Wilson 130
Witte	Wood	Wright	Yates	Young
Madam Speaker				

NOES: 041

Bishop	Bland	Boykins	Brooks	Burnett
Campbell	Carnahan	Corcoran	Curls	Darrough
Daus	Donnelly	El-Amin	Fraser	George
Graham	Haywood	Hilgemann	Hoskins	Johnson 90
Jolly	Jones	Kratky	Lowe	Meiners
Muckler	Page	Schoemehl	Skaggs	Spreng
Thompson	Villa	Vogt	Walker	Walsh
Walton	Wildberger	Wilson 25	Wilson 42	Yaeger
Zweifel				

PRESENT: 001

Schaaf

ABSENT WITH LEAVE: 010

Abel	Adams	Goodman	Harris 23	Hubbard
Johnson 61	Lawson	Miller	Schneider	Willoughby

Representative Wright moved the previous question.

Which motion was adopted by the following vote:

AYES: 086

Angst	Baker	Bean	Bearden	Behnen
Bivins	Black	Bough	Brown	Bruns
Byrd	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dougherty	Dusenberg	Emery
Engler	Ervin	Fares	Guest	Hobbs
Holand	Hunter	Ice	Jackson	Jetton
Johnson 47	Kelly 144	King	Kingery	Lager
Lembke	Lipke	Luetkemeyer	Marsh	May
Mayer	Moore	Morris	Munzlinger	Myers
Nieves	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sander
Schaaf	Schlottach	Self	Shoemaker	Smith 118
Smith 14	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Threlkeld	Townley	Wallace	Wasson
Wilson 119	Wilson 130	Wood	Wright	Yates
Madam Speaker				

1508 *Journal of the House*

NOES: 064

Abel	Barnitz	Bishop	Boykins	Bringer
Burnett	Campbell	Carnahan	Corcoran	Curls
Darrough	Daus	Davis 122	Donnelly	El-Amin
Fraser	George	Graham	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hoskins
Johnson 90	Jolly	Jones	Kelly 36	Kratky
Kuessner	LeVota	Liese	Lowe	McKenna
Meiners	Merideth	Muckler	Page	Ransdall
Sager	Salva	Schoemehl	Seigfreid	Selby
Shoemyer	Skaggs	Spreng	Thompson	Villa
Vogt	Wagner	Walker	Walsh	Walton
Ward	Whorton	Wildberger	Wilson 25	Wilson 42
Witte	Yaeger	Young	Zweifel	

PRESENT: 000

ABSENT WITH LEAVE: 013

Adams	Avery	Bland	Brooks	Goodman
Green	Hubbard	Johnson 61	Lawson	Miller
Schneider	Viebrock	Willoughby		

Representative Johnson (90) requested a verification of the roll call on the motion to move the previous question.

On motion of Representative Crawford, **SS HS HCS HBs 349, 120, 136 & 328, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 111

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bivins	Black
Bough	Bringer	Brown	Bruns	Byrd
Cooper 120	Cooper 155	Crawford	Crowell	Cunningham 145
Cunningham 86	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dougherty	Dusenberg	Emery
Engler	Ervin	Green	Guest	Hampton
Harris 110	Henke	Hobbs	Holand	Hunter
Icet	Jackson	Jetton	Johnson 47	Kelly 144
Kelly 36	King	Kingery	Kuessner	Lager
Lembke	LeVota	Liese	Lipke	Luetkemeyer
Marsh	May	Mayer	McKenna	Merideth
Moore	Morris	Munzlinger	Myers	Nieves
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schlottach	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Smith 118	Smith 14
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Threlkeld	Townley	Viebrock	Wagner	Wallace
Ward	Wasson	Whorton	Wilson 119	Wilson 130
Witte	Wood	Wright	Yates	Young
Madam Speaker				

NOES: 043

Bishop	Bland	Boykins	Brooks	Burnett
Campbell	Carnahan	Corcoran	Curls	Darrough
Daus	Donnelly	El-Amin	Fares	Fraser
George	Graham	Harris 23	Haywood	Hilgemann
Hoskins	Johnson 90	Jolly	Jones	Kratky
Lowe	Meiners	Muckler	Page	Schoemehl
Skaggs	Spreng	Thompson	Villa	Vogt
Walker	Walsh	Walton	Wildberger	Wilson 25
Wilson 42	Yaeger	Zweifel		

PRESENT: 001

Schaaf

ABSENT WITH LEAVE: 008

Adams	Goodman	Hubbard	Johnson 61	Lawson
Miller	Schneider	Willoughby		

Speaker Hanaway declared the bill passed.

HOUSE CONCURRENT RESOLUTIONS

HCR 3, relating to electronic identification of meat, was taken up by Representative Townley.

Representative Behnen assumed the Chair.

Speaker Hanaway resumed the Chair.

On motion of Representative Townley, **HCR 3** was adopted.

HCR 5, relating to a biosafety lab at University of Missouri-Columbia, was taken up by Representative Townley.

On motion of Representative Townley, **HCR 5** was adopted.

HOUSE BILLS WITH SENATE AMENDMENTS

SS SS SCS HCS HB 600, as amended, relating to collection of taxes, was taken up by Representative Cooper (120).

Representative Cooper (120) moved that the House refuse to adopt **SS SS SCS HCS HB 600, as amended**, and request the Senate to recede from its position or, failing to do so, grant the House a conference.

Which motion was adopted by the following vote:

1510 *Journal of the House*

AYES: 141

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bivins	Black
Bland	Bough	Boykins	Bringer	Brown
Bruns	Burnett	Byrd	Campbell	Carnahan
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
Green	Guest	Hampton	Harris 110	Haywood
Henke	Hilgemann	Hobbs	Holand	Hoskins
Hunter	Ice	Jackson	Jetton	Johnson 47
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson
LeVota	Liese	Lipke	Lowe	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Merideth	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Salva	Sander	Schaaf	Schlottach
Schoemehl	Selby	Self	Shoemaker	Shoemyer
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Yaeger	Yates	Young
Madam Speaker				

NOES: 006

Bishop	Sager	Seigfreid	Skaggs	Wildberger
Zweifel				

PRESENT: 002

Brooks	Johnson 90
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ABSENT WITH LEAVE: 014

Adams	George	Goodman	Graham	Harris 23
Hubbard	Johnson 61	Lembke	Miller	Portwood
Schneider	Wagner	Willoughby	Wright	

SCS HS HB 1, relating to appropriations, was taken up by Representative Bearden.

On motion of Representative Bearden, **SCS HS HB 1** was adopted by the following vote:

AYES: 153

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd

Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hobbs	Holand	Hoskins
Hunter	Ice	Jackson	Jetton	Johnson 47
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lawson	LeVota	Liese	Lipke	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Merideth	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Pratt	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 010

Adams	Goodman	Hubbard	Johnson 61	Lembke
Miller	Portwood	Schneider	Willoughby	Wright

On motion of Representative Bearden, **SCS HS HB 1** was truly agreed to and finally passed by the following vote:

AYES: 152

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hunter
Ice	Jackson	Jetton	Johnson 47	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson

1512 *Journal of the House*

LeVota	Liese	Lipke	Lowe	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Merideth	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schoemehl	Seigfreid	Selby	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Wagner	Walker	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 011

Adams	Campbell	Goodman	Hubbard	Johnson 61
Lembke	Miller	Portwood	Schneider	Willoughby
Wright				

Speaker Hanaway declared the bill passed.

SCS HS HB 2, as amended, relating to appropriations, was taken up by Representative Bearden.

Representative Bearden moved that the House refuse to adopt **SCS HS HB 2, as amended**, and request the Senate to recede from its position or, failing to do so, grant the House a conference.

Which motion was adopted.

SCS HS HB 3, as amended, relating to appropriations, was taken up by Representative Bearden.

Representative Bearden moved that the House refuse to adopt **SCS HS HB 3, as amended**, and request the Senate to recede from its position or, failing to do so, grant the House a conference.

Which motion was adopted.

SCS HS HB 4, as amended, relating to appropriations, was taken up by Representative Bearden.

Representative Bearden moved that the House refuse to adopt **SCS HS HB 4, as amended**, and request the Senate to recede from its position or, failing to do so, grant the House a conference.

Which motion was adopted.

SCS HS HB 5, as amended, relating to appropriations, was taken up by Representative Bearden.

Representative Bearden moved that the House refuse to adopt **SCS HS HB 5, as amended**, and request the Senate to recede from its position or, failing to do so, grant the House a conference.

Which motion was adopted.

SCS HS HB 6, as amended, relating to appropriations, was taken up by Representative Bearden.

Representative Bearden moved that the House refuse to adopt **SCS HS HB 6, as amended**, and request the Senate to recede from its position or, failing to do so, grant the House a conference.

Which motion was adopted.

SCS HS HB 7, relating to appropriations, was taken up by Representative Bearden.

Representative Bearden moved that the House refuse to adopt **SCS HS HB 7** and request the Senate to recede from its position or, failing to do so, grant the House a conference.

Which motion was adopted.

SCS HS HB 8, as amended, relating to appropriations, was taken up by Representative Bearden.

Representative Bearden moved that the House refuse to adopt **SCS HS HB 8, as amended**, and request the Senate to recede from its position or, failing to do so, grant the House a conference.

Which motion was adopted.

SCS HS HB 9, as amended, relating to appropriations, was taken up by Representative Bearden.

Representative Bearden moved that the House refuse to adopt **SCS HS HB 9, as amended**, and request the Senate to recede from its position or, failing to do so, grant the House a conference.

Which motion was adopted.

SCS HS HB 10, as amended, relating to appropriations, was taken up by Representative Bearden.

Representative Bearden moved that the House refuse to adopt **SCS HS HB 10, as amended**, and request the Senate to recede from its position or, failing to do so, grant the House a conference.

Which motion was adopted.

SCS HS HB 11, as amended, relating to appropriations, was taken up by Representative Bearden.

Representative Bearden moved that the House refuse to adopt **SCS HS HB 11, as amended**, and request the Senate to recede from its position or, failing to do so, grant the House a conference.

Which motion was adopted.

SCS HS HB 12, as amended, relating to appropriations, was taken up by Representative Bearden.

Representative Bearden moved that the House refuse to adopt **SCS HS HB 12, as amended**, and request the Senate to recede from its position or, failing to do so, grant the House a conference.

Which motion was adopted.

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SS SS SCS HCS HB 600, as amended**, and grants the House a conference thereon.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SS SS SCS HCS HB 600, as amended**: Senators Shields, Vogel, Gross, Mathewson and Goode.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SB 401**: Senators Dolan, Bartle, Nodler, Bray and Coleman.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HS HB 2, as amended**, and grants the House a conference thereon.

The President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House: Senators Russell, Gross, Shields, Goode and Dougherty.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HS HB 3, as amended**, and grants the House a conference thereon.

The President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House: Senators Russell, Gross, Shields, Goode and Dougherty.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HS HB 4, as amended**, and grants the House a conference thereon.

The President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House: Senators Russell, Gross, Shields, Goode and Dougherty.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HS HB 5, as amended**, and grants the House a conference thereon.

The President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House: Senators Russell, Gross, Shields, Goode and Dougherty.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HS HB 6, as amended**, and grants the House a conference thereon.

The President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House: Senators Russell, Gross, Shields, Goode and Dougherty.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HS HB 7**, and grants the House a conference thereon.

The President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House: Senators Russell, Gross, Shields, Goode and Dougherty.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HS HB 8, as amended**, and grants the House a conference thereon.

The President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House: Senators Russell, Gross, Shields, Goode and Dougherty.

MOTION

Representative Crowell moved that Rule 29 be suspended for the purpose and to the end that the House Budget conferees be allowed to meet on **SCS HS HB 2, as amended, SCS HS HB 3, as amended, SCS HS HB 4, as amended, SCS HS HB 5, as amended, SCS HS HB 6, as amended, SCS HS HB 7, SCS HS HB 8, as amended, SCS HS HB 9, as amended, SCS HS HB 10, as amended, SCS HS HB 11, as amended and SCS HS HB 12, as amended**, at 8:00 a.m., Tuesday, May 6, 2003.

Which motion was adopted by the following vote:

AYES: 132

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bivins	Black
Bland	Bough	Boykins	Bringer	Brooks
Brown	Bruns	Byrd	Campbell	Cooper 120
Cooper 155	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Darrough	Daus	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Engler
Ervin	Fares	Fraser	Green	Guest
Hampton	Harris 110	Harris 23	Hilgemann	Hobbs
Hoskins	Hunter	Icet	Jackson	Jetton
Johnson 47	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Lager	Liese
Lipke	Lowe	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sander	Schaaf
Schlottach	Schoemehl	Seigfreid	Self	Shoemaker
Shoemyer	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Yaeger	Yates
Young	Madam Speaker			

NOES: 014

Bishop	Burnett	Carnahan	Corcoran	Henke
Johnson 90	Kuessner	LeVota	Merideth	Salva
Selby	Skaggs	Walker	Zweifel	

PRESENT: 002

George	Sager
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ABSENT WITH LEAVE: 015

Adams	Goodman	Graham	Haywood	Holand
Hubbard	Johnson 61	Lawson	Lembke	Miller

Portwood

Schneider

Wagner

Willoughby

Wright

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committees to act with like committees from the Senate on the following bills:

SS SS SCS HCS HB 600: Representatives Cooper (120), Sutherland, Icet, Hilgemann and Riback Wilson (25)

SCS HS HB 2: Representatives Bearden, Lager, Fares, Wilson (42) and Graham

SCS HS HB 3: Representatives Bearden, Lager, Fares, Harris (23) and Fraser

SCS SH HB 4: Representatives Bearden, Lager, Roark, Merideth and Jones

SCS HS HB 5: Representatives Bearden, Lager, Roark, Villa and Walton

SCS HS HB 6: Representatives Bearden, Lager, Quinn, Whorton and Shoemyer (9)

SCS HS HB 7: Representatives Bearden, Lager, Black, Boykins and Lowe

SCS HS HB 8: Representatives Bearden, Lager, Moore, Barnitz and Wildberger

REFERRAL OF HOUSE RESOLUTIONS

The following House Resolutions were referred to the Committee indicated:

HR 1848 - Homeland Security and Veterans Affairs

HR 2124 - Rules

HR 2151 - Rules

REFERRAL OF SENATE CONCURRENT RESOLUTION

The following Senate Concurrent Resolution was referred to the Committee indicated:

SS SCR 7 - Judiciary

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

HCS SB 39 - Budget (Fiscal Note)

SS SB 219 - Budget (Fiscal Note)

SS SB 242 - Judiciary

COMMITTEE REPORTS

Committee on Agriculture, Chairman Myers reporting:

Madam Speaker: Your Committee on Agriculture, to which was referred **SB 668**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Committee on Budget, Chairman Bearden reporting:

Madam Speaker: Your Committee on Budget, to which was referred **SS SCS SCR 13**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Amendment No. 1**.

House Committee Amendment No. 1

AMEND Senate Substitute for Senate Committee Substitute for Senate Concurrent Resolution No. 13, Page 686 of the Journal of the Senate, Lines 25 to 28, by deleting all of said lines and inserting in lieu thereof the following:

"Senate of which at least two shall be members of the minority party, four shall be members of the House of Representatives of which two shall be appointed by the Speaker of the House of Representatives and two of which shall be members of the minority party appointed by the Minority Floor Leader with approval of the Speaker of the House of Representatives, four shall be representatives"; and

Further amend said title, enacting clause and intersectional references accordingly.

Committee on Tax Policy, Chairman Cooper (120) reporting:

Madam Speaker: Your Committee on Tax Policy, to which was referred **SCS SB 11**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Committee on Transportation and Motor Vehicles, Chairman Crawford reporting:

Madam Speaker: Your Committee on Transportation and Motor Vehicles, to which was referred **SS#2 SCS SB 481**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SB 186**, and requests the House to recede from its position, and failing to do so, grant the Senate a conference thereon.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HCS HB 289**, entitled:

An act to repeal sections 99.845, 100.710, 100.840, 100.850, 135.207 and 178.892, RSMo, and to enact in lieu thereof fifty-five new sections relating to tax incentives for economic development, with an expiration date for certain sections and an emergency clause for certain sections.

With Senate Amendment No. 1, Senate Amendment No. 3, Senate Amendment No. 4, Senate Amendment No. 5, Senate Amendment No. 6, Senate Amendment No. 7, Senate Amendment No. 8, Senate Amendment No. 9, Senate Amendment No. 10, Senate Amendment No. 11, Senate Amendment No. 12, Senate Amendment No. 13, Senate Amendment No. 14, Senate Amendment No. 15, Senate Amendment No. 16, Senate Amendment No. 17, Senate Amendment No. 18 and Senate Amendment No. 19.

Senate Amendment No. 1

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 289, Page 142, Section B, Line 1 of said page, by striking the numerals “100.840, 100.850,”; and

Further amend Line 8 of said page, by striking the numerals “99.845, 100.840, 100.850,”; and

Further amend said bill, Page 142, Section C, Line 19 of said page, by striking the following: “99.845,”.

Senate Amendment No. 3

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 289, Page 56, Section 99.960, Line 28 of said page, by inserting at the end of said line the following:

“the department of economic development for review and submission of an analysis and recommendation to”; and

Further amend Line 29 of said page, by inserting after the word “for” the following: **“a determination as to”**; and

Further amend said bill, Page 57, Section 99.918, Line 7 of said page, by striking the words “Missouri development finance board” and inserting in lieu thereof the following: **“department of economic development”**; and

Further amend said bill, Page 58, Section 99.918, Line 18 of said page, by inserting at the end of said line the following: **“department of economic development and”**; and

Further amend Line 20 of said page, by striking the words “Missouri development finance board” and inserting in lieu thereof the following: **“department of economic development”**; and

Further amend said bill, Page 60, Section 99.918, Lines 17-19 of said page, by striking all of said lines and inserting in lieu thereof the following:

“9. The department of economic development, in conjunction with the Missouri development finance board, may establish the procedures and standards for the determination and approval of applications by the promulgation of rules and regulations and publish forms to implement the provisions of this section and section 99.963.”; and

Further amend said bill, Page 61, Section 99.960, Line 2 of said page, by inserting after all of said line the following:

“11. The Missouri development finance board shall consider parity based on population and geography of the state among the regions of the state in making determinations on applications pursuant to this section.”.

Senate Amendment No. 4

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 289, Page 138, Section 135.283, Line 26, by inserting after all of said line the following:

“135.500. 1. Sections 135.500 to 135.529 shall be known and may be cited as the “Missouri Certified Capital Company Law”.

2. As used in sections 135.500 to 135.529, the following terms mean:

(1) “Affiliate of a certified company”:

(a) Any person, directly or indirectly owning, controlling or holding power to vote ten percent or more of the outstanding voting securities or other ownership interests of the Missouri certified capital company;

(b) Any person ten percent or more of whose outstanding voting securities or other ownership interest are directly or indirectly owned, controlled or held with power to vote by the Missouri certified capital company;

(c) Any person directly or indirectly controlling, controlled by, or under common control with the Missouri certified capital company;

(d) A partnership in which the Missouri certified capital company is a general partner;

(e) Any person who is an officer, director or agent of the Missouri certified capital company or an immediate family member of such officer, director or agent;

(2) "Applicable percentage", one hundred percent;

(3) "Capital in a qualified Missouri business", any debt, equity or hybrid security, of any nature and description whatsoever, including a debt instrument or security which has the characteristics of debt but which provides for conversion into equity or equity participation instruments such as options or warrants which are acquired by a Missouri certified capital company **or a qualified investing entity** as a result of a transfer of cash to a business[. Capital in a qualified Missouri business shall not include secured debt instruments];

(4) "Certified capital", an investment of cash by an investor in a Missouri certified capital company;

(5) "Certified capital company", any partnership, corporation, trust or limited liability company, whether organized on a profit or not-for-profit basis, that is located, headquartered and registered to conduct business in Missouri that has as its primary business activity, the investment of cash in qualified Missouri businesses, and which is certified by the department as meeting the criteria of sections 135.500 to 135.529;

(6) "Department", the Missouri department of economic development;

(7) "Director", the director of the department of economic development or a person acting under the supervision of the director;

(8) "Investor", any insurance company that contributes cash;

(9) "Liquidating distribution", payments to investors or to the certified capital company from earnings;

(10) "Person", any natural person or entity, including a corporation, general or limited partnership, trust or limited liability company;

(11) "Qualified distribution", any distribution or payment to equity holders of a certified capital company in connection with the following:

(a) Reasonable costs and expenses of forming, syndicating, managing and operating the certified capital company;

(b) Management fees for managing and operating the certified capital company; and

(c) Any increase in federal or state taxes, penalties and interest, including those related to state and federal income taxes, of equity owners of a certified capital company which related to the ownership, management or operation of a certified capital company;

(12) "Qualified investing entity", any partnership, corporation, trust, or limited liability company, whether organized on a for profit or not-for-profit basis, that:

(a) Is registered to do business in this state;

(b) Is a wholly owned subsidiary of a certified capital company or otherwise affiliated with and under common control with a certified capital company; and

(c) Has been designated as a qualified investing entity by such certified capital company.

Such designation shall be effective upon delivery by the certified capital company of written notice of the designation to the department. A qualified investing entity may raise debt or equity capital for investment, but such capital shall not be considered certified capital. Any qualified investment made by a qualified investing entity after the effective date of this act shall be deemed to have been made by a certified capital company that designated the qualified investing entity as such; provided that no qualified investment may be deemed to have been made by more than one certified capital company.

[(12)] **(13) "Qualified investment", the investment of cash by a Missouri certified capital company or a qualified investing entity in such a manner as to acquire capital in a qualified Missouri business;**

[(13)] **(14) "Qualified Missouri business", an independently owned and operated business, which is headquartered and located in Missouri and which is in need of venture capital and cannot obtain conventional financing. Such business shall have no more than two hundred employees, eighty percent of which are employed in Missouri. Such business shall be involved in commerce for the purpose of manufacturing, processing or assembling products, conducting research and development, or providing services in interstate commerce, but excluding retail, real estate, real estate development, insurance and professional services provided by accountants, lawyers or physicians. [If such business has been in existence for three years or less, its gross sales during its most recent complete fiscal years shall not have exceeded four million dollars. If such business has been in existence for longer than three years, its gross sales during its most recent complete fiscal year shall not have exceeded three million dollars.] At the time a certified capital company or qualified investing entity makes an initial investment in a business, such business shall be a small business concern that meets the requirements of the United States Small Business Administration's qualification size standards for**

its venture capital program, as defined in Section 13 CFR 121.301 (c) of the Small Business Investment Act of 1958, as amended. Any business which is classified as a qualified Missouri business at the time of the first investment in such business by a Missouri certified capital company **or qualified investing entity** shall, for a period of seven years from the date of such first investment, remain classified as a qualified Missouri business and may receive follow-on investments from any Missouri certified capital company **or qualified investing entity** and such follow-on investments shall be qualified investments even though such business may not meet the other qualifications of this subsection at the time of such follow-on investments;

[(14)] **(15)** “State premium tax liability”, any liability incurred by an insurance company pursuant to the provisions of section 148.320, 148.340, 148.370 or 148.376, RSMo, and any other related provisions, which may impose a tax upon the premium income of insurance companies after January 1, 1997.

135.503. 1. Any investor that makes an investment of certified capital shall, in the year of investment, earn a vested credit against state premium tax liability equal to the applicable percentage of the investor's investment of certified capital. An investor shall be entitled to take up to ten percent of the vested credit in any taxable year of the investor. Any time after three years after August 28, 1996, the director, with the approval of the commissioner of administration, may reduce the applicable percentage on a prospective basis. Any such reduction in the applicable percentage by the director shall not have any effect on credits against state premium tax liability which have been claimed or will be claimed by any investor with respect to credits which have been earned and vested pursuant to an investment of certified capital prior to the effective date of any such change.

2. An insurance company claiming a state premium tax credit earned through an investment in a certified capital company shall not be required to pay any additional retaliatory tax levied pursuant to section 375.916, RSMo, as a result of claiming such credit.

3. The credit against state premium tax liability which is described in subsection 1 of this section may not exceed the state premium tax liability of the investor for any taxable year. All such credits against state premium tax liability may be carried forward indefinitely until the credits are utilized. The maximum amount of certified capital in one or more certified capital companies for which earned and vested tax credits will be allowed in any year to any one investor or its affiliates shall be limited to ten million dollars.

4. Except as provided in subsection 5 of this section, the aggregate amount of certified capital for which earned and vested credits against state premium tax liability are allowed for all persons pursuant to sections 135.500 to 135.529 shall not exceed the following amounts: for calendar year 1996, \$0.00; for calendar year 1997, an amount which would entitle all Missouri certified capital company investors to take aggregate credits of five million dollars; and for any year thereafter, an additional amount to be determined by the director but not to exceed aggregate credits of ten million dollars for any year with the approval of the commissioner of administration and reported to the general assembly as provided in subsection 2 of section 33.282, RSMo, provided that the amount so determined shall not impair the ability of an investor with earned and vested credits which have been allowed in previous years to take them, pursuant to subsection 1 of this section. During any calendar year in which the limitation described in this subsection will limit the amount of certified capital for which earned and vested credits against state premium tax liability are allowed, certified capital for which credits are allowed will be allocated in order of priority based upon the date of filing of information described in subdivision (1) of subsection 5 of section 135.516. Certified capital limited in any calendar year by the application of the provisions of this subsection shall be allowed and allocated in the immediately succeeding calendar year in the order of priority set forth in this subsection. The department shall make separate allocations of certified capital for which credits are allowed under the limitations described in this subsection and under the limitations described in subsection 5 of this section.

5. In addition to the maximum amount pursuant to subsection 4 of this section, the aggregate amount of certified capital for which earned and vested credits against state premium tax liability are allowed for persons pursuant to sections 135.500 to 135.529 shall be the following: for calendar year 1999 and for any year thereafter, an amount to be determined by the director which would entitle all Missouri certified capital company investors to take aggregate credits not to exceed four million dollars for any year with the approval of the commissioner of administration and reported to the general assembly as provided in subsection 2 of section 33.282, RSMo, provided that the amount so determined shall not impair the ability of an investor with earned and vested credits which have been allowed in previous years or pursuant to the provisions of subsection 4 of this section to take them, pursuant to subsection 1 of this section. For purposes of any requirement regarding the schedule of qualified investments for certified capital for which earned and vested credits against state premium tax liability are allowed pursuant to this subsection only, the definition of a “qualified Missouri business” as set forth in subdivision [(13)] **(14)** of subsection 2 of section 135.500 means a Missouri business that is located in a distressed community as defined in section 135.530, and meets all of the requirements of subdivision [(13)] **(14)** of subsection 2 of section 135.500[, except that its gross sales during its most recent complete fiscal year shall not

have exceeded five million dollars]. During any calendar year in which the limitation described in this subsection limits the amount of additional certified capital for which earned and vested credits against state premium tax liability are allowed, additional certified capital for which credits are allowed shall be allocated in order of priority based upon the date of filing of information described in subdivision (1) of subsection 5 of section 135.516 with respect to such additional certified capital. The department shall make separate allocations of certified capital for which credits are allowed under the limitations described in this subsection and under the limitations described in subsection 4 of this section. No limitation applicable to any certified capital company with respect to certified capital for which credits are allowed pursuant to subsection 4 of this section shall limit the amount of certified capital for which credits are allowed pursuant to this subsection. No limitation applicable to any certified capital company with respect to certified capital for which credits are allowed pursuant to this subsection shall limit the amount of certified capital for which credits are allowed pursuant to subsection 4 of this section.

6. The department shall advise any Missouri certified capital company, in writing, within fifteen days after receiving the filing described in subdivision (1) of subsection 5 of section 135.516 whether the limitations of subsection 3 of this section then in effect will be applicable with respect to the investments and credits described in such filing with the department.

135.516. 1. To continue to be certified, a Missouri certified capital company shall make qualified investments according to the following schedule:

(1) Within two years after the date on which a Missouri certified capital company is designated as a Missouri certified capital company at least twenty-five percent of its certified capital shall be, or have been, placed in qualified investments;

(2) Within three years after the date on which a Missouri certified capital company is designated as a Missouri certified capital company at least forty percent of its certified capital shall be, or have been, placed in qualified investments;

(3) Within four years after the date on which a Missouri certified capital company is designated as a Missouri certified capital company, at least fifty percent of its total certified capital shall be, or have been, placed in qualified investments. A Missouri certified capital company may not make an investment in an affiliate of the certified capital company. For the purposes of this subsection, if a legal entity is not an affiliate before a certified capital company initially invests in the entity, it will not be an affiliate if a certified capital company provides additional investment in such entity subsequent to its initial investment;

(4) A certified capital company, at least fifteen working days prior to making what it determines to be an initial qualified investment in a specific qualified Missouri business, shall certify to the department that the company in which it **or a qualified investing entity** proposes to invest [meets the definition of] **is** a qualified Missouri business [pursuant to subdivision (14) of subsection 2 of section 135.500]. The certified capital company shall state the amount of capital it **or a qualified investing entity** intends to invest and the name of the business in which it **or a qualified investing entity** intends to invest. The certified capital company shall also provide to the department an explanation of its determination that the business meets the definition of a qualified Missouri business. If the department determines that the business does not meet the definition of a qualified Missouri business, it shall, within the fifteen-working-day period prior to the making of the proposed investment, notify the certified capital company of its determination and an explanation thereof. If the department fails to notify the certified capital company with respect to the proposed investment within the fifteen-working-day period prior to the making of the proposed investment, the company in which the certified capital company **or a qualified investing entity** proposes to invest shall be deemed to be a qualified Missouri business. If a certified capital company fails to notify the department prior to making an initial investment in a business, the department may subsequently determine that the business in which the certified capital company **or a qualified investing entity** invested was not a qualified Missouri business even though the business, at the time of the investment, met the requirements of subdivision [(14)] **(15)** of subsection 2 of section 135.500;

(5) All certified capital which is not required to be placed in qualified investments or which has been placed in qualified investments and can be received by the company, may be held or invested in such manner as the Missouri certified capital company, in its discretion, deems appropriate. The proceeds of all certified capital which is received by a certified capital company after it was originally placed in qualified investments may be placed again in qualified investments and shall count toward any requirement in sections 135.500 to 135.529 with respect to placing certified capital in qualified investments.

2. A certified capital company may make qualified distributions at any time. In order to make distributions, other than qualified distributions, a certified capital company must have [placed] **made cumulative qualified investments, including those made through a qualified investing entity, in** an amount cumulatively equal to **at least** one hundred percent of its certified capital [in qualified investments]. Cumulative distributions to equity holders, other than qualified

distributions, in excess of the certified capital company's original certified capital and any additional capital contributions to the certified capital company shall be subject to audit by a nationally recognized certified public accounting firm acceptable to the department, at the expense of the certified capital company. The audit shall determine whether aggregate cumulative distributions to all investors and equity holders, other than qualified distributions, when combined with all tax credits utilized by investors pursuant to sections 135.500 to 135.529, have resulted in an annual internal rate of return of fifteen percent computed on the sum of total original certified capital of the certified capital company and any additional capital contributions to the certified capital company. Twenty-five percent of distributions made, other than qualified distributions, in excess of the amount required to produce a fifteen percent annual internal rate of return, as determined by the audit, shall be payable by the certified capital company to the Missouri development finance board. Distributions or payments to debt holders of a certified capital company, however, may be made without restriction with respect to debt owed to them by a certified capital company. A debt holder that is also an investor or equity holder of a certified capital company may receive distributions or payments with respect to such debt without restriction.

3. No qualified investment may be made at a cost to a Missouri certified capital company greater than fifteen percent of the total certified capital under management of the Missouri certified capital company at the time of investment.

4. Documents and other materials submitted by Missouri certified capital companies or by businesses for purposes of the continuance of certification may be deemed "closed records" pursuant to the provisions of section 620.014, RSMo.

5. Each Missouri certified capital company shall report the following to the department:

(1) As soon as practicable after the receipt of certified capital, the name of each investor from which the certified capital was received, the amount of each investor's investment of certified capital and tax credits computed without regard to any limitations under subsection 3 of section 135.503, and the date on which the certified capital was received;

(2) On a quarterly basis, the amount of the Missouri certified capital company's certified capital at the end of the quarter, whether or not the Missouri certified capital company has invested, **together with any investments made by a qualified investing entity that are deemed to have been made by the certified capital company**, more than fifteen percent of the total certified capital under management in any one company, and all qualified investments that the Missouri certified capital company has made **or has been deemed to have been made through a qualified investing entity**;

(3) Each Missouri certified capital company shall provide annual audited financial statements to the department which include an opinion of an independent certified public accountant to the department within ninety days of the close of the fiscal year. **At the same time, the certified capital company shall also provide audited financial statements for any qualified investing entity that has made qualified investments on its behalf, unless the financial results of such qualified investing entity are included in the consolidated financial statements of the certified capital company.** The audit shall address the methods of operation and conduct of the business of the Missouri certified capital company to determine if the Missouri certified capital company is complying with the statutes and program rules and that the funds received by the Missouri certified capital company have been invested as required within the time limits provided by sections 135.500 to 135.529.

135.520. 1. The division of finance of the department of economic development shall conduct an annual review of each Missouri certified capital company **and any qualified investing entities designated by it** to determine if the Missouri certified capital company is abiding by the requirements of certifications, to advise the Missouri certified capital company as to the certification status of its qualified investments and to ensure that no investment has been made in violation of sections 135.500 to 135.529. The cost of the annual review shall be paid by each Missouri certified capital company according to a reasonable fee schedule adopted by the department. The division of finance shall report its findings to the department as soon as practicable following completion of the audit.

2. Any material violation of sections 135.500 to 135.529 shall be grounds for decertification under this section. If the department determines that a company is not in compliance with any requirements for continuing in certification, it shall, by written notice, inform the officers of the company and the board of directors, managers, trustees or general partners that they may be decertified in one hundred twenty days from the date of mailing of the notice, unless they correct the deficiencies and are again in compliance with the requirements for certification.

3. At the end of the one hundred twenty-day grace period, if the Missouri certified capital company is still not in compliance, the department may send a notice of decertification to the company and to the directors of the department of revenue and department of insurance. Decertification of a Missouri certified capital company prior to the certified capital company meeting all requirements of subdivisions (1) to (3) of subsection 1 of section 135.516 shall cause the recapture of all premium tax credits previously claimed by an investor and the forfeiture of all future credits to be claimed by an investor with respect to its investment in the certified capital company. Decertification of a Missouri certified capital company after it has met all requirements of subdivisions (1) to (3) of subsection 1 of section 135.516 shall cause

the forfeiture of premium tax credits for the taxable year of the investor in which the decertification arose and for future taxable years with no recapture of tax credits obtained by an investor with respect to the investor's tax years which ended before the decertification occurred. Once a certified capital company has [invested] **made cumulative qualified investments, including those made through a qualified investing entity and deemed to have been made by the certified capital company, in an amount equal to at least** one hundred percent of its certified capital [in qualified Missouri businesses], all future premium tax credits to be claimed by investors with respect to said certified capital company pursuant to sections 135.500 to 135.529 shall be nonforfeitable. Once a certified capital company has [invested] **made cumulative qualified investments, including those made through a qualified investing entity and deemed to have been made by the certified capital company, in an amount equal to at least** one hundred percent of its certified capital [in qualified Missouri businesses] and has met all other requirements under sections 135.500 to 135.529, it shall no longer be subject to regulation by the department except with respect to the payment of distributions to the Missouri development finance board.”; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 5

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 289, Page 1, Section A, Line 11 of said page, by inserting after all of said line the following:

“71.620. 1. Hereafter no person following for a livelihood the profession or calling of minister of the gospel, duly accredited Christian Science practitioner, teacher, professor in a college, priest, lawyer, certified public accountant, dentist, chiropractor, optometrist, chiropodist, or physician or surgeon in this state, shall be taxed or made liable to pay any municipal or other corporation tax or license fee of any description whatever for the privilege of following or carrying on such profession or calling, **and, after December 31, 2003, no investment funds service corporation as defined in section 143.451, RSMo, may be required to pay any such license fee in excess of twenty-five thousand dollars annually,** any law, ordinance or charter to the contrary notwithstanding.

2. No person following for a livelihood the profession of insurance agent or broker, veterinarian, architect, professional engineer, land surveyor, auctioneer, or real estate broker or salesman in this state, shall be taxed or made liable to pay any municipal or other corporation tax or license fee for the privilege of following or carrying on his profession by a municipality unless that person maintains a business office within that municipality.

3. Notwithstanding any other provision of law to the contrary, no village or city of the fourth classification shall impose a license tax in excess of ten thousand dollars per license.”; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 6

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 289, Page 12, Section 99.845, Line 28 of said page, by inserting after all of said line the following:

“14. For redevelopment plans or projects approved by ordinance that result in net new jobs from the relocation of a national headquarters from another state to the area of the redevelopment project, the economic activity taxes and new state tax revenues shall not be based on a calculation of the incremental increase in taxes as compared to the base year or prior calendar year for such redevelopment project, rather the incremental increase shall be the amount of total taxes generated from the net new jobs brought in by the national headquarters from another state. In no event shall this subsection be construed to allow a redevelopment project to receive an appropriation in excess of up to fifty percent of the new state revenues.”.

Senate Amendment No. 7

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 289, Page 22, Section 99.915, Line 5, by inserting after the words “tax increment”, the following:

“fifty percent of”; and

Further amend said page, Lines 12 and 13, by striking all of said lines and inserting in lieu thereof “overall taxable income.”; and

Further amend said page, Line 14, by inserting after the words “tax increment”, the following: “**one-half of**”.

Senate Amendment No. 8

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 289, Page 126, Section 135.207, Line 15 of said page, by inserting after all of said line the following:

"(5) In addition to all other satellite zones authorized in this section, any home rule city with more than one hundred thirteen thousand two hundred but less than one hundred thirteen thousand three hundred inhabitants, which includes an existing state designated enterprise zone within the corporate limits of the city, may, upon approval of the local governing authority of the city and director of the department of economic development, designate a satellite zone within its corporate limits along the south-west corner of any intersection of two United States interstate highways. A prerequisite for the designation of a satellite zone pursuant to this subdivision shall be the approval by the director of the department of economic development of a plan submitted by the local governing authority of such city describing how the satellite zone corresponds to the city's overall enterprise zone strategy."

Senate Amendment No. 9

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 289, Page 141, Section 178.892, Line 28 of said page, by inserting immediately after said line the following:

“348.015. As used in sections 348.005 to 348.225, the following terms shall mean:

(1) “Agricultural development loan”, a loan for the acquisition, construction, improvement, or rehabilitation of agricultural property;

(2) “Agricultural property”, any land and easements and real and personal property, including, but not limited to, buildings, structures, improvements, equipment, and livestock, which is used or is to be used in Missouri by Missouri residents for:

(a) The operation of a farm or ranch;

(b) Planting, cultivating, or harvesting cereals, natural fibers, fruits, vegetables, or trees;

(c) Grazing, feeding, or the care of livestock, poultry, or fish;

(d) Dairy production;

(e) Storing, transporting, or processing farm and ranch products, including, without limitation, facilities such as grain elevators, cotton gins, shipping heads, livestock pens, warehouses, wharfs, docks, creameries, or feed plants; and

(f) Supplying and conserving water, draining or irrigating land, collecting, treating, and disposing of liquid and solid waste, or controlling pollution, as needed for the operations set out in this subdivision;

(3) “Authority”, the Missouri agricultural and small business development authority organized pursuant to the provisions of sections 348.005 to 348.180;

(4) “Bonds”, any bonds, notes, debentures, interim certificates, bond, grant, or revenue anticipation notes, or any other evidences of indebtedness;

(5) “Borrower”, any individual, partnership, corporation, including a corporation or other entity organized pursuant to section 274.220, RSMo, firm, cooperative, association, trust, estate, political subdivision, state agency, or other legal entity or its representative executing a note or other evidence of a loan;

(6) “Eligible borrower”, a borrower qualifying for an agricultural development loan, a small business development loan, or a small business pollution control facility loan under such criteria and priorities as may be established in rules of the authority or in procedural manuals issued thereunder for the purpose of directing the use of available loan funds on the basis of need for and value of each loan for the maintenance of the agricultural economy or small business and on the meeting of pollution control objectives and assuring conformity with conditions established by insurers or guarantors of loans and the preservation of the security of bonds or notes issued to finance the loan;

(7) “Insurer” or “guarantor”, the Farmers Home Administration of the Department of Agriculture of the United States, the United States Small Business Administration, or any other or successor agency or instrumentality of the United States having power, or any insurance company qualified under Missouri law, to insure or guarantee the payment of

agricultural development loans, small business development loans, or small business pollution control facility loans and interest thereon, or any portion thereof;

(8) "Lender", any state or national bank, federal land bank, production credit association, bank for cooperatives, federal or state- chartered savings and loan association or building and loan association or small business investment company that is subject to credit examination by an agency of the state or federal government, or any other lending institution approved by the insurer or guarantor of an agricultural development loan, small business development loan, or small business pollution control facility loan which undertakes to make or service such a loan;

(9) "Pollution", any form of environmental pollution including, but not limited to, water pollution, air pollution, land pollution, solid waste pollution, thermal pollution, radiation contamination, or noise pollution;

(10) "Pollution control facility" or "facilities", any land, interest in land, building, structure, facility, system, fixture, improvement, appurtenance, machinery, equipment, or any combination thereof, and all real and personal property deemed necessary therewith, having to do with, or the end purpose of which is, reducing, controlling, or preventing pollution;

(11) "Small business", those enterprises which, at the time of their application to the authority, meet the criteria, as interpreted and applied by the authority, for definition as a "small business" established for the Small Business Administration and set forth in Section 121.301 of Part 121 of Title 13 of the Code of Federal Regulations;

(12) "Small business development loan", a loan for the acquisition, construction, improvement, or rehabilitation of property owned or to be acquired by a small business as defined herein;

(13) "Small business pollution control facility loan", a loan for the acquisition, construction, improvement, or rehabilitation of a pollution control facility or facilities by a small business;

(14) "Value added agricultural products", any product or products that are the result of:

(a) Using an agricultural product grown in this state to produce a meat or dairy product in this state;

(b) A change in the physical state or form of the original agricultural product;

(c) An agricultural product grown in this state whose value has been enhanced by special production methods such as organically-grown products; or

(d) A physical segregation of a commodity or agricultural product grown in this state that enhances its value such as identity preserved marketing systems."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 10

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 289, Page 117, Section 99.1060, Line 4, by inserting after all of said line the following:

"100.010. As used in sections 100.010 to 100.200, unless the context clearly indicates otherwise, the following words and terms have the following meanings:

(1) "Division", an appropriate division of the department of economic development of the state of Missouri, or any agency which succeeded to the functions of the division of commerce and industrial development;

(2) "Facility", an industrial plant purchased, constructed, extended or improved pursuant to sections 100.010 to 100.200, including the real estate, buildings, fixtures and machinery;

(3) "Governing body", bodies and boards, by whatever names they may be known, charged with the governing of a municipality as herein defined;

(4) "Municipality", any county, city, incorporated town or village of the state;

(5) "Office industry", a regional, national or international headquarters, a telecommunications operation, a computer operation, an insurance company or a credit card billing and processing center;

(6) "Project for industrial development" or "project", the purchase, construction, extension and improvement of warehouses, distribution facilities, research and development facilities, office industries, agricultural processing industries, service facilities which provide interstate commerce, and industrial plants, including the real estate either within or without the limits of such municipalities, buildings, fixtures, and machinery; except that any project of a municipality having fewer than eight hundred inhabitants shall be located wholly within the limits of the municipality;

(7) "Revenue bonds", bonds, loans, debentures, notes, special certificates, or other evidences of indebtedness issued by a municipality and secured by revenues of a project for industrial development.

100.050. 1. Any municipality proposing to carry out a project for industrial development shall first, by majority vote of the governing body of the municipality, approve the plan for the project. The plan shall include the following

information pertaining to the proposed project:

- (1) A description of the project;
- (2) An estimate of the cost of the project;
- (3) A statement of the source of funds to be expended for the project;
- (4) A statement of the terms upon which the facilities to be provided by the project are to be leased or otherwise disposed of by the municipality; and
- (5) Such other information necessary to meet the requirements of sections 100.010 to 100.200.

2. If the plan for the project is approved after August 28, 2003, and the project plan involves issuance of revenue bonds or involves conveyance of a fee interest in property to a municipality, the project plan shall additionally include the following information:

- (1) A statement identifying each school district, county, or city affected by such project except property assessed by the state tax commission pursuant to chapters 151 and 153, RSMo;
- (2) The most recent equalized assessed valuation of the real property and personal property included in the project, and an estimate as to the equalized assessed valuation of real property and personal property included in the project after development;
- (3) An analysis of the costs and benefits of the project on each school district, county, or city; and
- (4) Identification of any payments in lieu of taxes expected to be made by any lessee of the project, and the disposition of any such payments by the municipality.

3. If the plan for the project is approved after August 28, 2003, any payments in lieu of taxes expected to be made by any lessee of the project shall be applied in accordance with this section. The lessee may reimburse the municipality for its actual costs of issuing the bonds and administering the plan. All amounts paid in excess of such actual costs shall, immediately upon receipt thereof, be disbursed by the municipality's treasurer or other financial officer to each school district, county, or city in proportion to the current ad valorem tax levy of each school district, county, or city.

100.060. 1. The governing body of any municipality proposing a project for industrial development which involves issuance of revenue bonds or involves conveyance of a fee interest in property to a municipality shall, not less than twenty days before approving the plan for a project as required by section 100.050, provide notice of the proposed project to the county in which the municipality is located and any school district that is a school district, county, or city. Such notice shall include the information required in section 100.050, shall state the date on which the governing body of the municipality will first consider approval of the plan, and shall invite such school districts, counties, or cities to submit comments to the governing body and the comments shall be fairly and duly considered.

2. Projects of a county must be located within an unincorporated area of such county except that such projects may be located within the incorporated limits of a city, town, or village within such county when approved by the governing body of such city, town, or village.

3. Notwithstanding any other provisions of this section to the contrary, for purposes of determining the limitation on indebtedness of local government pursuant to section 26(b), article VI, Constitution of Missouri, the current equalized assessed value of the property in an area selected for redevelopment attributable to the increase above the total initial equalized assessed valuation shall be included in the value of taxable tangible property as shown on the last completed assessment for state or county purposes.

4. The county assessor shall include the current assessed value of all property within the school district, county, or city in the aggregate valuation of assessed property entered upon the assessor's book and verified pursuant to section 137.245, RSMo, and such value shall be utilized for the purpose of the debt limitation on local government pursuant to section 26(b), article VI, Constitution of Missouri.

5. This section is applicable only if the plan for the project is approved after August 28, 2003.

100.105. No later than January thirty-first of each year, the municipality shall file a report with the department of economic development on the previous year's revenue bond issuances and general obligation bond issuances, which report shall contain only the following information:

- (1) The name, address, spokesperson, and telephone number of the issuing entity;
- (2) The name, address, age, and type of business of the beneficiary firm;
- (3) The amount, term, interest rate or rates, and date of issuance of the bonds issued;
- (4) The name and address of the underwriter, if any, of such bonds;
- (5) The name and address of the guarantor, if any;
- (6) The size, by assets and previous year's sales, and the current number of employees, of the beneficiary firm;
- (7) A copy of the preliminary official statement used when offering the bonds for sale;

(8) The estimated number of new jobs to be generated by the proposed project;

(9) A list of the use of bond proceeds, including whether the purpose of the project and the funds generated by the issuance of such bonds is to open a new business, build a branch plant, expand an existing facility, or acquire an existing business[;] **together with a general description of the real property or personal property purchased by or on behalf of the municipality with such proceeds; and**

(10) The estimated total cost of the project.

100.180. The municipality shall have the authority to enter into loan agreements, sell, lease, or mortgage to private persons, partnerships or corporations the facilities purchased, constructed or extended by the municipality for manufacturing and industrial development purposes. In the event that the facility has been financed by revenue bonds, the installments of charges or rents shall be sufficient to meet the interest and sinking fund requirements on the bonds. The loan agreement, installment sale agreement, [or] lease, **or other such document** shall contain such other terms as are agreed upon between the municipality and the obligor, provided that such terms shall be consistent with the other provisions of sections 100.010 to 100.200.”; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 11

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 289, Page 10, Section 99.845, Line 17 of said page, by inserting after all of said line the following:

“(h) The name, street and mailing address, and phone number of the mayor or chief executive officer of the municipality;

(i) The street address of the development site;

(j) The three-digit North American Industry Classification System number or numbers characterizing the development project;

(k) The estimated development project costs;

(l) The anticipated sources of funds to pay such development project costs;

(m) Evidence of the commitments to finance such development project costs;

(n) The anticipated type and term of the sources of funds to pay such development project costs;

(o) The anticipated type and terms of the obligations to be issued;

(p) The most recent equalized assessed valuation of the property within the development project area;

(q) An estimate as to the equalized assessed valuation after the development project area is developed in accordance with a development plan;

(r) The general land uses to apply in the development area;

(s) The total number of individuals employed in the development area, broken down by full-time, part-time, and temporary positions;

(t) The total number of full-time equivalent positions in the development area;

(u) The current gross wages, state income tax withholdings, and federal income tax withholdings for individuals employed in the development area;

(v) The total number of individuals employed in this state by the corporate parent of any business benefitting from public expenditures in the development area, and all subsidiaries thereof, as of December thirty-first of the prior fiscal year, broken down by full-time, part-time, and temporary positions;

(w) The number of new jobs to be created by any business benefitting from public expenditures in the development area, broken down by full-time, part-time, and temporary positions;

(x) The average hourly wage to be paid to all current and new employees at the project site, broken down by full-time, part-time, and temporary positions;

(y) For project sites located in a metropolitan statistical area, as defined by the federal Office of Management and Budget, the average hourly wage paid to nonmanagerial employees in this state for the industries involved at the project, as established by the United States Bureau of Labor Statistics;

(z) For project sites located outside of metropolitan statistical areas, the average weekly wage paid to nonmanagerial employees in the county for industries involved at the project, as established by the United States Department of Commerce;

(aa) A list of other community and economic benefits to result from the project;

(bb) A list of all development subsidies that any business benefitting from public expenditures in the

development area has previously received for the project, and the name of any other granting body from which such subsidies are sought;

(cc) A list of all other public investments made or to be made by this state or units of local government to support infrastructure or other needs generated by the project for which the funding pursuant to this act is being sought;

(dd) A statement as to whether the development project may reduce employment at any other site, within or without of the State, resulting from automation, merger, acquisition, corporate restructuring, relocation, or other business activity;

(ee) A statement as to whether or not the project involves the relocation of work from another address and if so, the number of jobs to be relocated and the address from which they are to be relocated;

(ff) A list of competing businesses in the county containing the development area and in each contiguous county;

(gg) A market study for the development area;

(hh) A certification by the chief officer of the applicant as to the accuracy of the development plan.”.

Senate Amendment No. 12

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 289, Page 57, Section 99.960, Line 2, by inserting at the end of said line the following:

“The department of economic development shall forward the application to the Missouri development finance board with the analysis and recommendation.”.

Senate Amendment No. 13

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 289, Page 138, Section 135.283, Line 26 of said page, by inserting after all of said line the following:

“162.1100. 1. There is hereby established within each city not within a county a school district to be known as the “Transitional School District of (name of city)”, which shall be a body corporate and politic and a subdivision of the state. The transitional school district shall be coterminous with the boundaries of the city in which the district is located. Except as otherwise provided in this section and section 162.621, the transitional school district shall be subject to all laws pertaining to “seven-director districts”, as defined in section 160.011, RSMo. The transitional school district shall have the responsibility for educational programs and policies determined by a final judgment of a federal school desegregation case to be needed in providing for a transition of the educational system of the city from control and jurisdiction of a federal court school desegregation order, decree or agreement and such other programs and policies as designated by the governing body of the school district.

2. (1) The governing board of the transitional school district shall consist of three residents of the district: one shall be appointed by the governing body of the district, one shall be appointed by the mayor of the city not within a county and one shall be appointed by the president of the board of aldermen of the city not within a county. The members of the governing board shall serve without compensation for a term of three years, or until their successors have been appointed, or until the transitional district is dissolved or terminated. Any tax approved for the transitional district shall be assigned to the governing body of the school district in a city not within a county after dissolution or termination of the transitional district.

(2) In the event that the state board of education shall declare the school district of a city not within a county to be unaccredited, the member of the governing board of the transitional district appointed by the governing body of the district as provided in subdivision (1) of this subsection shall, within ninety days, be replaced by a chief executive officer nominated by the state board of education and appointed by the governor with the advice and consent of the senate. The chief executive officer need not be a resident of the district but shall be a person of recognized administrative ability, shall be paid in whole or in part with funds from the district, and shall have all other powers and duties of any other general superintendent of schools, including appointment of staff. The chief executive officer shall serve for a term of three years or until his successor is appointed or until the transitional district is dissolved or terminated. His salary shall be set by the state board of education.

3. In the event that the school district loses its accreditation, upon the appointment of a chief executive officer, any powers granted to any existing school board in a city not within a county on or before August 28, 1998, shall be

vested with the special administrative board of the transitional school district containing such school district so long as the transitional school district exists, except as otherwise provided in section 162.621.

4. The special administrative board's powers and duties shall include:

(1) Creating an academic accountability plan, taking corrective action in underperforming schools, and seeking relief from state-mandated programs;

(2) Exploration of alternative forms of governance for the district;

(3) Authority to contract with nonprofit corporations to provide for the operation of schools;

(4) Oversight of facility planning, construction, improvement, repair, maintenance and rehabilitation;

(5) Authority to establish school site councils to facilitate site-based school management and to improve the responsiveness of the schools to the needs of the local geographic attendance region of the school;

(6) Authority to submit a proposal to district voters pursuant to section 162.666 regarding establishment of neighborhood schools.

5. (1) The provisions of a final judgment as to the state of Missouri and its officials in a school desegregation case which subjects a district in which a transitional district is located in this state to a federal court's jurisdiction may authorize or require the governing body of a transitional school district established under this section to establish the transitional district's operating levy for school purposes, as defined pursuant to section 163.011, RSMo, at a level not to exceed eighty-five cents per one hundred dollars assessed valuation in the district or a sales tax equivalent amount as determined by the department of elementary and secondary education which may be substituted for all or part of such property tax. [The transitional school district,]

(2) Any other statute to the contrary notwithstanding, **no tax authorized pursuant to this subsection** shall [not]:

(a) Be subject to any certificate of tax abatement issued **after August 28, 1998**, pursuant to sections 99.700 to 99.715, RSMo. Any certificate of abatement issued after August 28, 1998, shall not be applicable to the transitional school district]; **and**

(b) **Effective January 1, 2002, be subject to any new or existing tax increment financing adopted by a city not within a county pursuant to sections 99.800 to 99.865, RSMo, except that any redevelopment plan and redevelopment project concerning a convention headquarters hotel adopted by ordinance by a city not within a county prior to August 28, 2003, shall be subject to such tax increment financing.**

(3) The transitional school district shall not be subject to the provisions of section 162.081, sections 163.021 and 163.023, RSMo, with respect to any requirements to maintain a minimum value of operating levy or any consequences provided by law for failure to levy at least such minimum rate. No operating levy or increase in the operating levy or sales tax established pursuant to this section shall be collected for a transitional school district unless prior approval is obtained from a simple majority of the district's voters. The board of the transitional district shall place the matter before the voters prior to March 15, 1999.

6. (1) The special administrative board established in this section shall develop, implement, monitor and evaluate a comprehensive school improvement plan, and such plan shall be subject to review and approval of the state board of education. The plan shall ensure that all students meet or exceed grade-level standards established by the state board of education pursuant to section 160.514, RSMo;

(2) The special administrative board shall establish student performance standards consistent with the standards established by the state board of education pursuant to section 160.514, RSMo, for preschool through grade twelve in all skill and subject areas, subject to review and approval of the state board of education for the purpose of determining whether the standards are consistent with standards established by the state board of education pursuant to section 160.514, RSMo;

(3) All students in the district who do not achieve grade-level standards shall be required to attend summer school; except that the provisions of this subsection shall not apply to students receiving special education services pursuant to sections 162.670 to 162.999;

(4) No student shall be promoted to a higher grade level unless that student has a reading ability at or above one grade level below the student's grade level; except that the provisions of this subsection shall not apply to students receiving special education services pursuant to sections 162.670 to 162.999;

(5) The special administrative board established in this section shall develop, implement and annually update a professional development plan for teachers and other support staff, subject to review and approval of the state board of education.

7. The school improvement plan established pursuant to this section shall ensure open enrollment and program access to all students in the district, and, consistent with the Missouri and United States Constitutions, shall give first priority to residents of the city for admission to magnet schools. The school board shall take all practicable and constitutionally permissible steps to ensure that all magnet schools operate at full capacity. Students who change

residence within the district shall be allowed to continue to attend the school in which they were initially enrolled for the remainder of their education at grade levels served by that school, and transportation shall be provided by the district to allow such students to continue to attend such school of initial enrollment.

8. To the extent practicable, the special administrative board shall ensure that per pupil expenditures and pupil-teacher ratios shall be the same for all schools serving students at a given grade level.

9. The special administrative board shall ensure that early childhood education is available throughout the district.

10. The special administrative board shall ensure that vocational education instruction is provided within the district.

11. The special administrative board shall establish an accountability officer whose duty shall be to ensure that academically deficient schools within the district are raised to acceptable condition within two years.

12. The transitional school district in any city not within a county shall be dissolved on July 1, 2008, unless the state board determines, prior to that date, that it is necessary for the transitional district to continue to accomplish the purposes for which it was created. The state board of education may cause the termination of the transitional school district at any time upon a determination that the transitional district has accomplished the purposes for which it was established and is no longer needed. The state board of education may cause the reestablishment of the transitional school district at any time upon a determination that it is necessary for the transitional district to be reestablished to accomplish the purposes established in this section. The state board of education shall provide notice to the governor and general assembly of the termination or reestablishment of the transitional school district and the termination or reestablishment shall become effective thirty days following such determination. Upon dissolution of a transitional school district pursuant to this section, nothing in this section shall be construed to reduce or eliminate any power or duty of any school district or districts containing the territory of the dissolved transitional school district unless such transitional school district is reestablished by the state board of education pursuant to this section.”; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 14

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 289, Page 126, Section 135.207, Line 15, by inserting after all of said line the following:

“(5) In addition to all other satellite zones authorized in this section, any home rule city with more than one hundred fifty-one thousand five hundred but less than one hundred fifty-one thousand six hundred inhabitants which includes an existing state designated enterprise zone with the corporate limits of the city may, upon approval of the governing authority of the city and the director of the department of economic development, designate one satellite zone within its corporate limits. No satellite zone shall be designated pursuant to this subdivision until the governing authority of the city submits a plan describing how the satellite zone corresponds to the city’s overall enterprise zone strategy and the director approves the plan.”.

Senate Amendment No. 15

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 289, Page 138, Section 135.283, Line 26, by inserting after all of said line the following:

“135.400. As used in sections 135.400 to 135.430, the following terms mean:

(1) “Certificate”, a tax credit certificate issued by the department of economic development in accordance with sections 135.400 to 135.430;

(2) “Community bank”, either a bank community development corporation or development bank, which are financial organizations which receive investments from commercial financial institutions regulated by the federal reserve, the office of the comptroller of the currency, the office of thrift supervision, or the Missouri division of finance. Community banks, in addition to their other privileges, shall be allowed to make loans to businesses or equity investments in businesses or in real estate provided that such transactions have associated public benefits;

(3) “Community development corporation”, a not-for-profit corporation [and a recipient of Community Development Block Grant (CDBG) funds pursuant to the Housing Community Development Act of 1974. Such corporations design specific, comprehensive programs to stimulate economic development, housing or other public benefits leading to the development of economically sustainable neighborhoods or communities] **whose board of**

directors is composed of businesses, civic, and community leaders, and whose primary purpose is to encourage and promote the industrial, economic, entrepreneurial, commercial, and civic development or redevelopment of a community or area, including the provision of housing and community development projects that benefit low-income individuals and communities;

(4) “Department”, the Missouri department of economic development;

(5) “Director”, the director of the department of economic development, or a person acting under the supervision of the director;

(6) “Investment”, a transaction in which a Missouri small business or a community bank receives a monetary benefit from an investor pursuant to the provisions of sections 135.403 to 135.414;

(7) “Investor”, an individual, partnership, financial institution, trust or corporation meeting the eligibility requirements of sections 135.403 to 135.414. In the case of partnerships and nontaxable trusts, the individual partners or beneficiaries shall be treated as the investors;

(8) “Missouri small business”, an independently owned and operated business as defined in Title 15 U.S.C. Section 632(a) and as described by Title 13 CFR Part 121, which is headquartered in Missouri and which employs at least eighty percent of its employees in Missouri, except that no such small business shall employ more than one hundred employees. Such businesses must be involved in interstate or intrastate commerce for the purpose of manufacturing, processing or assembling products, conducting research and development, or providing services in interstate commerce, but excluding retail, real estate, insurance or professional services. For the purpose of qualifying for the tax credit pursuant to sections 135.400 to 135.430, “Missouri small business” shall include cooperative marketing associations organized pursuant to chapter 274, RSMo, which are engaged in the business of producing and marketing fuels derived from agriculture commodities, without regard for whether a cooperative marketing association has more than one hundred employees. Cooperative marketing associations organized pursuant to chapter 274, RSMo, shall not be required to comply with the requirements of section 135.414;

(9) “Primary employment”, work which pays at least the minimum wage and which is not seasonal or part-time;

(10) “Principal owners”, one or more persons who own an aggregate of fifty percent or more of the Missouri small business and who are involved in the operation of the business as a full-time professional activity;

(11) “Project”, any commercial or industrial business or other economic development activity undertaken in a target area, designed to reduce conditions of blight, unemployment or widespread reliance on public assistance which creates permanent primary employment opportunities;

(12) “State tax liability”, any liability incurred by a taxpayer pursuant to the provisions of chapter 143, RSMo, chapter 147, RSMo, chapter 148, RSMo, section 375.916, RSMo, and chapter 153, RSMo, exclusive of the provisions relating to the withholding of tax as provided for in sections 143.191 to 143.265, RSMo, and related provisions;

(13) “Target area”, a group of blocks or a self-defined neighborhood where the rate of poverty in the area is greater than twice the national poverty rate and as defined by the department of social services in conjunction with the department of economic development. Areas of the state satisfying the criteria of this subdivision may be designated as a “target area” following appropriate findings made and certified by the departments of economic development and social services. In making such findings, the departments of economic development and social services may use any commonly recognized records and statistical indices published or made available by any agency or instrumentality of the federal or state government. No area of the state shall be a target area until so certified by the department of social services and the revitalization plan submitted pursuant to section 208.335, RSMo, has received approval.

135.431. 1. The department of economic development shall identify active community development corporations operating within the state and assist them in the formation of a Missouri community development corporation association. [With the assistance of the department,] **The department shall assist the community development corporation association in an amount up to ten percent of its total appropriation for community development corporations to cover the cost associated with the activities of the association.** The association shall serve as a clearinghouse for information for community development corporations. The association shall help staff members of community development corporations develop administrative skills in such areas as entrepreneurial development, grant writing, real estate analysis, financial deals structuring, negotiations, human resource development, strategic planning and community needs assessment. The association shall sponsor conferences which allow community development corporations to learn about community development activities statewide and at the federal level.

2. The Missouri community development corporation association shall be funded by dues assessed against participating community development corporations. The association shall adopt, alter or repeal its own bylaws, rules and regulations governing the manner in which its business may be transacted; elect officers; make expenditures which are incidental and necessary to carry out its purposes and powers; and do all things necessary to ensure full participation by Missouri community development corporations in any federal program relating to community development needs.”; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 16

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 289, Page 13, Section 99.915, Line 5, by striking all of said line and inserting in lieu thereof the following:

“operation of any sports stadium, arena or related facility which has as its intended purpose use for spectator events which seats over ten thousand persons”.

Senate Amendment No. 17

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 289, Page 68, Section 99.980, Line 8 of said page, by inserting after all of said line the following:

“3. The report shall include an analysis of the distribution of state supplemental downtown development financing by municipality and by economic development region, as defined by the department of economic development.”; and further amend by renumbering the remaining subsections accordingly.

Senate Amendment No. 18

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 289, Page 35, Section 99.933, Line 4, by deleting all of said line and replacing it with the following:

“disadvantaged business enterprise program to be”; and

Further amend said section, Line 10, by adding after the word “specific” the words “worker ethnicity”.

Senate Amendment No. 19

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 289, Page 138, Section 135.276, Line 26, by inserting after all of said line, the following:

“135.517. In order for investments of a qualifying investing entity to be counted as qualified investments pursuant to sections 135.500 through 135.529, each such investment of a qualifying investing entity must have received prior approval from the department.”; and

Further amend the title and enacting clause accordingly.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HS HB 511**, entitled:

An act to repeal sections 115.027, 115.073, 115.074, 115.076, 115.085, 115.098, 115.103, 115.105, 115.107, 115.115, 115.125, 115.127, 115.133, 115.135, 115.155, 115.157, 115.158, 115.159, 115.165, 115.275, 115.277, 115.279, 115.283, 115.284, 115.287, 115.292, 115.417, 115.430, 115.436, 115.761, 115.801, 116.175, and 116.190, RSMo, and to enact in lieu thereof thirty-six new sections relating to elections, with a penalty provision in a certain section and an emergency clause for a certain section.

With Senate Amendment No. 1, Senate Amendment No. 2, Senate Amendment No. 3, Senate Amendment No. 4, Senate Amendment No. 5, Senate Amendment No. 6, Senate Amendment No. 9, Senate Amendment No. 11 and Senate Amendment No. 14.

Senate Amendment No. 1

AMEND Senate Substitute for Senate Committee Substitute for House Substitute for House Bill No. 511, Page 61, Section 115.430, Line 27 of said page, by inserting immediately after “section 115.427” the following:

“, or may vote at a central polling place as established in section 115.115 where they may vote their appropriate ballot upon verification of eligibility or vote a provisional ballot if eligibility cannot be determined”.

Senate Amendment No. 2

AMEND Senate Substitute for Senate Committee Substitute for House Substitute for House Bill No. 511, Page 7, Section 115.076, Line 17 of said page, by inserting after all of said line the following:

“115.077. 1. Special districts, cities, townships in township organization counties, villages and the state shall pay the election costs required by this subchapter to each election authority conducting its elections.

2. Not later than the fifth Tuesday prior to any election to be conducted for the state, a special district or political subdivision, the election authority shall estimate the cost of conducting the election for the state and each political subdivision and special district submitting a candidate or question at the election. Not later than the third Tuesday prior to the election, the state, each special district and political subdivision submitting a candidate or question at the election, except the county, shall deposit with the election authority an amount equal to the estimated cost of conducting the election for the state, the political subdivision or special district. All payments of election costs received by an election authority under the provisions of this subsection shall be placed by the election authority in a special account and used by the election authority only to pay the costs incurred in conducting the election. If the amount paid to an election authority by the state or any political subdivision or special district exceeds the cost of conducting the election for the state, political subdivision or special district, the election authority shall promptly refund to the state, political subdivision or special district the difference between the amount deposited with it and the cost of conducting the election. If the amount deposited with an election authority by the state or any political subdivision or special district is less than the cost of conducting the election for the state, political subdivision or special district, the state, political subdivision or special district shall, not later than the fifth Tuesday after the election, pay to the election authority the difference between the amount deposited and the cost of conducting the election.

3. Except as provided in section 115.061, all payments of election costs received by an election authority under the provisions of this section shall be placed by the election authority in a special account and used by the election authority only to pay the costs incurred in conducting elections.

4. When the state or any political subdivision or special district willfully fails to make payment of an election cost required by this subchapter by the time provided in this subchapter, it shall pay a penalty of fifty dollars for each day after the time provided in this subchapter proper payment is not made. Any such penalty shall be payable to the election authority authorized to receive payment of the election cost and shall be deposited in the general revenue fund of such election authority's city or county.

5. There is hereby created the “State Election Subsidy Fund” in the state treasury which shall be funded by appropriations from the general assembly for the purpose of the state making advance payments of election costs as required by this section. **To meet the state's funding obligation to maintain expenditures pursuant to section 254(a)(7) of the Help America Vote Act of 2002, the commissioner of the office of administration shall annually transfer from general revenue to the state election subsidy fund an amount not less than the amount expended in the fiscal year that ended June 30, 2000. At the end of each fiscal year, any amounts in the state election subsidy fund not expended or obligated to meet the state's obligations pursuant to section 115.065 and this section shall be transferred to the election administration improvements fund authorized pursuant to section 115.078 and used to meet the maintenance of effort funding requirements of section 254(a)(7) of the Help America Vote Act of 2002. Any other law to the contrary notwithstanding, the funds received pursuant to sections 251 and 252 of the Help America Vote Act of 2002 shall be expended according to the state plan developed pursuant to the provisions of section 254 of said act. The secretary of state shall develop the state plan through the committee appointed by the**

secretary of state under the provisions of section 255 of the Help America Vote Act of 2002.”; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 3

AMEND Senate Substitute for Senate Committee Substitute for House Substitute for House Bill No. 511, Page 72, Section 116.190, Line 5 of said page, by inserting after all of said line the following:

“247.170. 1. Whenever any city owning a waterworks or water supply system extends its corporate limits to include any part of the area in a public water supply district, and the city and the board of directors of the district are unable to agree upon a service, lease or sale agreement, or are unable to proceed under section 247.160, then upon the expiration of ninety days after the effective date of the extension of the city limits, that part of the area of the district included within the corporate limits of the city may be detached and excluded from the district in the following manner:

(1) A petition to detach and exclude that part of the public water supply district lying within the corporate limits of the city as such limits have been extended, signed by not less than [twenty-five voters within the water supply district,] **one fourth of the registered voters from each subdistrict within the water supply district, or fifty registered voters from each subdistrict, whichever is less**, shall be filed in the circuit court of the county in which the district was originally organized.

(2) The court, being satisfied as to the sufficiency of the petition, shall call a special election of the voters of the district at which election the proposal to detach and exclude the part of the district lying within the corporate limits of the city shall be submitted to the voters in the entire district for a vote thereon. The election shall be conducted within the district by the election authority.

(3) The ballot shall briefly state the question to be voted on.

(4) In order to approve the detachment and exclusion of any part of the area in a public water supply district, the proposal shall require the approval of not less than a majority of the voters voting thereon.

(5) The election authorities shall thereafter promptly certify the result to the circuit court. The court, acting as a court of equity, shall thereupon without delay enter a decree detaching and excluding the area in question located within the corporate limits of the city from the public water supply district; except that before the decree detaching and excluding the area becomes final or effective, the city shall show to the court that it has assumed and agreed to pay in lump sum or in installments not less than that proportion of the sum of all existing liquidated general obligations and of all unpaid revenue bonds and interest thereon to date, of the water supply district as the assessed valuation of the real and tangible personal property within the area sought to be detached and excluded bears to the assessed valuation of all of the real and tangible personal property within the entire area of the district, according to the official county assessment of property as of December thirty-first of the calendar year next preceding the date of the election, and in addition thereto that the city has assumed and agreed to assume or pay in a lump sum all contractual obligations of the water district that are greater than twenty-five thousand dollars for debt that pertains to infrastructure, fixed assets or obligations for the purchase of water, and to pay the court costs.

(6) The decree shall thereupon vest in the city the absolute title, free and clear of all liens or encumbrances of every kind and character, to all tangible real and personal property of the public water supply district located within the part of the district situated within the corporate limits of the city with full power in the city to use and dispose of the tangible real and personal property as it deems best in the public interest.

(7) If the proposal fails to receive the approval of the voters the question may be again presented by another petition and again voted on, but not sooner than six months.

(8) Any and all sums paid out by the city under this section, other than the costs of the election, shall be administered by the circuit court for the benefit of the holders of the then existing and outstanding bonds of the district, and the remainder of such sums, if any, shall be delivered to the district to be expended in the operation, maintenance and improvement of its water distribution system.

2. Upon the effective date of any final order detaching and excluding any part of the area of any public water supply district, or leasing, selling or conveying any of the water mains, plant or equipment therein, the circuit court may, in the public interest, change the boundaries of the public water supply district and again divide or redive the district into subdistricts for the election of directors in conformity with the provisions of section 247.040, without further petition being filed with the court so to do.”; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 4

AMEND Senate Substitute for Senate Committee Substitute for House Substitute for House Bill No. 511, Page 72, Section 116.190, Line 5, by inserting after all of said line the following:

“162.601. 1. Elected members of the board in office on August 28, 1998, shall hold office for the length of term for which they were elected, and any members appointed pursuant to section 162.611 to fill vacancies left by elected members in office on August 28, 1998, shall serve for the remainder of the term to which the replaced member was elected.

2. No board members shall be elected at the first municipal election in an odd-numbered year next following August 28, 1998.

3. Three board members shall be elected at the second municipal election in an odd-numbered year next following August 28, 1998, to serve four-year terms.

4. Four board members shall be elected at the third municipal election in an odd-numbered year next following August 28, 1998, and two of such members shall be elected to four-year terms and two of such members shall be elected to three-year terms.

5. Beginning with the fourth municipal election in an odd-numbered year next following August 28, 1998, and at each succeeding municipal election in a year during which board member terms expire, there shall be elected members of the board of education, who shall assume the duties of their office at the first regular meeting of the board of education after their election, and who shall hold office for four years, and until their successors are elected and qualified.

6. Members of the board of directors shall be elected to represent seven subdistricts. The subdistricts shall be established by the state board of education to be compact, contiguous and as nearly equal in population as practicable. The subdistricts shall be revised by the state board of education after each decennial census and at any other time the state board determines that the district's demographics have changed sufficiently to warrant redistricting.

7. A member shall reside in and be elected in the subdistrict which the member is elected to represent. Subdistrict 1 shall be comprised of wards 1, 2, 22 and 27. Subdistrict 2 shall be comprised of wards 3, 4, 5 and 21. Subdistrict 3 shall be comprised of wards 18, 19, 20 and 26. Subdistrict 4 shall be comprised of wards 6, 7, 17 and 28. Subdistrict 5 shall be comprised of wards 9, 10, 11 and 12. Subdistrict 6 shall be comprised of wards 13, 14, 16 and 25. Subdistrict 7 shall be comprised of wards 8, 15, 23 and 24.

[8. No one may run for school board who is employed by the school district or who is related to an employee of the school district within the second degree of affinity or consanguinity.]”; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 5

AMEND Senate Substitute for Senate Committee Substitute for House Substitute for House Bill No. 511, Page 72, Section 116.190, Line 5 of said page, by inserting immediately after said line the following:

“321.120. 1. The decree of incorporation shall not become final and conclusive until it has been submitted to an election of the voters residing within the boundaries described in such decree, and until it has been assented to by a majority vote of the voters of the district voting on the question. The decree shall also provide for the holding of the election to vote on the proposition of incorporating the district, and to select three or five persons to act as the first board of directors, and shall fix the date for holding the election.

2. The question shall be submitted in substantially the following form:

Shall there be incorporated a fire protection district?

☐ YES ☐ NO

3. The proposition of electing the first board of directors or the election of subsequent directors may be submitted on a separate ballot or on the same ballot which contains any other proposition of the fire protection district. The ballot to be used for the election of a director or directors shall be substantially in the following form:

OFFICIAL BALLOT

Instruction to voters:

Place a cross (X) mark in the square opposite the name of the candidate or candidates you favor. (Here state the number of directors to be elected and their term of office.)

ELECTION

(Here insert name of district.) Fire Protection District. (Here insert date of election.)

FOR BOARD OF DIRECTORS ☐ ☐ ☐

4. If a majority of the voters voting on the proposition or propositions voted in favor of the proposition to incorporate the district, then the court shall enter its further order declaring the decree of incorporation to be final and conclusive. In the event, however, that the court finds that a majority of the voters voting thereon voted against the proposition to incorporate the district, then the court shall enter its further order declaring the decree of incorporation to be void and of no effect. If the court enters an order declaring the decree of incorporation to be final and conclusive, it shall at the same time designate the first board of directors of the district who have been elected by the voters voting thereon. If a board of three members is elected, the person receiving the third highest number of votes shall hold office for a term of two years, the person receiving the second highest number of votes shall hold office for a term of four years, and the person receiving the highest number of votes shall hold office for a term of six years from the date of the election of the first board of directors and until their successors are duly elected and qualified. If a board of five members is elected, the person who received the highest number of votes shall hold office for a term of six years, the persons who received the second and third highest numbers of votes shall hold office for terms of four years and the persons who received the fourth and fifth highest numbers of votes shall hold office for terms of two years and until their successors are duly elected and qualified. Thereafter, members of the board shall be elected to serve terms of six years and until their successors are duly elected and qualified. The court shall at the same time enter an order of record declaring the result of the election on the proposition, if any, to incur bonded indebtedness.

5. Notwithstanding the provisions of subsections 1 to 4 of this section to the contrary, upon a motion by the board of directors in districts where there are three-member boards, and upon approval by the voters in the district, the number of directors may be increased to five, except that in any county of the first classification with a population of more than nine hundred thousand inhabitants such increase in the number of directors shall apply only in the event of a consolidation of existing districts. The ballot to be used for the approval of the voters to increase the number of members on the board of directors of the fire protection district shall be substantially in the following form:

Shall the number of members of the board of directors of the (Insert name of district) Fire Protection District be increased to five members?

☐ YES ☐ NO

If a majority of the voters voting on the proposition vote in favor of the proposition then at the next election of board members after the voters vote to increase the number of directors, the voters shall select two persons to act in addition to the existing three directors as the board of directors. The court which entered the order declaring the decree of incorporation to be final shall designate the additional board of directors who have been elected by the voters voting thereon as follows: the one receiving the second highest number of votes to hold office for a term of [three] **four** years, and the one receiving the highest number of votes to hold office for a term of six years from the date of the election of such additional board of directors and until their successors are duly elected and qualified. Thereafter, members of the board shall be elected to serve terms of six years and until their successors are duly elected and qualified.

6. Members of the board of directors in office on the date of an election pursuant to subsection 5 of this section to elect additional members to the board of directors shall serve the term to which they were elected or appointed and until their successors are elected and qualified.”; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 6

AMEND Senate Substitute for Senate Committee Substitute for House Substitute for House Bill No. 511, Page 3, Section 115.027, Lines 20-23 of said page, by striking all of said lines and inserting in lieu thereof the following:

“advice and consent of the senate. Two commissioners on each board shall be”.

Senate Amendment No. 9

AMEND Senate Substitute for Senate Committee Substitute for House Substitute for House Bill No. 511, Page 60, Section 115.417, Line 23 of said page, by inserting after the word “post” the following:

“during the period of time in which a person may cast an absentee ballot and”.

Senate Amendment No. 11

AMEND Senate Substitute for Senate Committee Substitute for House Substitute for House Bill No. 511, Page 72, Section 116.190, Line 5 of said page, by inserting after all of said line the following:

“162.1100. 1. There is hereby established within each city not within a county a school district to be known as the “Transitional School District of (name of city)”, which shall be a body corporate and politic and a subdivision of the state. The transitional school district shall be coterminous with the boundaries of the city in which the district is located. Except as otherwise provided in this section and section 162.621, the transitional school district shall be subject to all laws pertaining to “seven-director districts”, as defined in section 160.011, RSMo. The transitional school district shall have the responsibility for educational programs and policies determined by a final judgment of a federal school desegregation case to be needed in providing for a transition of the educational system of the city from control and jurisdiction of a federal court school desegregation order, decree or agreement and such other programs and policies as designated by the governing body of the school district.

2. (1) The governing board of the transitional school district shall consist of three residents of the district: one shall be appointed by the governing body of the district, one shall be appointed by the mayor of the city not within a county and one shall be appointed by the president of the board of aldermen of the city not within a county. The members of the governing board shall serve without compensation for a term of three years, or until their successors have been appointed, or until the transitional district is dissolved or terminated. Any tax approved for the transitional district shall be assigned to the governing body of the school district in a city not within a county after dissolution or termination of the transitional district.

(2) In the event that the state board of education shall declare the school district of a city not within a county to be unaccredited, the member of the governing board of the transitional district appointed by the governing body of the district as provided in subdivision (1) of this subsection shall, within ninety days, be replaced by a chief executive officer nominated by the state board of education and appointed by the governor with the advice and consent of the senate. The chief executive officer need not be a resident of the district but shall be a person of recognized administrative ability, shall be paid in whole or in part with funds from the district, and shall have all other powers and duties of any other general superintendent of schools, including appointment of staff. The chief executive officer shall serve for a term of three years or until his successor is appointed or until the transitional district is dissolved or terminated. His salary shall be set by the state board of education.

3. In the event that the school district loses its accreditation, upon the appointment of a chief executive officer, any powers granted to any existing school board in a city not within a county on or before August 28, 1998, shall be vested with the special administrative board of the transitional school district containing such school district so long as the transitional school district exists, except as otherwise provided in section 162.621.

4. The special administrative board's powers and duties shall include:

(1) Creating an academic accountability plan, taking corrective action in underperforming schools, and seeking relief from state-mandated programs;

(2) Exploration of alternative forms of governance for the district;

(3) Authority to contract with nonprofit corporations to provide for the operation of schools;

(4) Oversight of facility planning, construction, improvement, repair, maintenance and rehabilitation;

(5) Authority to establish school site councils to facilitate site-based school management and to improve the responsiveness of the schools to the needs of the local geographic attendance region of the school;

(6) Authority to submit a proposal to district voters pursuant to section 162.666 regarding establishment of neighborhood schools.

5. (1) The provisions of a final judgment as to the state of Missouri and its officials in a school desegregation case which subjects a district in which a transitional district is located in this state to a federal court's jurisdiction may authorize or require the governing body of a transitional school district established under this section to establish the transitional district's operating levy for school purposes, as defined pursuant to section 163.011, RSMo, at a level not to exceed eighty-five cents per one hundred dollars assessed valuation in the district or a sales tax equivalent amount as determined by the department of elementary and secondary education which may be substituted for all or part of such property tax. [The transitional school district,]

(2) Any other statute to the contrary notwithstanding, **no tax authorized pursuant to this subsection shall [not]:**

(a) Be subject to any certificate of tax abatement issued **after August 28, 1998**, pursuant to sections 99.700 to 99.715, RSMo[. Any certificate of abatement issued after August 28, 1998, shall not be applicable to the transitional school district]; **and**

(b) Effective January 1, 2002, be subject to any new or existing tax increment financing adopted by a city not within a county pursuant to sections 99.800 to 99.865, RSMo, except that any redevelopment plan and redevelopment project concerning a convention headquarters hotel adopted by ordinance by a city not within a county prior to August 28, 2003, shall be subject to such tax increment financing.

(3) The transitional school district shall not be subject to the provisions of section 162.081, sections 163.021 and 163.023, RSMo, with respect to any requirements to maintain a minimum value of operating levy or any consequences provided by law for failure to levy at least such minimum rate. No operating levy or increase in the operating levy or sales tax established pursuant to this section shall be collected for a transitional school district unless prior approval is obtained from a simple majority of the district's voters. The board of the transitional district shall place the matter before the voters prior to March 15, 1999.

6. (1) The special administrative board established in this section shall develop, implement, monitor and evaluate a comprehensive school improvement plan, and such plan shall be subject to review and approval of the state board of education. The plan shall ensure that all students meet or exceed grade-level standards established by the state board of education pursuant to section 160.514, RSMo;

(2) The special administrative board shall establish student performance standards consistent with the standards established by the state board of education pursuant to section 160.514, RSMo, for preschool through grade twelve in all skill and subject areas, subject to review and approval of the state board of education for the purpose of determining whether the standards are consistent with standards established by the state board of education pursuant to section 160.514, RSMo;

(3) All students in the district who do not achieve grade-level standards shall be required to attend summer school; except that the provisions of this subsection shall not apply to students receiving special education services pursuant to sections 162.670 to 162.999;

(4) No student shall be promoted to a higher grade level unless that student has a reading ability at or above one grade level below the student's grade level; except that the provisions of this subsection shall not apply to students receiving special education services pursuant to sections 162.670 to 162.999;

(5) The special administrative board established in this section shall develop, implement and annually update a professional development plan for teachers and other support staff, subject to review and approval of the state board of education.

7. The school improvement plan established pursuant to this section shall ensure open enrollment and program access to all students in the district, and, consistent with the Missouri and United States Constitutions, shall give first priority to residents of the city for admission to magnet schools. The school board shall take all practicable and constitutionally permissible steps to ensure that all magnet schools operate at full capacity. Students who change residence within the district shall be allowed to continue to attend the school in which they were initially enrolled for the remainder of their education at grade levels served by that school, and transportation shall be provided by the district to allow such students to continue to attend such school of initial enrollment.

8. To the extent practicable, the special administrative board shall ensure that per pupil expenditures and pupil-teacher ratios shall be the same for all schools serving students at a given grade level.

9. The special administrative board shall ensure that early childhood education is available throughout the district.

10. The special administrative board shall ensure that vocational education instruction is provided within the district.

11. The special administrative board shall establish an accountability officer whose duty shall be to ensure that academically deficient schools within the district are raised to acceptable condition within two years.

12. The transitional school district in any city not within a county shall be dissolved on July 1, 2008, unless the state board determines, prior to that date, that it is necessary for the transitional district to continue to accomplish the purposes for which it was created. The state board of education may cause the termination of the transitional school district at any time upon a determination that the transitional district has accomplished the purposes for which it was established and is no longer needed. The state board of education may cause the reestablishment of the transitional school district at any time upon a determination that it is necessary for the transitional district to be reestablished to accomplish the purposes established in this section. The state board of education shall provide notice to the governor and general assembly of the termination or reestablishment of the transitional school district and the termination or reestablishment shall become effective thirty days following such determination. Upon dissolution of a transitional school district pursuant to this section, nothing in this section shall be construed to reduce or eliminate any power or duty of any school district or districts containing the territory of the dissolved transitional school district unless such transitional school district is reestablished by the state board of education pursuant to this section.”; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 14

AMEND Senate Substitute for Senate Committee Substitute for House Substitute for House Bill No. 511, Page 66, Section 115.436, Line 13, by inserting after all of said line the following:

"115.637. The following offenses, and any others specifically so described by law, shall be class four election offenses and are deemed misdemeanors not connected with the exercise of the right of suffrage. Conviction for any of these offenses shall be punished by imprisonment of not more than one year or by a fine of not more than two thousand five hundred dollars or by both such imprisonment and fine:

(1) Stealing or willfully concealing, defacing, mutilating, or destroying any sample ballots that may be furnished by an organization or individual at or near any voting place on election day, except that this subdivision shall not be construed so as to interfere with the right of an individual voter to erase or cause to be erased on a sample ballot the name of any candidate and substituting the name of the person for whom he intends to vote; or to dispose of the received sample ballot;

(2) Printing, circulating, or causing to be printed or circulated, any false and fraudulent sample ballots which appear on their face to be designed as a fraud upon voters;

(3) Purposefully giving a printed or written sample ballot to any qualified voter which is intended to mislead the voter;

(4) On the part of any candidate for election to any office of honor, trust, or profit, offering or promising to discharge the duties of such office for a less sum than the salary, fees, or emoluments as fixed by law or promising to pay back or donate to any public or private interest any portion of such salary, fees, or emolument as an inducement to voters;

(5) On the part of any canvasser appointed to canvass any registration list, willfully failing to appear, refusing to continue, or abandoning such canvass or willfully neglecting to perform his duties in making such canvass or willfully neglecting any duties lawfully assigned to him;

(6) On the part of any employer, making, enforcing, or attempting to enforce any order, rule, or regulation or adopting any other device or method to prevent an employee from engaging in political activities, accepting candidacy for nomination to, election to, or the holding of, political office, holding a position as a member of a political committee, soliciting or receiving funds for political purpose, acting as chairman or participating in a political convention, assuming the conduct of any political campaign, signing, or subscribing his name to any initiative, referendum, or recall petition, or any other petition circulated pursuant to law;

(7) On the part of any person authorized or employed to print official ballots, or any person employed in printing ballots, giving, delivering, or knowingly permitting to be taken any ballot to or by any person other than the official under whose direction the ballots are being printed, any ballot in any form other than that prescribed by law, or with unauthorized names, with names misspelled, or with the names of candidates arranged in any way other than that authorized by law;

(8) On the part of any election authority or official charged by law with the duty of distributing the printed ballots, or any person acting on his behalf, knowingly distributing or causing to be distributed any ballot in any manner other than that prescribed by law;

(9) Any person having in his possession any official ballot, except in the performance of his duty as an election authority or official, or in the act of exercising his individual voting privilege;

(10) Willfully mutilating, defacing, or altering any ballot before it is delivered to a voter;

(11) On the part of any election judge, willfully absenting himself from the polls on election day without good cause or willfully detaining any election material or equipment and not causing it to be produced at the voting place at the opening of the polls or within fifteen minutes thereafter;

(12) On the part of any election authority or official, willfully neglecting, refusing, or omitting to perform any duty required of him by law with respect to holding and conducting an election, receiving and counting out the ballots, or making proper returns;

(13) On the part of any election judge, or party watcher or challenger, furnishing any information tending in any way to show the state of the count to any other person prior to the closing of the polls;

(14) On the part of any voter, except as otherwise provided by law, allowing his ballot to be seen by any person with the intent of letting it be known how he is about to vote or has voted, or knowingly making a false statement as to his inability to mark his ballot;

(15) On the part of any election judge, disclosing to any person the name of any candidate for whom a voter has voted;

(16) Interfering, or attempting to interfere, with any voter inside a polling place;

(17) On the part of any person at any registration site, polling place, counting location or verification location, causing any breach of the peace or engaging in disorderly conduct, violence, or threats of violence whereby such registration, election, count or verification is impeded or interfered with;

(18) Exit polling, surveying, sampling, electioneering, distributing election literature, posting signs or placing vehicles bearing signs with respect to any candidate or question to be voted on at an election on election day inside the building in which a polling place is located or within twenty-five feet of the building's outer door closest to the polling place, or, on the part of any person, refusing to remove or permit removal from property owned or controlled by him, any such election sign or literature located within such distance on such day after request for removal by any person;

(19) Stealing or willfully defacing, mutilating, removing or destroying any campaign yard sign on private property, except that this subdivision shall not be construed to interfere with the right of any private property owner to take any action with regard to campaign yard signs on the owner's property and this subdivision shall not be construed to interfere with the right of any candidate, or the candidate's designee, to remove the candidate's campaign yard sign from the owner's private property after the election day."; and

Further amend the title and enacting clause accordingly.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SS SCS SB 36, as amended**, and requests the House to recede from its position, and failing to do so, grant the Senate a conference thereon.

**CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE NO. 2
FOR
SENATE BILL NO. 52**

The Conference Committee appointed on House Committee Substitute for Senate Committee Substitute No. 2 for Senate Bill No. 52 begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Committee Substitute No. 2 for Senate Bill No. 52;
2. That the Senate recede from its position on Senate Committee Substitute No. 2 for Senate Bill No. 52;
3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Committee Substitute No. 2 for Senate Bill No. 52, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Sen. Charles Shields
/s/ Sen. Doyle Childers
/s/ Sen. Bill Foster
/s/ Sen. Maida Coleman
/s/ Sen. Joan Bray

FOR THE HOUSE:

/s/ Rep. Kathlyn Fares
/s/ Rep. Shannon Cooper
/s/ Rep. Robert Behnen
/s/ Rep. Clint Zweifel
/s/ Rep. Barbara Fraser

ADJOURNMENT

On motion of Representative Crowell, the House adjourned until 10:00 a.m., Tuesday, May 6, 2003.

CORRECTIONS TO THE HOUSE JOURNAL

AFFIDAVITS

I, State Representative Mike Dethrow, District 153, hereby state and affirm that my vote as recorded on Page 1474 of the House Journal for Thursday, May 1, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 5th day of May 2003.

/s/ Mike Dethrow
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 5th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Jim Avery, District 95, hereby state and affirm that my vote as recorded on Page 1476 of the House Journal for Thursday, May 1, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 5th day of May 2003.

/s/ Jim Avery
State Representative

[illegible]

Subscribed and sworn to before me this 5th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Chris Shoemaker, District 8, hereby state and affirm that my vote as recorded on Page 1478 of the House Journal for Thursday, May 1, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 5th day of May 2003.

/s/ Chris Shoemaker
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 5th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Clint Zweifel, District 78, hereby state and affirm that my vote as recorded on Page 1479 of the House Journal for Thursday, May 1, 2003 showing that I voted no was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 5th day of May 2003.

/s/ Clint Zweifel
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 5th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Rachel Bringer, District 6, hereby state and affirm that my vote as recorded on Page 1480 of the House Journal for Thursday, May 1, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 5th day of May 2003.

/s/ Rachel Bringer
State Representative

1544 *Journal of the House*

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 5th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Fred Kratky, District 65, hereby state and affirm that my vote as recorded on Page 1486 of the House Journal for Thursday, May 1, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 5th day of May 2003.

/s/ Fred Kratky
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 5th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Mark Wright, District 137, hereby state and affirm that my vote as recorded on Page 1486 of the House Journal for Thursday, May 1, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 5th day of May 2003.

/s/ Mark Wright
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 5th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Jason Crowell, District 158, hereby state and affirm that my vote as recorded on Page 1487 of the House Journal for Thursday, May 1, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 5th day of May 2003.

/s/ Jason Crowell
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 5th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

BUDGET

Tuesday, May 6, 2003, 8:30 a.m. Hearing Room 3.
Public hearing, fiscal review, possible Executive Session. HEARING CANCELLED
Public Hearing to be held on: HB 698, HB 741, HB 745, HJR 26

BUDGET

Wednesday, May 7, 2003, 8:30 a.m. Hearing Room 3.
Public hearing, fiscal review and possible Executive Session.
Public Hearing to be held on: HB 698, HB 741, HB 745, HJR 26

BUDGET

Thursday, May 8, 2003, 8:30 a.m. Hearing Room 3.
Public hearing, fiscal review, possible Executive Session.
Public Hearing to be held on: HB 698, HB 741, HB 745, HJR 26

BUDGET

Friday, May 9, 2003, 8:30 a.m. Hearing Room 3.
Public hearing, fiscal review, possible Executive Session.
Public Hearing to be held on: HB 698, HB 741, HB 745, HJR 26

CHILDREN AND FAMILIES

Wednesday, May 7, 2003. Hearing Room 5 upon morning recess.
Executive Session may follow.
Public Hearing to be held on: SCR 3

CONFERENCE COMMITTEE NOTICE

Tuesday, May 6, 2003, 8:00 a.m. Senate Lounge.
Appropriation Bills. SCS HS HBs 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12.

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, May 6, 2003. Hearing Room 3 upon afternoon adjournment.

Executive Session.

Executive Session to be held on: SB 5, SB 184

EDUCATION

Wednesday, May 7, 2003, 9:30 a.m. Side gallery.

Executive Session may follow.

Public Hearing to be held on: SCR 16

HOMELAND SECURITY AND VETERANS AFFAIRS

Tuesday, May 6, 2003, 5:00 p.m. Hearing Room 5.

Executive Session may follow.

Public Hearing to be held on: HB 751, HR 1848, SCR 14

JOINT COMMITTEE ON LEGISLATIVE RESEARCH

Wednesday, May 7, 2003. Hearing Room 3 upon noon adjournment.

JUDICIARY

Wednesday, May 7, 2003, 12:00 p.m. Hearing Room 1.

Executive Session will follow on HB 573, HB 619, SB 12, SS SB 242, SS SCR 7.

Public Hearing to be held on: SB 12, SB 242, SCR 7

PROFESSIONAL REGISTRATION AND LICENSING

Tuesday, May 6, 2003, 12:00 p.m. Hearing Room 4.

Executive Session to be held on: HB 717

HOUSE CALENDAR

SIXTY-FIFTH DAY, TUESDAY, MAY 6, 2003

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 132, 173, 117 & 48 - Wright
- 2 HCS HB 215, 218, 115 & 83 - Myers
- 3 HCS HB 190 & 214 - Fares
- 4 HCS HB 51 - Mayer
- 5 HCS HB 387 - Pearce
- 6 HCS HB 109 & 34 - Fares
- 7 HB 263 - Cooper (120)
- 8 HCS HB 468 - Byrd
- 9 HCS HB 233 - Holand
- 10 HB 471 - Jackson
- 11 HCS HB 47 - Portwood
- 12 HCS HB 507 - Hubbard

- 13 HB 293, HCA 1 - Johnson (47)
- 14 HCS HB 345 - Cunningham (86)
- 15 HCS HB 385 - Cunningham (86)
- 16 HCS HB 447 - Townley
- 17 HB 618 - Yates

HOUSE BILLS FOR THIRD READING

- 1 HS HCS HB 404, 324, 403, 344, 426 & 541 - Rector
- 2 HS HCS HB 455 - Thompson
- 3 HCS HB 640 - Walton

HOUSE BILLS FOR THIRD READING - FEDERAL MANDATE

- 1 HB 655 - Wilson (130)
- 2 HCS HB 702 - Schlottach

SENATE BILL FOR SECOND READING

SB 236

SENATE CONCURRENT RESOLUTION FOR THIRD READING

SS SCS SCR 13, HCA 1 (5-05-03, Pages 948 & 949) - Richard

SENATE CONCURRENT RESOLUTION

SCR 10, (5-01-03, Page 473) - Yates

SENATE BILL FOR THIRD READING - CONSENT

SB 214, HCA 1 - Byrd

SENATE BILLS FOR THIRD READING

- 1 SB 496 - Luetkemeyer
- 2 HCS SB 173 - Walton
- 3 SS#2 SCS SB 55 - Stevenson
- 4 SS SB 34 - Pratt
- 5 HCS SS SCS SB 30 - Schneider
- 6 HCS SCS SB 84 - Munzlinger
- 7 HCS SCS SB 686, E.C. - Cunningham (86)
- 8 SCS#2 SB 1 - Luetkemeyer
- 9 SB 540 - Parker
- 10 HCS SB 521 - Byrd

- 11 HCS SCS SB 69 - Baker
- 12 SS SB 13 - Byrd
- 13 HCS SCS SB 246 - Rector
- 14 HCS SB 469 - Byrd
- 15 HCS SS SCS SB 555, E.C. - Black
- 16 SS#2 SS SCS SB 2, E.C. - Smith (118)
- 17 HCS SB 39, (Budget 5-05-03) - Mayer
- 18 SCS SB 620, E.C. - Dempsey
- 19 SS SB 219, E.C. (Budget 5-05-03) - Smith (14)
- 20 HCS SCS SB 11, E.C. - Cooper (120)
- 21 HCS SS#2 SCS SB 481 - Crawford
- 22 HCS SB 668 - Myers

SENATE BILL FOR THIRD READING - CONSENT - INFORMAL

SCS SB 237 - Luetkemeyer

HOUSE BILLS WITH SENATE AMENDMENTS

- 1 SCS HCS HB 13 - Bearden
- 2 HB 261, SA 1 - Whorton
- 3 SCS HCS HB 371 - Dusenberg
- 4 SCS HCS HB 392, as amended - Avery
- 5 HCS HB 394, SCA 1 - Byrd
- 6 SCS HB 491 - Rupp
- 7 SCS HB 512 - Cooper (120)
- 8 SCS HB 521 - Dethrow
- 9 SCS HB 552 - Kingery
- 10 SCS HCS HB 575 - Dethrow
- 11 SS SCS HCS HB 289, as amended, E.C. - Dempsey
- 12 SS SCS HS HB 511, as amended, E.C. - Deeken

BILLS CARRYING REQUEST MESSAGES

- 1 SCS HCS HB 427, (request Senate recede/grant conference) - Byrd
- 2 HCS SCS SB 379, (request House recede/grant conference) - Wright
- 3 HCS SB 186, (request House recede/grant conference) - Munzlinger
- 4 HCS SS SCS SB 36, as amended (request House recede/grant conference) - Myers
- 5 SCS HS HB 9, as amended (request Senate recede/ grant conference) - Bearden
- 6 SCS HS HB 10, as amended (request Senate recede/ grant conference) - Bearden
- 7 SCS HS HB 11, as amended (request Senate recede/ grant conference) - Bearden
- 8 SCS HS HB 12, as amended (request Senate recede/ grant conference) - Bearden

BILLS IN CONFERENCE

- 1 HS SCS SB 299 & 40, as amended - Bearden
- 2 HCS SB 401 - Pratt
- 3 HCS SB 407 - Luetkemeyer
- 4 HCS SB 552 - Byrd
- 5 HCS SB 448 - Goodman
- 6 HCS SB 394, as amended - Byrd
- 7 CCR HCS SCS#2 SB 52 - Fares
- 8 SS SS SCS HCS HB 600, as amended, E.C. - Cooper (120)
- 9 SCS HS HB 2, as amended - Bearden
- 10 SCS HS HB 3, as amended - Bearden
- 11 SCS HS HB 4, as amended - Bearden
- 12 SCS HS HB 5, as amended - Bearden
- 13 SCS HS HB 6, as amended - Bearden
- 14 SCS HS HB 7 - Bearden
- 15 SCS HS HB 8, as amended - Bearden

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

SIXTY-FIFTH DAY, TUESDAY, MAY 6, 2003

Speaker Hanaway in the Chair.

Prayer by Reverend James Earl Jackson.

Heavenly Father, You have said, "The fear of the Lord is the beginning of wisdom." Help us to honor You this day that we might receive Your knowledge and instruction.

Lord God, the events of the past few days cause us to turn our eyes and hearts toward home and family.

We take a moment to particularly ask Your grace and mercy to cover Representative Ronnie Miller, his family and neighbors as well as all who are devastated by the loss of family and homes.

May there be speedy relief given for disaster victims as well as comfort for grieving hearts. We remember Your Word, which says, "You are a very present help in time of trouble." May Your presence help them to overcome this traumatic experience.

Omniscient Father, only with You is true wisdom. Help us to know Your ways. Have mercy on us to make right decisions today.

Now may the grace of our Lord and the love of God be with us all.

To You be the glory, both now and forever. In the name of Your son we pray. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Paden John, Bradley Minor, Becky Wolverton, Rachel Backes, Jackie Akins, Andrew Huhmann, Don Bracht and Daniel Laurent.

The Journal of the sixty-fourth day was approved as corrected by the following vote:

AYES: 090

Angst	Avery	Baker	Barnitz	Bean
Bivins	Black	Bough	Brown	Bruns
Cooper 120	Cooper 155	Crawford	Crowell	Cunningham 145
Cunningham 86	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Dougherty	Dusenberg	El-Amin	Emery
Engler	Ervin	Fares	Green	Guest
Hobbs	Holand	Hoskins	Ice	Jackson
Jetton	Johnson 47	Kelly 144	King	Kingery
Lager	Lawson	Lembke	Liese	Luetkemeyer

1551 *Journal of the House*

Marsh	May	Mayer	Moore	Morris
Munzlinger	Myers	Nieves	Parker	Pearce
Phillips	Portwood	Pratt	Quinn	Reinhart
Richard	Roark	Ruestman	Rupp	Sander
Schaaf	Schlottach	Self	Shoemaker	Smith 14
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Townley	Viebrock	Wagner
Wallace	Walton	Wasson	Wilson 119	Wilson 130
Wood	Wright	Yates	Young	Madam Speaker

NOES: 038

Bishop	Bland	Burnett	Campbell	Corcoran
Curls	Darrough	Daus	Davis 122	Donnelly
George	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Johnson 61	Jones	LeVota	Lowe
Merideth	Muckler	Page	Ransdall	Sager
Schoemehl	Seigfreid	Selby	Villa	Vogt
Walker	Walsh	Ward	Wildberger	Wilson 25
Witte	Yaeger	Zweifel		

PRESENT: 018

Boykins	Bringer	Brooks	Carnahan	Fraser
Hampton	Jolly	Kelly 36	Kratky	Kuessner
McKenna	Meiners	Salva	Shoemyer	Skaggs
Spreng	Whorton	Wilson 42		

ABSENT WITH LEAVE: 017

Abel	Adams	Bearden	Behnen	Byrd
Goodman	Graham	Hubbard	Hunter	Johnson 90
Lipke	Miller	Purgason	Rector	Schneider
Smith 118	Willoughby			

MOTION

Representative Crowell moved that Rule 113 be suspended in order to receive guests for special recognition.

Which motion was adopted by the following vote:

AYES: 132

Angst	Avery	Baker	Barnitz	Bean
Bivins	Black	Bland	Bough	Boykins
Brown	Bruns	Campbell	Carnahan	Cooper 120
Cooper 155	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Darrough	Daus	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Engler
Ervin	Fares	Fraser	George	Green
Guest	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hobbs	Holand	Hoskins
Icet	Jackson	Jetton	Johnson 47	Johnson 61
Jolly	Jones	Kelly 144	Kelly 36	King

Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	Liese	Lipke	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Merideth
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Quinn	Ransdall	Reinhart
Richard	Roark	Ruestman	Rupp	Salva
Sander	Schaaf	Schlottach	Schoemehl	Seigfreid
Self	Shoemaker	Shoemyer	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Sutherland	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Wagner	Walker	Walsh	Walton	Ward
Wasson	Wilson 119	Wilson 25	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 004

Bishop	Brooks	Selby	Wildberger
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PRESENT: 007

Bringer	Burnett	Corcoran	LeVota	Sager
Skaggs	Whorton			

ABSENT WITH LEAVE: 020

Abel	Adams	Bearden	Behnen	Byrd
Goodman	Graham	Hubbard	Hunter	Johnson 90
Lowe	Miller	Purgason	Rector	Schneider
Stevenson	Taylor	Wallace	Willoughby	Wilson 130

SPECIAL RECOGNITION

Doris Handy was introduced by Representative Moore and recognized as an Outstanding Missourian.

Howard Chrisco was introduced by Representative May and recognized as an Outstanding Missourian.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 2483	-	Representative Rupp
House Resolution No. 2484	-	Representative Donnelly
House Resolution No. 2485	-	Representative Munzlinger
House Resolution No. 2486	-	Representatives Stevenson and Richard
House Resolution No. 2487	-	Representatives George and Walsh
House Resolution No. 2488	-	Representatives Rector and Davis (122)
House Resolution No. 2489	-	Representatives Rector and Sager
House Resolution No. 2490	-	Representatives Rector and Yates
House Resolution No. 2491	-	Representatives Rector and Cooper (120)

House Resolution No. 2492
through
House Resolution No. 2499 - Representative Harris (110)
House Resolution No. 2500
through
House Resolution No. 2519 - Representative Moore
House Resolution No. 2520 - Representative Smith (118)
House Resolution No. 2521 - Representative Villa
House Resolution No. 2522
through
House Resolution No. 2535 - Representative LeVota
House Resolution No. 2536 - Representative Harris (110)

SECOND READING OF SENATE BILL

SB 236 was read the second time.

THIRD READING OF SENATE BILL

HCS SB 521, relating to public works contracts, was taken up by Representative Mayer.

HCS SB 521 was laid over.

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HS HB 9, as amended**, and grants the House a conference thereon.

The President Pro Tem has appointed the following Conference Committee to act with a like committee from the House: Senators Russell, Gross, Shields, Goode and Dougherty.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HS HB 10, as amended**, and grants the House a conference thereon.

The President Pro Tem has appointed the following Conference Committee to act with a like committee from the House: Senators Russell, Gross, Shields, Goode and Dougherty.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HS HB 11, as amended**, and grants the House a conference thereon.

The President Pro Tem has appointed the following Conference Committee to act with a like committee from the House: Senators Russell, Gross, Shields, Goode and Dougherty.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HS HB 12, as amended**, and grants the House a conference thereon.

The President Pro Tem has appointed the following Conference Committee to act with a like committee from the House: Senators Russell, Gross, Shields, Goode and Dougherty.

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committees to act with like committees from the Senate on the following bills:

SCS HS HB 9: Representatives Bearden, Lager, Moore, Kelly (36) and Ward

SCS HS HB 10: Representatives Bearden, Lager, Purgason, Riback Wilson (25) and Johnson (61)

SCS HS HB 11: Representatives Bearden, Lager, Purgason, Campbell and Brooks

SCS HS HB 12: Representatives Bearden, Lager, Roark, Donnelly and Bringer

MOTION

Representative Bearden moved that Rule 23 be suspended to allow the House Budget Conferees to meet while the House is in session.

Which motion was adopted by the following vote:

AYES: 117

Angst	Baker	Bean	Bearden	Behnen
Bivins	Black	Bough	Bringer	Brooks
Brown	Bruns	Byrd	Campbell	Cooper 120
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
Guest	Harris 110	Hobbs	Holand	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 90
Jolly	Kelly 144	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lawson	Lembke
Liese	Lipke	Lowe	Marsh	May
Mayer	McKenna	Meiners	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Smith 118	Smith 14	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Wagner	Wallace	Walton
Wasson	Whorton	Wilson 119	Wilson 130	Wilson 25
Witte	Wood	Wright	Yates	Young
Zweifel	Madam Speaker			

1555 *Journal of the House*

NOES: 025

Bishop	Bland	Boykins	Burnett	Carnahan
Corcoran	Darrough	Daus	Graham	Green
Haywood	Henke	Hilgemann	Hoskins	Jones
LeVota	Merideth	Salva	Selby	Skaggs
Spreng	Vogt	Walker	Walsh	Yaeger

PRESENT: 003

George	Harris 23	Sager
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ABSENT WITH LEAVE: 018

Abel	Adams	Avery	Barnitz	Cooper 155
Goodman	Hampton	Hubbard	Johnson 61	Luetkemeyer
Miller	Moore	Seigfreid	Shoemaker	Ward
Wildberger	Willoughby	Wilson 42		

THIRD READING OF SENATE BILL

HCS SB 521, was again taken up by Representative Mayer.

Speaker Pro Tem Jetton assumed the Chair.

Representative Crowell moved the previous question.

Which motion was adopted by the following vote:

AYES: 089

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Guest	Hobbs
Holand	Hunter	Ice	Jackson	Jetton
Johnson 47	Kelly 144	King	Kingery	Lager
Lembke	Lipke	Luetkemeyer	Marsh	May
Mayer	Moore	Morris	Munzlinger	Myers
Nieves	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sander
Schaaf	Schlottach	Schneider	Self	Shoemaker
Smith 118	Smith 14	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Wallace	Wasson	Wilson 119	Wilson 130
Wood	Wright	Yates	Madam Speaker	

NOES: 069

Abel	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Campbell	Carnahan
Corcoran	Curls	Darrough	Daus	Davis 122

Donnelly	Dougherty	El-Amin	Fraser	George
Graham	Green	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hoskins	Johnson 61
Johnson 90	Jolly	Jones	Kelly 36	Kratky
Kuessner	Lawson	LeVota	Liese	Lowe
McKenna	Meiners	Merideth	Muckler	Page
Ransdall	Sager	Salva	Schoemehl	Seigfreid
Selby	Shoemyer	Skaggs	Spreng	Villa
Vogt	Wagner	Walker	Walsh	Walton
Ward	Whorton	Wildberger	Wilson 25	Wilson 42
Witte	Yaeger	Young	Zweifel	

PRESENT: 000

ABSENT WITH LEAVE: 005

Adams	Goodman	Hubbard	Miller	Willoughby
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On motion of Representative Mayer, **HCS SB 521** was adopted.

On motion of Representative Mayer, **HCS SB 521** was read the third time and passed by the following vote:

AYES: 083

Angst	Avery	Bean	Bearden	Behnen
Bivins	Black	Bough	Brown	Bruns
Byrd	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dusenberg	Emery	Engler
Ervin	Fares	Guest	Hobbs	Holand
Hunter	Ice	Jackson	Jetton	Johnson 47
Kelly 144	King	Kingery	Lager	Lipke
Luetkemeyer	Marsh	May	Mayer	Moore
Morris	Munzlinger	Myers	Nieves	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sander	Schaaf	Schlottach
Self	Smith 118	Smith 14	St. Onge	Stefanick
Stevenson	Sutherland	Threlkeld	Townley	Viebrock
Wallace	Wasson	Wilson 119	Wilson 130	Wood
Wright	Yates	Madam Speaker		

NOES: 068

Abel	Baker	Barnitz	Bishop	Bringer
Burnett	Campbell	Carnahan	Corcoran	Curls
Darrough	Daus	Davis 122	Donnelly	Dougherty
Fraser	George	Graham	Green	Hampton
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Hoskins	Johnson 61	Johnson 90	Jolly	Jones
Kelly 36	Kratky	Kuessner	Lembke	LeVota
Liese	Lowe	McKenna	Meiners	Merideth
Muckler	Page	Ransdall	Sager	Salva
Schneider	Schoemehl	Seigfreid	Selby	Shoemaker
Shoemyer	Skaggs	Spreng	Thompson	Villa
Vogt	Wagner	Walker	Walsh	Ward

Whorton
Yaeger

Wildberger
Young

Wilson 25
Zweifel

Wilson 42

Witte

PRESENT: 003

El-Amin

Taylor

Walton

ABSENT WITH LEAVE: 009

Adams
Hubbard

Bland
Lawson

Boykins
Miller

Brooks
Willoughby

Goodman

Speaker Pro Tem Jetton declared the bill passed.

Representative Johnson (90) requested a verification of the roll call on the motion to third read and finally pass **HCS SB 521**.

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SCS SB 16** and has taken up and passed **HCS SCS SB 16**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SCS SB 61** and has taken up and passed **HCS SCS SB 61**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SB 68** and has taken up and passed **HCS SB 68**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SB 101** and has taken up and passed **HCS SB 101**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SCS SB 130** and has taken up and passed **HCS SCS SB 130**.

Emergency clause adopted.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SB 136** and has taken up and passed **HCS SB 136**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SB 175** and has taken up and passed **HCS SB 175**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SCS SBs 212 & 220** and has taken up and passed **HCS SCS SBs 212 & 220**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SCS SB 218** and has taken up and passed **HCS SCS SB 218**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SB 228** and has taken up and passed **HCS SB 228**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SB 266** and has taken up and passed **HCS SB 266**.

On motion of Representative Crowell, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Hanaway.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 2537	-	Representative Wilson (130)
House Resolution No. 2538	-	Representative Viebrock
House Resolution No. 2539	-	Representative Shoemyer (9)
House Resolution No. 2540	-	Representative Lowe
House Resolution No. 2541	-	Representative Dempsey
House Resolution No. 2542	-	Representative Deeken
House Resolution No. 2543	-	Representatives Deeken and Bruns
House Resolution No. 2544	-	Representative Deeken
House Resolution No. 2545		
through		
House Resolution No. 2548	-	Representative Miller
House Resolution No. 2549	-	Representative Zweifel, et al
House Resolution No. 2550	-	Representative Liese
House Resolution No. 2551	-	Representative Pratt
House Resolution No. 2552		
through		
House Resolution No. 2554	-	Representative Fares
House Resolution No. 2555		
through		
House Resolution No. 2557	-	Representative Schaaf
House Resolution No. 2558	-	Representative Jetton
House Resolution No. 2559	-	Representative Lowe

House Resolution No. 2560
through
House Resolution No. 2564 - Representative Witte

Speaker Pro Tem Jetton resumed the Chair.

BILLS CARRYING REQUEST MESSAGES

HCS SB 186, relating to recorders of deeds, was taken up by Representative Munzlinger.

Representative Munzlinger moved that the House refuse to recede from its position on **HCS SB 186** and request the Senate to adopt **HCS SB 186** and take up and pass the bill.

Which motion was adopted.

HCS SCS SB 379, relating to community improvement districts, was taken up by Representative Wright.

Representative Wright moved that the House refuse to recede from its position on **HCS SCS SB 379** and grant the Senate a conference.

Which motion was adopted.

HCS SS SCS SB 36, as amended, relating to environmental regulations, was taken up by Representative Myers.

Representative Myers moved that the House refuse to recede from its position on **HCS SS SCS SB 36, as amended**, and grant the Senate a conference.

Which motion was adopted.

Speaker Hanaway resumed the Chair.

HOUSE BILLS WITH SENATE AMENDMENTS

SS SCS HCS HB 289, as amended, relating to the Missouri Downtown Economic Stimulus Act, was taken up by Representative Dempsey.

Representative Dempsey moved that the House refuse to adopt **SS SCS HCS HB 289, as amended**, and request the Senate to recede from its position or, failing to do so, grant the House a conference and the House conferees be allowed to exceed the differences by adding language to provide natural disaster relief.

Which motion was adopted.

SS SCS HS HB 511, as amended, relating to elections, was taken up by Representative Deeken.

Representative Deeken moved that the House refuse to adopt **SS SCS HS HB 511, as amended**, and request the Senate to recede from its position or, failing to do so, grant the House a conference.

Which motion was adopted.

Representative Behnen assumed the Chair.

THIRD READING OF HOUSE BILLS - FEDERAL MANDATE

HB 655, relating to special education services, was taken up by Representative Wilson (130).

On motion of Representative Wilson (130), **HB 655** was read the third time and passed by the following vote:

AYES: 146

Abel	Angst	Avery	Baker	Bean
Bearden	Behnen	Bishop	Black	Bland
Bough	Boykins	Bringer	Brooks	Brown
Bruns	Burnett	Campbell	Carnahan	Cooper 120
Cooper 155	Corcoran	Crawford	Crowell	Cunningham 145
Curls	Darrough	Daus	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Graham	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Hoskins	Hunter	Ice
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lipke	Lowe
Luetkemeyer	Marsh	May	Mayer	Meiners
Merideth	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Villa	Vogt	Walker	Wallace	Walsh
Walton	Ward	Wasson	Whorton	Wildberger
Wilson 119	Wilson 130	Wilson 25	Witte	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

1561 *Journal of the House*

NOES: 002

Byrd Holand

PRESENT: 001

Wilson 42

ABSENT WITH LEAVE: 014

Adams	Barnitz	Bivins	Cunningham 86	Dougherty
Goodman	Green	Hubbard	McKenna	Miller
Moore	Viebrock	Wagner	Willoughby	

Representative Behnen declared the bill passed.

Speaker Hanaway resumed the Chair.

HCS HB 702, relating to commercial drivers' licenses, was taken up by Representative Schlottach.

On motion of Representative Schlottach, **HCS HB 702** was read the third time and passed by the following vote:

AYES: 148

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Graham	Guest	Hampton	Harris 110
Harris 23	Haywood	Hilgemann	Hobbs	Holand
Hoskins	Ice	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lawson	Lembke	LeVota	Liese
Lipke	Lowe	Luetkemeyer	Marsh	May
Mayer	Meiners	Merideth	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Selby	Self	Shoemaker	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Thompson	Threlkeld
Townley	Villa	Vogt	Walker	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Yates

Young Zweifel Madam Speaker

NOES: 000

PRESENT: 001

Taylor

ABSENT WITH LEAVE: 014

Adams	Boykins	Dougherty	Goodman	Green
Henke	Hubbard	Hunter	McKenna	Miller
Moore	Viebrock	Wagner	Willoughby	

Speaker Hanaway declared the bill passed.

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committees to act with like committees from the Senate on the following bills:

HCS SS SCS SB 36: Representatives Myers, Wood, Townley, Shoemyer (9) and Bringer

HCS SCS SB 379: Representatives Wright, Morris, Dixon, George and Salva

THIRD READING OF SENATE CONCURRENT RESOLUTION

SS SCS SCR 13, with House Committee Amendment No. 1, relating to competition and privatization, was taken up by Representative Richard.

On motion of Representative Richard, **House Committee Amendment No. 1** was adopted.

On motion of Representative Richard, **SS SCS SCR 13, as amended**, was read the third time and passed by the following vote:

AYES: 094

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Guest	Hobbs
Holand	Hoskins	Hunter	Icet	Jackson
Jetton	Johnson 47	Kelly 144	King	Kingery
Kratky	Lager	Lembke	Lipke	Luetkemeyer
Marsh	May	Mayer	Merideth	Moore
Morris	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sander	Schaaf
Schlottach	Schneider	Self	Shoemaker	Shoemyer
Smith 118	Smith 14	St. Onge	Stefanick	Stevenson

1563 *Journal of the House*

Sutherland	Taylor	Thompson	Threlkeld	Townley
Wallace	Walton	Wasson	Wilson 119	Wilson 130
Wood	Wright	Yates	Madam Speaker	

NOES: 051

Abel	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Campbell	Carnahan
Corcoran	Curls	Darrough	Daus	Donnelly
El-Amin	Fraser	Graham	Green	Harris 110
Henke	Hilgemann	Johnson 61	Johnson 90	Jolly
Jones	Kelly 36	Kuessner	LeVota	Liese
Lowe	Meiners	Muckler	Sager	Salva
Schoemehl	Seigfreid	Selby	Skaggs	Villa
Vogt	Walker	Walsh	Ward	Wildberger
Wilson 25	Wilson 42	Witte	Yaeger	Young
Zweifel				

PRESENT: 009

Davis 122	George	Hampton	Harris 23	McKenna
Ransdall	Spreng	Wagner	Whorton	

ABSENT WITH LEAVE: 009

Adams	Dougherty	Goodman	Haywood	Hubbard
Lawson	Miller	Viebrock	Willoughby	

Speaker Hanaway declared the bill passed.

THIRD READING OF HOUSE BILLS

HS HCS HB 455, relating to health insurance, was taken up by Representative Thompson.

On motion of Representative Thompson, **HS HCS HB 455** was read the third time and passed by the following vote:

AYES: 127

Abel	Avery	Baker	Bean	Bearden
Behnen	Bishop	Bivins	Black	Bland
Bough	Boykins	Bringer	Brooks	Brown
Bruns	Byrd	Campbell	Carnahan	Cooper 120
Cooper 155	Corcoran	Crawford	Crowell	Cunningham 86
Curls	Darrough	Daus	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Donnelly	Dusenberg
El-Amin	Engler	Fares	Fraser	George
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hobbs	Holand
Hoskins	Jackson	Jetton	Johnson 47	Johnson 61
Jolly	Jones	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lembke	LeVota
Liese	Lipke	Lowe	Marsh	May
Mayer	McKenna	Meiners	Merideth	Muckler
Munzlinger	Myers	Page	Parker	Pearce

Phillips	Portwood	Quinn	Ransdall	Reinhart
Richard	Roark	Ruestman	Sager	Salva
Sander	Schaaf	Schlottach	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Smith 118
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Thompson	Threlkeld	Villa	Vogt	Wagner
Walker	Wallace	Walsh	Walton	Ward
Wasson	Wildberger	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Young
Zweifel	Madam Speaker			

NOES: 019

Angst	Cunningham 145	Dixon	Emery	Ervin
Icet	Kelly 144	Luetkemeyer	Morris	Nieves
Pratt	Purgason	Rector	Rupp	Smith 14
Taylor	Townley	Wilson 119	Yates	

PRESENT: 004

Burnett	Johnson 90	Skaggs	Whorton
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ABSENT WITH LEAVE: 013

Adams	Barnitz	Dougherty	Goodman	Graham
Hubbard	Hunter	Lawson	Miller	Moore
Schneider	Viebrock	Willoughby		

Speaker Hanaway declared the bill passed.

HCS HB 640, relating to Emancipation Day, was taken up by Representative Walton.

On motion of Representative Walton, **HCS HB 640** was read the third time and passed by the following vote:

AYES: 145

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Deeken	Dempsey
Dixon	Donnelly	Dusenberg	El-Amin	Emery
Engler	Ervin	Fares	Fraser	George
Guest	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hobbs	Holand	Hoskins
Icet	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lembke	LeVota	Liese	Lipke	Lowe
Luetkemeyer	Marsh	May	McKenna	Meiners
Merideth	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector

Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Selby	Self
Shoemaker	Shoemyer	Skaggs	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Townley	Villa	Vogt
Walker	Wallace	Walsh	Walton	Ward
Wasson	Whorton	Wildberger	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 018

Adams	Davis 19	Dethrow	Dougherty	Goodman
Graham	Green	Hubbard	Hunter	Lawson
Mayer	Miller	Moore	Morris	Smith 118
Viebrock	Wagner	Willoughby		

Speaker Hanaway declared the bill passed.

THIRD READING OF SENATE BILLS

HCS SCS SB 84, relating to tax credits, was taken up by Representative Munzlinger.

Representative Munzlinger offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 84, Pages 3-4, Section 348.430, Lines 1-54, by striking all of said section from the bill; and

Further amend said bill, Pages 4-7, Section 348.432, Lines 1-84, by striking all of said section from the bill and inserting in lieu thereof the following:

"348.430. 1. The tax credit created in this section shall be known as the "Agricultural Product Utilization Contributor Tax Credit".

2. As used in this section, the following terms mean:

(1) "Authority", the agriculture and small business development authority as provided in this chapter;

(2) "Contributor", an individual, partnership, corporation, trust, limited liability company, entity or person that contributes cash funds to the authority;

(3) "Development facility", a facility producing either a good derived from an agricultural commodity or using a process to produce a good derived from an agricultural product;

(4) "Eligible new generation cooperative", a nonprofit cooperative association formed pursuant to chapter 274, RSMo, or incorporated pursuant to chapter 357, RSMo, for the purpose of operating a development facility or a renewable fuel production facility;

(5) "Eligible new generation processing entity", a partnership, corporation, cooperative, or limited liability company organized or incorporated pursuant to the laws of this state consisting of not less than twelve members, approved by the authority, for the purpose of owning or operating within this state a development facility or a renewable fuel production facility in which producer members:

- (a) Hold a majority of the governance or voting rights of the entity and any governing committee;
- (b) Control the hiring and firing of management; and

(c) Deliver agricultural commodities or products to the entity for processing, unless processing is required by multiple entities;

(6) "Renewable fuel production facility", a facility producing an energy source which is derived from a renewable, domestically grown, organic compound capable of powering machinery, including an engine or power plant, and any by-product derived from such energy source.

3. For **all tax [year] years beginning on or after January 1, 1999**, a contributor who contributes funds to the authority may receive a credit against the tax **or estimated quarterly tax** otherwise due pursuant to chapter 143, RSMo, other than taxes withheld pursuant to sections 143.191 to 143.265, RSMo, chapter 148, RSMo, chapter 147, RSMo, in an amount of up to one hundred percent of such contribution. **Tax credits claimed in a taxable year may be done so on a quarterly basis and applied to the estimated quarterly tax pursuant to this subsection.** The awarding of such credit shall be at the approval of the authority, based on the least amount of credits necessary to provide incentive for the contributions. A contributor that receives tax credits for a contribution to the authority shall receive no other consideration or compensation for such contribution, other than a federal tax deduction, if applicable, and goodwill. A contributor that receives tax credits for a contribution provided in this section may not be a member, owner, investor or lender of an eligible new generation cooperative or eligible new generation processing entity that receives financial assistance from the authority either at the time the contribution is made or for a period of two years thereafter.

4. A contributor shall submit to the authority an application for the tax credit authorized by this section on a form provided by the authority. If the contributor meets all criteria prescribed by this section and the authority, the authority shall issue a tax credit certificate in the appropriate amount. Tax credits issued pursuant to this section [shall initially] **may** be claimed in the taxable year in which the contributor contributes funds to the authority. [Any amount of credit that exceeds the tax due for a contributor's taxable year] **Tax credits allowed pursuant to this section may immediately be carried back to any of the contributor's three prior tax years and** may be carried forward to any of the contributor's five subsequent taxable years. Tax credits issued pursuant to this section may be assigned, transferred or sold. Whenever a certificate of tax credit is assigned, transferred, sold or otherwise conveyed, a notarized endorsement shall be filed with the authority specifying the name and address of the new owner of the tax credit or the value of the credit.

5. The funds derived from contributions in this section shall be used for financial assistance or technical assistance for the purposes provided in section 348.407, to rural agricultural business concepts as approved by the authority. The authority may provide or facilitate loans, equity investments, or guaranteed loans for rural agricultural business concepts, but limited to two million dollars per project or the net state economic impact, whichever is less. Loans, equity investments or guaranteed loans may only be provided to feasible projects, and for an amount that is the least amount necessary to cause the project to occur, as determined by the authority. The authority may structure the loans, equity investments or guaranteed loans in a way that facilitates the project, but also provides for a compensatory return on investment or loan payment to the authority, based on the risk of the project.

6. In any given year, at least ten percent of the funds granted to rural agricultural business concepts shall be awarded to grant requests of twenty-five thousand dollars or less. No single rural agricultural business concept shall receive more than two hundred thousand dollars in grant awards from the authority. Agricultural businesses owned by minority members or women shall be given consideration in the allocation of funds.

348.432. 1. The tax credit created in this section shall be known as the "New Generation Cooperative Incentive Tax Credit".

2. As used in this section, the following terms mean:

(1) "Authority", the agriculture and small business development authority as provided in this chapter;

(2) "Development facility", a facility producing either a good derived from an agricultural commodity or using a process to produce a good derived from an agricultural product;

(3) "Eligible new generation cooperative", a nonprofit cooperative association formed pursuant to chapter 274, RSMo, or incorporated pursuant to chapter 357, RSMo, for the purpose of operating a development facility or a renewable fuel production facility and approved by the authority;

(4) "Eligible new generation processing entity", a partnership, corporation, cooperative, or limited liability company organized or incorporated pursuant to the laws of this state consisting of not less than twelve members, approved by the authority, for the purpose of owning or operating within this state a development facility or a renewable fuel production facility in which producer members:

(a) Hold a majority of the governance or voting rights of the entity and any governing committee;

(b) Control the hiring and firing of management; and

(c) Deliver agricultural commodities or products to the entity for processing, unless processing is required by multiple entities;

(5) "Employee-qualified capital project", an eligible new generation cooperative with capital costs greater than fifteen million dollars which will employ at least [one hundred] **sixty** employees;

(6) "Large capital project", an eligible new generation cooperative with capital costs greater than one million dollars;

(7) "Producer member", a person, partnership, corporation, trust or limited liability company whose main purpose is agricultural production that invests cash funds to an eligible new generation cooperative or eligible new generation processing entity;

(8) "Renewable fuel production facility", a facility producing an energy source which is derived from a renewable, domestically grown, organic compound capable of powering machinery, including an engine or power plant, and any by-product derived from such energy source;

(9) "Small capital project", an eligible new generation cooperative with capital costs of no more than one million dollars.

3. Beginning tax year 1999, and ending December 31, 2002, any producer member who invests cash funds in an eligible new generation cooperative or eligible new generation processing entity may receive a credit against the tax **or estimated quarterly tax** otherwise due pursuant to chapter 143, RSMo, other than taxes withheld pursuant to sections 143.191 to 143.265, RSMo, or chapter 148, RSMo, chapter 147, RSMo, in an amount equal to the lesser of fifty percent of such producer member's investment or fifteen thousand dollars.

4. For all tax years beginning on or after January 1, 2003, any producer member who invests cash funds in an eligible new generation cooperative **or eligible new generation processing entity** may receive a credit against the tax **or estimated quarterly tax** otherwise due pursuant to chapter 143, RSMo, other than taxes withheld pursuant to sections 143.191 to 143.265, RSMo, chapter 147, RSMo, or chapter 148, RSMo, in an amount equal to the lesser of fifty percent of such producer member's investment or fifteen thousand dollars. **Tax credits claimed in a taxable year may be done so on a quarterly basis and applied to the estimated quarterly tax pursuant to subsection 3 of this section.**

5. A producer member shall submit to the authority an application for the tax credit authorized by this section on a form provided by the authority. If the producer member meets all criteria prescribed by this section and is approved by the authority, the authority shall issue a tax credit certificate in the appropriate amount. Tax credits issued pursuant to this section [shall initially be claimed in the taxable year in which the producer member contributes capital to an eligible new generation cooperative or eligible new generation processing entity. Any amount of credit that exceeds the tax due for a producer member's taxable year] may be carried back to any of the producer member's three prior taxable years and carried forward to any of the producer member's five subsequent taxable years **regardless of the type of tax liability to which such credits are applied as authorized pursuant to subsection 3 of this section.** Tax credits issued pursuant to this section may be assigned, transferred, sold or otherwise conveyed and the new owner of the tax credit shall have the same rights in the credit as the producer member. Whenever a certificate of tax credit is assigned, transferred, sold or otherwise conveyed, a notarized endorsement shall be filed with the authority specifying the name and address of the new owner of the tax credit or the value of the credit.

6. Ten percent of the tax credits authorized pursuant to this section initially shall be offered in any fiscal year to small capital projects. If any portion of the ten percent of tax credits offered to small capital costs projects is unused in any calendar year, then the unused portion of tax credits may be offered to employee-qualified capital projects and large capital projects. If the authority receives more applications for tax credits for small capital projects than tax credits are authorized therefor, then the authority, by rule, shall determine the method of distribution of tax credits authorized for small capital projects.

7. Ninety percent of the tax credits authorized pursuant to this section initially shall be offered in any fiscal year to employee-qualified capital projects and large capital projects. If any portion of the ninety percent of tax credits offered to employee-qualified capital projects and large capital costs projects is unused in any fiscal year, then the unused portion of tax credits may be offered to small capital projects. The maximum tax credit allowed per employee-qualified capital project is three million dollars and the maximum tax credit allowed per large capital project is one million five hundred thousand dollars. If the authority approves the maximum tax credit allowed for any employee-qualified capital project or any large capital project, then the authority, by rule, shall determine the method of distribution of such maximum tax credit. In addition, if the authority receives more tax credit applications for employee-qualified capital projects and large capital projects than the amount of tax credits authorized therefor, then the authority, by rule, shall determine the method of distribution of tax credits authorized for employee-qualified capital projects and large capital projects."; and

Further amend the title and enacting clause accordingly.

On motion of Representative Munzlinger, **House Amendment No. 1** was adopted.

Representative Johnson (47) offered **House Amendment No. 2**.

Representative Stevenson raised a point of order that **House Amendment No. 2** is not germane and goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

Representative LeVota offered **House Amendment No. 3**.

Representative Stevenson raised a point of order that **House Amendment No. 3** is not germane and goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

Representative Riback Wilson (25) offered **House Amendment No. 4**.

Representative Stevenson raised a point of order that **House Amendment No. 4** is not germane and goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

Representative Bringer offered **House Amendment No. 5**.

Representative Stevenson raised a point of order that **House Amendment No. 5** amends previously amended material.

The Chair ruled the point of order well taken.

On motion of Representative Munzlinger, **HCS SCS SB 84, as amended**, was adopted.

On motion of Representative Munzlinger, **HCS SCS SB 84, as amended**, was read the third time and passed by the following vote:

AYES: 138

Abel	Angst	Avery	Baker	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Bringer	Brown	Bruns
Burnett	Byrd	Campbell	Carnahan	Cooper 155
Corcoran	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Darrough	Daus	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Graham	Guest
Harris 110	Harris 23	Henke	Hilgemann	Hobbs

1569 *Journal of the House*

Holand	Hoskins	Icet	Jackson	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lembke	LeVota	Liese	Lipke
Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Merideth	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sager	Salva
Sander	Schlottach	Schneider	Schoemehl	Seigfreid
Self	Shoemaker	Skaggs	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Townley	Villa	Wagner
Walker	Wallace	Walsh	Walton	Ward
Wasson	Whorton	Wildberger	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Wood	Wright	Yaeger
Yates	Zweifel	Madam Speaker		

NOES: 003

Selby	Vogt	Young
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PRESENT: 003

Brooks	Shoemyer	Witte
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ABSENT WITH LEAVE: 019

Adams	Barnitz	Boykins	Cooper 120	Dougherty
Goodman	Green	Hampton	Haywood	Hubbard
Hunter	Jetton	Lawson	Miller	Moore
Schaaf	Smith 118	Viebrock	Willoughby	

Speaker Hanaway declared the bill passed.

Representative Nieves assumed the Chair.

Speaker Pro Tem Jetton resumed the Chair.

HCS SCS SB 69, relating to small business, was taken up by Representative Baker.

On motion of Representative Baker, **HCS SCS SB 69** was adopted.

On motion of Representative Baker, **HCS SCS SB 69** was read the third time and passed by the following vote:

AYES: 137

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Bringer	Brown
Bruns	Burnett	Byrd	Campbell	Carnahan
Cooper 155	Corcoran	Crawford	Crowell	Cunningham 145

Cunningham 86	Curls	Darrough	Daus	Davis 122
Davis 19	Deeken	Dempsey	Dethrow	Dixon
Donnelly	Dusenberg	El-Amin	Emery	Engler
Ervin	Fares	Fraser	Graham	Guest
Harris 110	Harris 23	Henke	Hilgemann	Hobbs
Hoskins	Ice	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lipke	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Merideth	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Skaggs	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Taylor	Thompson
Threlkeld	Townley	Villa	Vogt	Wallace
Walsh	Walton	Wasson	Whorton	Wildberger
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 000

PRESENT: 001

Brooks

ABSENT WITH LEAVE: 025

Adams	Boykins	Cooper 120	Dougherty	George
Goodman	Green	Hampton	Haywood	Holand
Hubbard	Hunter	Jetton	Kratky	Miller
Moore	Rector	Shoemyer	Smith 118	Sutherland
Viebrock	Wagner	Walker	Ward	Willoughby

Speaker Pro Tem Jetton declared the bill passed.

HCS SCS SB 246, relating to the regulation of utilities, was taken up by Representative Rector.

Representative Rector offered **HS HCS SCS SB 246**.

Representative Threlkeld offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 246, Page 9, Section 386.374, Line 22, by inserting after all of said line the following:

"386.756. 1. Except by an affiliate, a utility may not engage in HVAC services, unless otherwise provided in subsection 7 or subsection 8 of this section.

2. No affiliate or utility contractor may use any vehicles, service tools, instruments, employees, or any other utility assets, the cost of which are recoverable in the regulated rates for utility service, to engage in HVAC services

unless the utility is compensated for the use of such assets at cost to the utility.

3. A utility may not use or allow any affiliate or utility contractor to use the name of such utility to engage in HVAC services unless the utility, affiliate or utility contractor discloses, in plain view and in bold type on the same page as the name is used on all advertisements or in plain audible language during all solicitations of such services, a disclaimer that states the services provided are not regulated by the public service commission.

4. A utility may not engage in or assist any affiliate or utility contractor in engaging in HVAC services in a manner which subsidizes the activities of such utility, affiliate or utility contractor to the extent of changing the rates or charges for the utility's regulated services above or below the rates or charges that would be in effect if the utility were not engaged in or assisting any affiliate or utility contractor in engaging in such activities.

5. Any affiliates or utility contractors engaged in HVAC services shall maintain accounts, books and records separate and distinct from the utility.

6. The provisions of this section shall apply to any affiliate or utility contractor engaged in HVAC services that is owned, controlled or under common control with a utility providing regulated utility service in this state or any other state.

7. A utility engaging in HVAC services in this state five years prior to August 28, 1998, may continue providing, to existing as well as new customers, the same type of services as those provided by the utility five years prior to August 28, 1998. **The provisions of this section only apply to the area of service which the utility was actually supplying service to on a regular basis prior to August 28, 1993. The provisions of this section shall not apply to any subsequently expanded areas of service made by a utility through either existing affiliates or subsidiaries or through affiliates or subsidiaries purchased after August 28, 1993, unless such services were being provided in the expanded area prior to August 28, 1993.**

8. The provisions of this section shall not be construed to prohibit a utility from providing emergency service, providing any service required by law or providing a program pursuant to an existing tariff, rule or order of the public service commission.

9. A utility that violates any provision of this section is guilty of a civil offense and may be subject to a civil penalty of up to twelve thousand five hundred dollars for each violation. **The attorney general may enforce the provisions of this section pursuant to any powers granted to him or her pursuant to any relevant provisions provided by Missouri statutes or the Missouri Constitution.**

10. Any utility claiming an exemption as provided in subsection 7 of this section shall comply with all applicable state and local laws, ordinances or regulations relating to the installation or maintenance of HVAC systems including all permit requirements. A continuing pattern of failure to comply with said requirements shall provide the basis for a finding by any court of competent jurisdiction or the public service commission that the utility has waived its claim of exemption pursuant to subsection 7 of this section.

11. A utility which sells gas fired appliances shall perform all installation, maintenance and service of said appliances with its own employees."; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Threlkeld, **House Amendment No. 1** was adopted.

Representative Selby offered **House Amendment No. 2**.

Representative Yates raised a point of order that **House Amendment No. 2** is not germane to the bill.

The Chair ruled the point of order well taken.

HCS SCS SB 246, with HS, as amended, pending, was laid over.

Speaker Hanaway resumed the Chair.

HCS SCS SB 246, with HS, as amended, pending, was again taken up by Representative Rector.

HCS SCS SB 246, with HS, as amended, pending, was laid over.

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were referred to the Committee indicated:

- HCR 33** - Tourism and Cultural Affairs
- HCR 34** - Homeland Security and Veterans Affairs
- HCR 35** - Homeland Security and Veterans Affairs
- HCR 36** - Conservation and Natural Resources

REFERRAL OF SENATE CONCURRENT RESOLUTIONS

The following Senate Concurrent Resolutions were referred to the Committee indicated:

- SCR 5** - Children and Families
- SCR 6** - Senior Security
- SCR 9** - Senior Security

REFERRAL OF SENATE BILL

The following Senate Bill was referred to the Committee indicated:

- SS#2 SB 695** - Budget

COMMITTEE REPORT

Committee on Crime Prevention and Public Safety, Chairman Mayer reporting:

Madam Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 697**, begs leave to report it has examined the same and recommends that it **Do Pass**.

MESSAGE FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SCS#2 SB 52**, and has taken up and passed **CCS HCS SCS#2 SB 52**.

**CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 407**

The Conference Committee appointed on House Committee Substitute for Senate Bill No. 407 begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Bill No. 407;
2. That the Senate recede from its position on Senate Bill No. 407;
3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Bill No. 407, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ David Klindt
/s/ John Loudon
/s/ Delbert Scott
/s/ Harry Kennedy
/s/ Stephen Stoll

FOR THE HOUSE:

/s/ Blaine Luetkemeyer
/s/ Sherman Parker
/s/ Ronald Richard
/s/ Dan Ward
/s/ Albert Liese

The following member's presence was noted: Willoughby.

ADJOURNMENT

On motion of Representative Crowell, the House adjourned until 10:00 a.m., Wednesday, May 7, 2003.

CORRECTIONS TO THE HOUSE JOURNAL

AFFIDAVITS

I, State Representative Vicki Schneider, District 17, hereby state and affirm that my vote as recorded on Page 1474 of the House Journal for Thursday, May 1, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 6th day of May 2003.

/s/ Vicki Schneider
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 6th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Annie Reinhart, District 34, hereby state and affirm that my vote as recorded on Pages 1502 and 1503 of the House Journal for Monday, May 5, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 6th day of May 2003.

/s/ Annie Reinhart
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 6th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Chris Shoemaker, District 8, hereby state and affirm that my vote as recorded on Pages 1502 and 1503 of the House Journal for Monday, May 5, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 6th day of May 2003.

/s/ Chris Shoemaker
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 6th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Mark Wright, District 137, hereby state and affirm that my vote as recorded on Pages 1510, 1511, 1512 and 1517 of the House Journal for Monday, May 5, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and

1575 *Journal of the House*

affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 6th day of May 2003.

/s/ Mark Wright
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 6th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Clint Zweifel, District 78, hereby state and affirm that my vote as recorded on Pages 1510 and 1516 of the House Journal for Monday, May 5, 2003 showing that I voted no was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 6th day of May 2003.

/s/ Clint Zweifel
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 6th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

BUDGET

Wednesday, May 7, 2003, 8:30 a.m. Hearing Room 3.

Public hearing, fiscal review and possible Executive Session.

Public Hearing to be held on: HB 698, HB 741, HB 745, HJR 26

BUDGET

Thursday, May 8, 2003, 8:30 a.m. Hearing Room 3.

Public hearing, fiscal review, possible Executive Session.

Public Hearing to be held on: HB 698, HB 741, HB 745, HJR 26

BUDGET

Friday, May 9, 2003, 8:30 a.m. Hearing Room 3.

Public hearing, fiscal review, possible Executive Session.

Public Hearing to be held on: HB 698, HB 741, HB 745, HJR 26

CHILDREN AND FAMILIES

Wednesday, May 7, 2003. Hearing Room 5 upon morning recess.

Executive Session may follow.

Public Hearing to be held on: SCR 3

EDUCATION

Wednesday, May 7, 2003, 9:30 a.m. Side gallery.

Executive Session may follow.

Public Hearing to be held on: SCR 16

JOINT COMMITTEE ON LEGISLATIVE RESEARCH

Wednesday, May 7, 2003. Hearing Room 3 upon noon adjournment.

JUDICIARY

Wednesday, May 7, 2003, 12:00 p.m. Hearing Room 1.

Executive Session will follow on HB 573, HB 619, SB 12, SS SB 242, SS SCR 7.

Public Hearing to be held on: SB 12, SB 242, SCR 7

HOUSE CALENDAR

SIXTY-SIXTH DAY, WEDNESDAY, MAY 7, 2003

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 132, 173, 117 & 48 - Wright
- 2 HCS HB 215, 218, 115 & 83 - Myers
- 3 HCS HB 190 & 214 - Fares
- 4 HCS HB 51 - Mayer
- 5 HCS HB 387 - Pearce
- 6 HCS HB 109 & 34 - Fares
- 7 HB 263 - Cooper (120)
- 8 HCS HB 468 - Byrd
- 9 HCS HB 233 - Holand
- 10 HB 471 - Jackson
- 11 HCS HB 47 - Portwood
- 12 HCS HB 507 - Hubbard
- 13 HB 293, HCA 1 - Johnson (47)
- 14 HCS HB 345 - Cunningham (86)

1577 *Journal of the House*

- 15 HCS HB 385 - Cunningham (86)
- 16 HCS HB 447 - Townley
- 17 HB 618 - Yates

HOUSE BILL FOR PERFECTION - FEDERAL MANDATE

HB 697 - Mayer

HOUSE BILL FOR THIRD READING

HS HCS HB 404, 324, 403, 344, 426 & 541 - Rector

SENATE CONCURRENT RESOLUTION

SCR 10, (2-26-03, Page 473) - Yates

SENATE BILL FOR THIRD READING - CONSENT

SB 214, HCA 1 - Byrd

SENATE BILLS FOR THIRD READING

- 1 SB 496 - Luetkemeyer
- 2 HCS SB 173 - Walton
- 3 SS#2 SCS SB 55 - Stevenson
- 4 SS SB 34 - Pratt
- 5 HCS SS SCS SB 30 - Schneider
- 6 HCS SCS SB 686, E.C. - Cunningham (86)
- 7 SCS#2 SB 1 - Luetkemeyer
- 8 SB 540 - Parker
- 9 SS SB 13 - Byrd
- 10 HCS SCS SB 246, HS, as amended, pending - Rector
- 11 HCS SB 469 - Byrd
- 12 HCS SS SCS SB 555, E.C. - Black
- 13 SS#2 SS SCS SB 2, E.C. - Smith (118)
- 14 HCS SB 39, (Budget 5-05-03) - Mayer
- 15 SCS SB 620, E.C. - Dempsey
- 16 SS SB 219, E.C. (Budget 5-05-03) - Smith (14)
- 17 HCS SCS SB 11, E.C. - Cooper (120)
- 18 HCS SS#2 SCS SB 481 - Crawford
- 19 HCS SB 668 - Myers

SENATE BILL FOR THIRD READING - CONSENT - INFORMAL

SCS SB 237 - Luetkemeyer

HOUSE BILLS WITH SENATE AMENDMENTS

- 1 SCS HCS HB 13 - Bearden
- 2 HB 261, SA 1 - Whorton
- 3 SCS HCS HB 371 - Dusenberg
- 4 SCS HCS HB 392, as amended - Avery
- 5 HCS HB 394, SCA 1 - Byrd
- 6 SCS HB 491 - Rupp
- 7 SCS HB 512 - Cooper (120)
- 8 SCS HB 521 - Dethrow
- 9 SCS HB 552 - Kingery
- 10 SCS HCS HB 575 - Dethrow

BILLS CARRYING REQUEST MESSAGES

- 1 SCS HCS HB 427, (request Senate recede/grant conference) - Byrd
- 2 HCS SB 186, (request Senate adopt HCS and pass bill) - Munzlinger
- 3 SS SCS HCS HB 289, as amended, E.C.(request Senate recede/ grant conference/conferees
be allowed to exceed the differences) - Dempsey
- 4 SS SCS HS HB 511, as amended, E.C.(request Senate recede/ grant conference) - Deeken

BILLS IN CONFERENCE

- 1 HS SCS SB 299 & 40, as amended - Bearden
- 2 HCS SB 401 - Pratt
- 3 CCR HCS SB 407 - Luetkemeyer
- 4 HCS SB 552 - Byrd
- 5 HCS SB 448 - Goodman
- 6 HCS SB 394, as amended - Byrd
- 7 CCR HCS SCS#2 SB 52 - Fares
- 8 SS SS SCS HCS HB 600, as amended, E.C. - Cooper (120)
- 9 SCS HS HB 2, as amended - Bearden
- 10 SCS HS HB 3, as amended - Bearden
- 11 SCS HS HB 4, as amended - Bearden
- 12 SCS HS HB 5, as amended - Bearden
- 13 SCS HS HB 6, as amended - Bearden
- 14 SCS HS HB 7 - Bearden
- 15 SCS HS HB 8, as amended - Bearden
- 16 SCS HS HB 9, as amended - Bearden
- 17 SCS HS HB 10, as amended - Bearden
- 18 SCS HS HB 11, as amended - Bearden
- 19 SCS HS HB 12, as amended - Bearden
- 20 HCS SCS SB 379 - Wright
- 21 HCS SS SCS SB 36, as amended - Myers

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

SIXTY-SIXTH DAY, WEDNESDAY, MAY 7, 2003

Speaker Hanaway in the Chair.

Prayer by Reverend James Earl Jackson.

Heavenly Father, we declare this truth from Your Word, "But only with God are perfect wisdom and might; You alone have true counsel and understanding." Release the wisdom reserved for this hour for all those in authority; civil, spiritual and at every level of government.

Father, we acknowledge that You hold the master plan for this year's session, so we ask You to reveal it to us. Help us to see as You see that we might work together for the betterment of this state. May there be a joint effort towards this end.

You've prepared and equipped us for such a time as this. Guide us through these remaining hours with Your wisdom and keen foresight. Help us to overcome any area of personal confusion, pride, or weariness with clarity of purpose and thought.

Now may the words of our mouths and the meditations of our hearts be acceptable in Your sight this day and forever.

To You be the glory, both now and forever, in the name of Your Son we pray. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Madeline Awtrey, Patrick Smith, Elliott Daly, Alexander Greene, Hattie Smith, Mary Schloemann, Aaron Bulejski, Karlie Kloss, Brittney Selzer, Tim Jackson, Austin Crose, Gabe Warren, Shawn Allen, Payten Long, Kaley Moenck, Billy Hackett, Marie McSparen, Antonio Booker, Kristen Knepp, Cody Smith, Sierra Irwin and Paul Nauert.

The Journal of the sixty-fifth day was approved as corrected by the following vote:

AYES: 084

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Cooper 120	Cooper 155	Crawford	Crowell	Cunningham 145
Cunningham 86	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Dougherty	Dusenberg	Emery	Engler
Ervin	Fares	Guest	Hobbs	Hunter
Iceet	Jackson	Jetton	Johnson 47	Kelly 144
Kingery	Lager	Lembke	Lipke	Luetkemeyer
Marsh	May	Mayer	Moore	Morris

1580 *Journal of the House*

Munzlinger	Myers	Nieves	Parker	Pearce
Phillips	Portwood	Pratt	Quinn	Rector
Richard	Roark	Ruestman	Rupp	Sander
Schaaf	Schlottach	Schneider	Self	Skaggs
Smith 14	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Threlkeld	Townley	Viebrock	Wallace
Walton	Ward	Wasson	Wilson 119	Wilson 130
Wood	Wright	Yates	Madam Speaker	

NOES: 049

Abel	Bishop	Bland	Bringer	Burnett
Campbell	Corcoran	Curls	Darrough	Daus
Davis 122	Donnelly	George	Graham	Green
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Hoskins	Johnson 90	Jones	Kuessner	LeVota
Liese	Lowe	Meiners	Merideth	Muckler
Page	Ransdall	Sager	Salva	Schoemehl
Seigfreid	Selby	Shoemyer	Villa	Vogt
Walker	Whorton	Wildberger	Willoughby	Wilson 25
Witte	Yaeger	Young	Zweifel	

PRESENT: 017

Barnitz	Boykins	Brooks	Carnahan	El-Amin
Fraser	Hampton	Johnson 61	Jolly	Kelly 36
Kratky	McKenna	Spreng	Thompson	Wagner
Walsh	Wilson 42			

ABSENT WITH LEAVE: 013

Adams	Bruns	Byrd	Goodman	Holand
Hubbard	King	Lawson	Miller	Purgason
Reinhart	Shoemaker	Smith 118		

MOTION

Representative Crowell moved that Rule 113 be suspended in order to receive House employees for Employee Appreciation Day and special guests.

Which motion was adopted by the following vote:

AYES: 139

Abel	Angst	Baker	Barnitz	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Boykins	Bringer	Brooks
Brown	Burnett	Campbell	Carnahan	Cooper 120
Cooper 155	Corcoran	Crawford	Crowell	Cunningham 86
Curls	Darrough	Daus	Davis 122	Davis 19
Deeken	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Guest	Hampton	Harris 110	Harris 23	Henke
Hoskins	Hunter	Icet	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones

Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Merideth	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Pratt
Quinn	Ransdall	Rector	Richard	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schoemehl	Seigfreid	Selby
Self	Shoemyer	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Wagner	Walker	Walsh	Walton	Ward
Wasson	Whorton	Wildberger	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Young	Zweifel	Madam Speaker	

NOES: 002

Green Skaggs

PRESENT: 001

Willoughby

ABSENT WITH LEAVE: 021

Adams	Avery	Bruns	Byrd	Cunningham 145
Dempsey	Haywood	Hilgemann	Hobbs	Holand
Hubbard	Lowe	Miller	Portwood	Purgason
Reinhart	Schneider	Shoemaker	Smith 118	Wallace
Yates				

SPECIAL RECOGNITION

Audrey Ferguson, Teacher of the Year, was introduced by Representative George and recognized as an Outstanding Missourian.

Ms. Ferguson addressed the House.

Alveda King, niece of Dr. Martin Luther King, Jr., was introduced by Representative Thompson.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 2565 - Representative Bishop
 House Resolution No. 2566
 through
 House Resolution No. 2569 - Representative Lager
 House Resolution No. 2570
 through
 House Resolution No. 2572 - Representative Guest

House Resolution No. 2573 - Representatives Skaggs and Taylor
House Resolution No. 2574
and
House Resolution No. 2575 - Representative Hanaway
House Resolution No. 2576
and
House Resolution No. 2577 - Representative Phillips
House Resolution No. 2578 - Representatives Salva and Carnahan
House Resolution No. 2579
and
House Resolution No. 2580 - Representative Willoughby
House Resolution No. 2581 - Representative Fares
House Resolution No. 2582 - Representative Kelly (36)
House Resolution No. 2583 - Representatives Riback Wilson (25) and Harris (23)
House Resolution No. 2584 - Representative Self

COMMITTEE REPORT

Committee on Budget, Chairman Bearden reporting:

Madam Speaker: Your Committee on Budget, to which was referred **SB 39** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

THIRD READING OF SENATE BILL

HCS SCS SB 246, with HS, as amended, pending, relating to the regulation of utilities, was taken up by Representative Rector.

Representative Bringer offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 246, Page 34, Section 393.1006, Line 5, by inserting after the word and period "ISRS." the following:

"In the event of a refund, the water corporation shall pay interest on the overcollected revenues pursuant to the ISRS."

On motion of Representative Bringer, **House Amendment No. 3** was adopted.

Representative Merideth offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 246, Page 16, Section 392.200, Lines 10 through 17, by deleting all of said lines.

Speaker Pro Tem Jetton assumed the Chair.

Representative Donnelly offered **House Substitute Amendment No. 1 for House Amendment No. 4.**

*House Substitute Amendment No. 1
for
House Amendment No. 4*

AMEND House Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 246, Page 16, Section 392.200.11, Line 14, by deleting Subsection 11 and adding in lieu thereof a new Subsection 11 as follows:

“11. Consistent with and subject to the terms of section 392.200.2, every telecommunications company is authorized to offer discounted rates or other special promotions on any of its telecommunications services to any new or former customers.”.

On motion of Representative Donnelly, **House Substitute Amendment No. 1 for House Amendment No. 4** was adopted.

Representative Selby offered **House Amendment No. 5.**

Representative Yates raised a point of order that **House Amendment No. 5** goes beyond the scope of the underlying bill.

The Chair ruled the point of order well taken.

Representative Bringer offered **House Amendment No. 6.**

House Amendment No. 6

AMEND House Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 246, Page 42, Section 393.1015, Line 11, by inserting after the word and period “charge” the following:

“In the event of a refund, the gas corporation shall pay interest on the overcollected revenues pursuant to the ISRS.”.

HCS SCS SB 246, with House Amendment No. 6 and HS, as amended, pending, was laid over.

Speaker Hanaway resumed the Chair.

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SS SCS SB 36, as amended**: Senators Klindt, Steelman, Clemens, Caskey and Kennedy.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SS SCS HCS HB 289, as amended**, and grants the House a conference thereon.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SCS SB 379**: Senators Champion, Nodler, Childers, Mathewson and Wheeler.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 305**, entitled:

An act to repeal section 144.020, RSMo, and to enact in lieu thereof one new section relating to sales taxes on health and fitness centers.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 307**, entitled:

An act to repeal section 208.565, RSMo, and to enact in lieu thereof one new section relating to the senior Rx program, with an emergency clause.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 427** and grants the House a conference thereon.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SS SCS HS HB 511, as amended**, and grants the House a conference thereon.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 675**, entitled:

An act to repeal sections 33.080, 166.300, 339.105, and 374.150, RSMo, and to enact in lieu thereof four new sections relating to certain special funds, with penalty provisions and an emergency clause.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committees to act with like committees from the Senate on the following bills:

SS SCS HCS HB 289: Representatives Dempsey, Pearce, Yates, Curls and Merideth

SS SCS HS HB 511: Representatives May, Deeken, Yates, Seigfreid and Dougherty

SCS HCS HB 427: Representatives Byrd, Stevenson, Mayer, Willoughby and Bishop

Speaker Pro Tem Jetton resumed the Chair.

THIRD READING OF SENATE BILL

HCS SCS SB 246, with House Amendment No. 6 and HS, as amended, pending, was again taken up by Representative Rector.

On motion of Representative Bringer, **House Amendment No. 6** was adopted by the following vote:

AYES: 148

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Burnett	Campbell	Carnahan
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Henke	Hilgemann
Hobbs	Hoskins	Icet	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lembke	LeVota	Liese
Lipke	Lowe	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Merideth	Moore
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Quinn	Ransdall	Rector	Reinhart	Richard
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Walker
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Young	Zweifel	Madam Speaker		

1586 *Journal of the House*

NOES: 006

Holand	Hunter	Roark	Taylor	Wallace
Yates				

PRESENT: 000

ABSENT WITH LEAVE: 009

Adams	Bruns	Byrd	Haywood	Hubbard
Lawson	Miller	Morris	Purgason	

Representative Crowell moved the previous question.

Which motion was adopted by the following vote:

AYES: 084

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Byrd	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Davis 19	Deeken	Dethrow
Dixon	Dusenberg	Emery	Engler	Ervin
Fares	Guest	Hobbs	Holand	Hunter
Iceet	Jackson	Jetton	Johnson 47	Kelly 144
King	Kingery	Lager	Lembke	Lipke
Luetkemeyer	Marsh	May	Mayer	Moore
Munzlinger	Myers	Nieves	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Schaaf	Schlottach	Schneider	Self
Shoemaker	Smith 118	Smith 14	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Threlkeld	Townley
Viebrock	Wallace	Wasson	Wilson 119	Wilson 130
Wood	Wright	Yates	Madam Speaker	

NOES: 062

Abel	Barnitz	Bishop	Bland	Bringer
Burnett	Campbell	Carnahan	Corcoran	Curls
Darrough	Daus	Davis 122	Donnelly	Dougherty
El-Amin	Fraser	George	Graham	Green
Hampton	Harris 23	Henke	Hilgemann	Hoskins
Johnson 61	Johnson 90	Jolly	Jones	Kratky
Kuessner	LeVota	Liese	Lowe	McKenna
Meiners	Merideth	Muckler	Page	Ransdall
Sager	Schoemehl	Seigfreid	Selby	Shoemyer
Skaggs	Spreng	Thompson	Villa	Vogt
Walker	Walsh	Walton	Ward	Whorton
Wildberger	Wilson 25	Wilson 42	Witte	Yaeger
Young	Zweifel			

PRESENT: 000

ABSENT WITH LEAVE: 017

Adams	Boykins	Brooks	Bruns	Dempsey
Goodman	Harris 110	Haywood	Hubbard	Kelly 36

Lawson	Miller	Morris	Salva	Sander
Wagner	Willoughby			

Representative Johnson (90) requested a verification of the roll call on the motion to move the previous question.

On motion of Representative Rector, **HS HCS SCS SB 246, as amended**, was adopted.

On motion of Representative Rector, **HS HCS SCS SB 246, as amended**, was read the third time and passed by the following vote:

AYES: 108

Abel	Angst	Avery	Baker	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bough	Brown	Byrd	Carnahan	Cooper 120
Cooper 155	Corcoran	Crawford	Crowell	Cunningham 145
Cunningham 86	Curls	Darrough	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dougherty	Dusenberg
Emery	Engler	Ervin	Fares	George
Goodman	Green	Guest	Harris 23	Hobbs
Holand	Hoskins	Hunter	Jetton	Jolly
Jones	Kelly 144	Kingery	Kratky	Kuessner
Lager	Lembke	LeVota	Liese	Lipke
Luetkemeyer	Marsh	May	Mayer	Meiners
Merideth	Moore	Muckler	Munzlinger	Myers
Nieves	Phillips	Portwood	Pratt	Purgason
Quinn	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Self	Shoemaker
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Threlkeld
Viebrock	Vogt	Wallace	Walsh	Wasson
Willoughby	Wilson 119	Wilson 130	Wood	Wright
Yates	Young	Madam Speaker		

NOES: 045

Barnitz	Bland	Boykins	Bringer	Brooks
Burnett	Daus	Davis 122	Donnelly	El-Amin
Fraser	Graham	Hampton	Harris 110	Henke
Hilgemann	Ice	Jackson	Johnson 47	Johnson 61
Johnson 90	King	McKenna	Page	Parker
Pearce	Ransdall	Salva	Seigfreid	Selby
Shoemyer	Thompson	Townley	Villa	Wagner
Walker	Walton	Ward	Whorton	Wildberger
Wilson 25	Wilson 42	Witte	Yaeger	Zweifel

PRESENT: 002

Kelly 36	Lowe
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ABSENT WITH LEAVE: 008

Adams
Lawson

Bruns
Miller

Campbell
Morris

Haywood

Hubbard

Speaker Pro Tem Jetton declared the bill passed.

MESSAGE FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House on **SS SCS HCS HB 289, as amended**: Senators Steelman, Klindt, Gross, Mathewson and Goode.

On motion of Representative Crowell, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Pro Tem Jetton.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 2585

through

House Resolution No. 2587 - Representative Whorton
House Resolution No. 2588 - Representative Behnen
House Resolution No. 2589 - Representative Self
House Resolution No. 2590 - Representative Selby
House Resolution No. 2591 - Representative Wilson (42)
House Resolution No. 2592 - Representative Quinn
House Resolution No. 2593

through

House Resolution No. 2601 - Representative Nieves
House Resolution No. 2602

and

House Resolution No. 2603 - Representative Kingery
House Resolution No. 2604 - Representative Ervin
House Resolution No. 2605 - Representative Shoemyer (9)
House Resolution No. 2606 - Representative Viebrock
House Resolution No. 2607 - Representative McKenna
House Resolution No. 2608 - Representative Bruns
House Resolution No. 2609 - Representative Walton

THIRD READING OF SENATE BILLS

SB 540, relating to microbreweries, was taken up by Representative Parker.

Representative Parker offered **House Amendment No. 1.**

House Amendment No. 1

AMEND Senate Bill No. 540, Page 2, Section 311.195, Lines 15-17, by striking the following:

“, nor have a direct or indirect financial interest in any business of any other person or corporation, or of any employee, officer, agent, subsidiary, or affiliate thereof.”.

On motion of Representative Parker, **House Amendment No. 1** was adopted.

Representative Yates offered **House Amendment No. 2.**

House Amendment No. 2

AMEND Senate Bill No. 540, Page 1, Section A, Line 2, by inserting after all of said line the following:

"311.097. 1. Notwithstanding any other provisions of this chapter to the contrary, any person who possesses the qualifications required by this chapter, and who now or hereafter meets the requirements of and complies with the provisions of this chapter, may apply for, and the supervisor of liquor control may issue, a license to sell intoxicating liquor, as in this chapter defined, between the hours of 11:00 a.m. on Sunday and midnight on Sunday by the drink at retail for consumption on the premises of any restaurant bar as described in the application. As used in this section, the term "restaurant bar" means any establishment having a restaurant or similar facility on the premises at least fifty percent of the gross income of which is derived from the sale of prepared meals or food consumed on such premises or which has an annual gross income of at least two hundred thousand dollars from the sale of prepared meals or food consumed on such premises.

2. The authority for the collection of fees by cities and counties as provided in section 311.220, and all other laws and regulations of the state relating to the sale of liquor by the drink for consumption on the premises where sold, shall apply to a restaurant bar in the same manner as they apply to establishments licensed under sections 311.085, 311.090 and 311.095, and in addition to all other fees required by law, a restaurant bar shall pay an additional fee of two hundred dollars a year payable at the same time and in the same manner as its other license fees.

3. Any new restaurant bar having been in operation for less than ninety days may be issued a temporary license to sell intoxicating liquor by the drink at retail for consumption on the premises between the hours of 11:00 a.m. and midnight on Sunday for a period not to exceed ninety days if the restaurant bar can show a projection of annual business from prepared meals or food consumed on the premises of at least fifty percent of the total gross income of the restaurant bar for the year or can show a projection of annual business from prepared meals or food consumed on the premises which would exceed not less than two hundred thousand dollars. The license fee shall be prorated for the period of the temporary license based on the cost of the annual license for the establishment.

4. In counties of the first class having a charter form of government and which contain all or a part of a city having a population of at least three hundred fifty thousand, any restaurant bar licensed under the provisions of this section which is located on the grounds of a sports stadium primarily used for professional sporting events may sell intoxicating liquor by the drink at retail for consumption within the premises of the restaurant bar on Sunday between the hours of [11:00] **8:00** a.m. and 12:00 midnight notwithstanding the hours of limitation set forth in subsection 1 of this section.

5. The provisions of this section regarding the time of closing shall not apply to any person who possesses a special permit issued under section 311.174, 311.176, or 311.178."; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Purgason offered **House Amendment No. 1 to House Amendment No. 2.**

Representative Dempsey raised a point of order that **House Amendment No. 1 to House Amendment No. 2** goes beyond the scope of the amendment.

The Chair ruled the point of order well taken.

House Amendment No. 2 was withdrawn.

On motion of Representative Parker, **SB 540, as amended**, was read the third time and passed by the following vote:

AYES: 117

Abel	Angst	Avery	Bean	Bearden
Behnen	Bivins	Bland	Boykins	Brown
Burnett	Campbell	Carnahan	Corcoran	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis 19	Deeken	Dempsey	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Engler	Fares
Fraser	George	Goodman	Graham	Green
Guest	Harris 23	Henke	Hilgemann	Hobbs
Holand	Hoskins	Hunter	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	King
Kingery	Kratky	Lager	Lawson	Lembke
LeVota	Liese	Lipke	Lowe	Luetkemeyer
May	McKenna	Meiners	Moore	Muckler
Munzlinger	Nieves	Page	Parker	Pearce
Portwood	Pratt	Quinn	Ransdall	Richard
Roark	Ruestman	Rupp	Sager	Salva
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Self	Smith 14	Spreng	St. Onge	Stefanick
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Wagner	Wallace	Walsh
Walton	Ward	Wasson	Whorton	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wright	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 035

Baker	Barnitz	Bishop	Black	Bough
Bringer	Cooper 120	Cooper 155	Crawford	Davis 122
Dethrow	Emery	Ervin	Hampton	Harris 110
Icet	Jackson	Kelly 144	Kelly 36	Kuessner
Mayer	Merideth	Myers	Phillips	Purgason
Rector	Reinhart	Selby	Shoemaker	Shoemyer
Skaggs	Stevenson	Sutherland	Walker	Wood

PRESENT: 004

Brooks	Bruns	Morris	Sander
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ABSENT WITH LEAVE: 007

Adams	Byrd	Haywood	Hubbard	Marsh
Miller	Smith 118			

Speaker Pro Tem Jetton declared the bill passed.

SCS#2 SB 1, relating to boating safety, was taken up by Representative Luetkemeyer.

Representative Merideth offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Committee Substitute No. 2 for Senate Bill No. 1, Section 306.127, Page 1, Line 3, by deleting all of said line and inserting in lieu thereof the following:

“operates a vessel on the lakes”; and

Further amend said bill, Section 306.127, Page 2, Lines 39 and 40, by deleting all of said lines; and

Further amend said bill in the title, enacting clause, and intersectional references accordingly.

On motion of Representative Merideth, **House Amendment No. 1** was adopted.

Representative Shoemyer (9) offered **House Amendment No. 2**.

Representative Byrd raised a point of order that **House Amendment No. 2** is not germane and goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

Representative Holand offered **House Amendment No. 3**.

House Amendment No. 3 was withdrawn.

Representative Riback Wilson (25) offered **House Amendment No. 4**.

Representative Luetkemeyer raised a point of order that **House Amendment No. 4** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

On motion of Representative Luetkemeyer, **SCS#2 SB 1, as amended**, was read the third time and passed by the following vote:

AYES: 116

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bland	Bough
Brooks	Brown	Bruns	Byrd	Campbell
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Darrough	Daus	Davis 122
Davis 19	Deeken	Dempsey	Dethrow	Dixon
Donnelly	El-Amin	Emery	Engler	Ervin

1592 *Journal of the House*

Fares	Green	Guest	Hampton	Harris 23
Hilgemann	Hobbs	Holand	Hoskins	Hunter
\Icet	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Kelly 144	Kelly 36	King
Kingery	Lager	Liese	Lipke	Lowe
Luetkemeyer	Marsh	May	Mayer	Meiners
Merideth	Morris	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Rector	Reinhart
Richard	Ruestman	Rupp	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Self
Shoemaker	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Threlkeld	Townley
Viebrock	Wallace	Walton	Wasson	Whorton
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Zweifel
Madam Speaker				

NOES: 042

Abel	Barnitz	Bishop	Boykins	Bringer
Burnett	Carnahan	Curls	Dougherty	Dusenberg
Fraser	George	Goodman	Graham	Harris 110
Henke	Jones	Kratky	Kuessner	Lembke
Le Vota	McKenna	Moore	Muckler	Ransdall
Roark	Sager	Salva	Selby	Shoemyer
Skaggs	Smith 118	Thompson	Villa	Vogt
Wagner	Walker	Walsh	Ward	Wildberger
Yates	Young			

PRESENT: 000

ABSENT WITH LEAVE: 005

Adams	Haywood	Hubbard	Lawson	Miller
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Speaker Pro Tem Jetton declared the bill passed.

BILL IN CONFERENCE

SS SS SCS HCS HB 600, as amended, relating to collection of taxes, was taken up by Representative Cooper (120).

Representative Cooper (120) moved that the House conferees on **SS SS SCS HCS HB 600, as amended**, be allowed to exceed the differences by adding an amended Section 136.320, RSMo.

Representative Abel made a substitute motion to allow the House conferees to exceed the differences on **SS SS SCS HCS HB 600, as amended**.

Which motion was defeated by the following vote:

AYES: 068

Abel	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Campbell	Carnahan
Corcoran	Curls	Darrough	Daus	Davis 122
Donnelly	Dougherty	Fraser	George	Graham
Hampton	Harris 110	Harris 23	Henke	Hilgemann
Hoskins	Johnson 61	Johnson 90	Jolly	Jones
Kelly 36	Kratky	Kuessner	Lawson	LeVota
Liese	Lowe	McKenna	Meiners	Merideth
Muckler	Page	Ransdall	Sager	Salva
Schoemehl	Seigfreid	Selby	Shoemyer	Skaggs
Spreng	Thompson	Villa	Vogt	Wagner
Walker	Walsh	Walton	Ward	Whorton
Wildberger	Willoughby	Wilson 25	Wilson 42	Witte
Yaeger	Young	Zweifel		

NOES: 090

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Goodman
Green	Guest	Hobbs	Holand	Hunter
Icet	Jackson	Jetton	Johnson 47	King
Kingery	Lager	Lembke	Lipke	Luetkemeyer
Marsh	May	Mayer	Moore	Morris
Munzlinger	Myers	Nieves	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sander	Schaaf	Schlottach	Schneider
Self	Shoemaker	Smith 118	Smith 14	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Threlkeld
Townley	Viebrock	Wallace	Wasson	Wilson 119
Wilson 130	Wood	Wright	Yates	Madam Speaker

PRESENT: 000

ABSENT WITH LEAVE: 005

Adams	Haywood	Hubbard	Kelly 144	Miller
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Representative Cooper (120) again moved that the House conferees on **SS SS SCS HCS HB 600, as amended**, be allowed to exceed the differences by adding an amended Section 136.320, RSMo.

Which motion was adopted.

Representative Purgason assumed the Chair.

THIRD READING OF SENATE BILL

SS#2 SCS SB 55, relating to state higher education institutions, was taken up by Representative Stevenson.

Representative Wildberger offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 55, Page 4, Section 173.005, Line 93, by deleting the word “College” following “Missouri Western State” and inserting the word “**University**”; and

Further amend Page 6, Line 10, Section 174.020, by deleting the word “College” and inserting in it’s place the word “**University**”.

Representative Wildberger moved that **House Amendment No. 1** be adopted.

Which motion was defeated by the following vote:

AYES: 051

Bishop	Bringer	Burnett	Carnahan	Curls
Darrough	Davis 122	Donnelly	Dougherty	Ervin
Fraser	George	Green	Hampton	Harris 110
Henke	Hilgemann	Johnson 90	Jones	Kelly 36
Kratky	Kuessner	Lawson	Liese	McKenna
Meiners	Moore	Muckler	Page	Ransdall
Sager	Salva	Schaaf	Schoemehl	Seigfreid
Selby	Shoemyer	Spreng	Thompson	Villa
Vogt	Wagner	Walsh	Ward	Whorton
Wildberger	Wilson 25	Witte	Yaeger	Young
Zweifel				

NOES: 096

Angst	Avery	Baker	Barnitz	Bean
Behnen	Bivins	Black	Bland	Boykins
Brown	Bruns	Byrd	Campbell	Cooper 120
Cooper 155	Corcoran	Crawford	Crowell	Cunningham 145
Cunningham 86	Daus	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dusenberg	El-Amin	Emery
Engler	Goodman	Graham	Guest	Harris 23
Hobbs	Holand	Hunter	Jackson	Jetton
Johnson 47	Jolly	Kelly 144	King	Kingery
Lager	Lembke	LeVota	Lipke	Luetkemeyer
Marsh	May	Mayer	Merideth	Morris
Munzlinger	Myers	Nieves	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sander	Schlottach	Schneider	Self
Shoemaker	Skaggs	Smith 118	Smith 14	St. Onge
Stefanick	Stevenson	Taylor	Threlkeld	Townley
Viebrock	Walker	Wallace	Walton	Wasson

Willoughby	Wilson 130	Wood	Wright	Yates
Madam Speaker				

PRESENT: 009

Abel	Bough	Brooks	Fares	Hoskins
Johnson 61	Sutherland	Wilson 119	Wilson 42	

ABSENT WITH LEAVE: 007

Adams	Bearden	Haywood	Hubbard	Icet
Lowe	Miller			

On motion of Representative Stevenson, **SS#2 SCS SB 55** was truly agreed to and finally passed by the following vote:

AYES: 135

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Bivins	Black	Bland
Bough	Brown	Bruns	Campbell	Carnahan
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Davis 122
Davis 19	Deeken	Dempsey	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Engler	Ervin	Fraser	George	Goodman
Graham	Green	Guest	Hampton	Harris 110
Hilgemann	Hobbs	Holand	Hoskins	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	Liese	Lipke	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Merideth	Moore	Morris	Munzlinger
Myers	Nieves	Parker	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Schaaf	Schlottach	Schneider
Schoemehl	Self	Shoemaker	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Viebrock
Villa	Wagner	Walker	Wallace	Walsh
Walton	Ward	Wasson	Wildberger	Willoughby
Wilson 119	Wilson 130	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 017

Behnen	Bishop	Bringer	Burnett	Daus
Harris 23	LeVota	Muckler	Page	Pearce
Seigfreid	Selby	Shoemyer	Townley	Vogt
Whorton	Wilson 25			

PRESENT: 006

Boykins	Brooks	Fares	Henke	Sander
Wilson 42				

ABSENT WITH LEAVE: 005

Adams

Byrd

Haywood

Hubbard

Miller

Representative Purgason declared the bill passed.

Speaker Pro Tem Jetton resumed the Chair.

HOUSE BILL WITH SENATE AMENDMENT

SCS HCS HB 13, relating to appropriations, was taken up by Representative Bearden.

Representative Bearden moved that the House refuse to adopt **SCS HCS HB 13** and request the Senate to recede from its position or, failing to do so, grant the House a conference.

Which motion was adopted.

Speaker Hanaway resumed the Chair.

MESSAGE FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 613**, entitled:

An act to repeal sections 43.530, 50.640, 57.290, 67.133, 210.145, 452.311, 454.505, 455.027, 455.030, 455.504, 455.516, 476.055, 476.058, 476.340, 476.385, 477.600, 488.032, 488.426, 488.429, 488.2300, 488.4014, 488.5320, 488.5339, 491.280, 494.410, 506.060, 510.120, 511.350, 511.510, 512.180, 513.475, 517.141, 517.151, 536.077, 540.011, 540.021, and 577.051, RSMo, and to enact in lieu thereof thirty-five new sections relating to court procedures, with penalty provisions.

With Senate Amendment No. 1.

Senate Amendment No. 1

AMEND Senate Committee Substitute for House Committee Substitute for House Bill No. 613, Page 29, Section 477.650, Line 36, by inserting after the word “fund” on said line the following:

“But not to exceed 3% of such funds”.

In which the concurrence of the House is respectfully requested.

HOUSE BILLS WITH SENATE AMENDMENTS

SCS HCS HB 613, as amended, relating to court procedures, was taken up by Representative Byrd.

Representative Byrd moved that the House refuse to adopt **SCS HCS HB 613, as amended**, and request the Senate to recede from its position or, failing to do so, grant the House a conference.

Which motion was adopted.

HB 261, with Senate Amendment No. 1, relating to highway designation, was taken up by Representative Whorton.

On motion of Representative Whorton, the House concurred in **Senate Amendment No. 1** by the following vote:

AYES: 156

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Davis 19	Deeken	Dempsey
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Henke	Hilgemann
Hobbs	Holand	Hoskins	Hunter	Ice
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lipke	Lowe
Luetkemeyer	May	Mayer	McKenna	Meiners
Merideth	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Wagner
Walker	Wallace	Walsh	Walton	Ward
Wasson	Whorton	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 007

Adams	Boykins	Dethrow	Haywood	Hubbard
Marsh	Miller			

On motion of Representative Whorton, **HB 261, as amended**, was truly agreed to and finally passed by the following vote:

1598 *Journal of the House*

AYES: 155

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Henke	Hilgemann	Hobbs	Holand	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lembke	LeVota	Liese	Lipke	Lowe
Luetkemeyer	May	Mayer	McKenna	Meiners
Merideth	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 008

Adams	Haywood	Hoskins	Hubbard	Lawson
Marsh	Miller	Wagner		

SCS HCS HB 371, relating to hazardous waste carriers, was taken up by Representative Dusenberg.

On motion of Representative Dusenberg, **SCS HCS HB 371** was adopted by the following vote:

AYES: 150

Abel	Angst	Baker	Barnitz	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Bringer	Brown	Bruns
Burnett	Byrd	Campbell	Carnahan	Cooper 120
Cooper 155	Corcoran	Crawford	Crowell	Cunningham 145

Cunningham 86	Curls	Darrough	Daus	Davis 122
Davis 19	Deeken	Dempsey	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Engler	Ervin	Fares	Fraser	George
Goodman	Graham	Green	Guest	Hampton
Harris 23	Henke	Hilgemann	Hobbs	Holand
Hoskins	Hunter	Ice	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	May
Mayer	McKenna	Meiners	Merideth	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Townley	Viebrock	Villa
Vogt	Walker	Wallace	Walsh	Walton
Ward	Wasson	Whorton	Willoughby	Wilson 119
Wilson 130	Wilson 25	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 004

Brooks	Harris 110	Selby	Wildberger
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PRESENT: 001

Wilson 42

ABSENT WITH LEAVE: 008

Adams	Avery	Boykins	Haywood	Hubbard
Marsh	Miller	Wagner		

On motion of Representative Dusenberg, **SCS HCS HB 371** was truly agreed to and finally passed by the following vote:

AYES: 148

Abel	Angst	Avery	Barnitz	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Bringer	Brown	Bruns
Burnett	Byrd	Campbell	Carnahan	Cooper 120
Cooper 155	Corcoran	Crawford	Crowell	Cunningham 145
Cunningham 86	Curls	Darrough	Daus	Davis 122
Davis 19	Deeken	Dempsey	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Engler	Ervin	Fares	Fraser	George
Goodman	Graham	Green	Guest	Hampton
Harris 23	Henke	Hilgemann	Hobbs	Holand
Hoskins	Hunter	Ice	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones

1600 *Journal of the House*

Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	May
Mayer	McKenna	Meiners	Merideth	Moore
Morris	Muckler	Munzlinger	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Willoughby	Wilson 119	Wilson 130	Wilson 25
Witte	Wood	Wright	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 003

Harris 110	Selby	Wildberger
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PRESENT: 002

Brooks	Wilson 42
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ABSENT WITH LEAVE: 010

Adams	Baker	Boykins	Haywood	Hubbard
Marsh	Miller	Myers	Purgason	Wagner

Speaker Hanaway declared the bill passed.

SCS HCS HB 392, as amended, relating to franchise dealers, was taken up by Representative Avery.

On motion of Representative Avery, **SCS HCS HB 392, as amended**, was adopted by the following vote:

AYES: 129

Abel	Avery	Baker	Barnitz	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bough	Boykins	Bringer	Brown	Bruns
Burnett	Byrd	Carnahan	Cooper 120	Cooper 155
Crawford	Crowell	Darrough	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Dougherty
Dusenberg	Emery	Engler	Ervin	Fares
George	Goodman	Graham	Guest	Hampton
Harris 110	Harris 23	Henke	Hilgemann	Hobbs
Holand	Hunter	Ice	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lembke	LeVota	Liese
Lipke	Lowe	Luetkemeyer	May	Mayer
McKenna	Meiners	Moore	Morris	Muckler

Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Self	Shoemaker
Shoemyer	Skaggs	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Threlkeld
Townley	Viebrock	Villa	Vogt	Wallace
Walsh	Ward	Wasson	Whorton	Willoughby
Wilson 119	Wilson 130	Witte	Wood	Wright
Yaeger	Yates	Young	Madam Speaker	

NOES: 024

Angst	Bland	Campbell	Corcoran	Cunningham 145
Cunningham 86	Curls	Daus	Donnelly	El-Amin
Fraser	Green	Hoskins	Merideth	Salva
Sander	Selby	Thompson	Walker	Walton
Wildberger	Wilson 25	Wilson 42	Zweifel	

PRESENT: 001

Brooks

ABSENT WITH LEAVE: 009

Adams	Haywood	Hubbard	Lawson	Marsh
Miller	Purgason	Smith 118	Wagner	

On motion of Representative Avery, **HCS SCS HB 392, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 132

Abel	Avery	Baker	Barnitz	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Bringer	Brown	Bruns
Burnett	Byrd	Carnahan	Cooper 120	Cooper 155
Crawford	Crowell	Cunningham 145	Curls	Darrough
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Dougherty	Dusenberg	Emery	Engler
Ervin	Fares	George	Goodman	Graham
Green	Hampton	Harris 110	Harris 23	Hilgemann
Hobbs	Holand	Hoskins	Hunter	Ice
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lembke
LeVota	Liese	Lipke	Lowe	Luetkemeyer
May	Mayer	McKenna	Meiners	Moore
Morris	Muckler	Munzlinger	Myers	Page
Parker	Pearce	Phillips	Portwood	Pratt
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sager	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Wallace	Walsh	Ward

1602 *Journal of the House*

Wasson	Whorton	Willoughby	Wilson 119	Wilson 130
Witte	Wood	Wright	Yaeger	Yates
Young	Madam Speaker			

NOES: 019

Angst	Boykins	Campbell	Corcoran	Cunningham 86
Daus	Donnelly	Fraser	Henke	Merideth
Salva	Sander	Selby	Walker	Walton
Wildberger	Wilson 25	Wilson 42	Zweifel	

PRESENT: 002

Brooks	El-Amin
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ABSENT WITH LEAVE: 010

Adams	Guest	Haywood	Hubbard	Lawson
Marsh	Miller	Nieves	Purgason	Wagner

Speaker Hanaway declared the bill passed.

HCS HB 394, with Senate Committee Amendment No. 1, relating to designation of next-of-kin, was taken up by Representative Byrd.

On motion of Representative Byrd, the House concurred in **Senate Committee Amendment No. 1** by the following vote:

AYES: 151

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Henke	Hilgemann	Hobbs	Holand	Hoskins
Hunter	Icet	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lembke	LeVota	Liese	Lipke
Lowe	Luetkemeyer	May	Mayer	McKenna
Meiners	Merideth	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Quinn
Ransdall	Rector	Reinhart	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Viebrock

Villa	Vogt	Walker	Walsh	Walton
Ward	Wasson	Whorton	Willoughby	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 001

Wildberger

PRESENT: 001

Wallace

ABSENT WITH LEAVE: 010

Adams	Haywood	Hubbard	Lawson	Marsh
Miller	Purgason	Richard	Townley	Wagner

On motion of Representative Byrd, **HCS HB 394, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 154

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Henke	Hilgemann	Hobbs	Holand	Hoskins
Hunter	Icet	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lawson	Lembke	LeVota	Liese
Lipke	Lowe	May	Mayer	McKenna
Meiners	Merideth	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Young	Zweifel	Madam Speaker	

1604 *Journal of the House*

NOES: 001

Wildberger

PRESENT: 000

ABSENT WITH LEAVE: 008

Adams
Miller

Haywood
Purgason

Hubbard
Wagner

Luetkemeyer

Marsh

SCS HB 491, relating to biennial registration, was taken up by Representative Rupp.

On motion of Representative Rupp, **SCS HB 491** was adopted by the following vote:

AYES: 152

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Henke	Hilgemann
Hobbs	Holand	Hoskins	Hunter	Ice
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lipke	Lowe
Luetkemeyer	May	Mayer	McKenna	Meiners
Merideth	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Walker	Walsh
Walton	Ward	Wasson	Whorton	Willoughby
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 002

Daus

Wildberger

PRESENT: 001

Wallace

ABSENT WITH LEAVE: 008

Adams	Boykins	Haywood	Hubbard	Marsh
Miller	Purgason	Wagner		

On motion of Representative Rupp, **SCS HB 491** was truly agreed to and finally passed by the following vote:

AYES: 153

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lipke
Lowe	Luetkemeyer	May	Mayer	McKenna
Meiners	Merideth	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Willoughby	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 002

Daus	Wildberger
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PRESENT: 000

ABSENT WITH LEAVE: 008

Adams	Haywood	Hubbard	Marsh	Miller
Purgason	Wagner	Wilson 119		

Speaker Hanaway declared the bill passed.

SCS HB 512, relating to self-service storage facilities, was taken up by Representative Cooper (120).

On motion of Representative Cooper (120), **SCS HB 512** was adopted by the following vote:

AYES: 123

Abel	Angst	Avery	Baker	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bough	Bringer	Brown	Bruns	Byrd
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Darrough	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Dougherty
Dusenberg	Emery	Engler	Ervin	Fares
Goodman	Graham	Green	Guest	Hampton
Harris 23	Hilgemann	Hobbs	Holand	Hoskins
Hunter	Icet	Jackson	Jetton	Johnson 47
Johnson 90	Jolly	Kelly 144	Kelly 36	King
Kingery	Lager	Lembke	LeVota	Liese
Lipke	Luetkemeyer	May	Mayer	McKenna
Merideth	Moore	Morris	Munzlinger	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Wallace
Ward	Wasson	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 42	Witte	Wood	Wright
Yates	Young	Madam Speaker		

NOES: 033

Barnitz	Bland	Boykins	Brooks	Burnett
Campbell	Carnahan	Curls	Daus	Donnelly
El-Amin	Fraser	George	Harris 110	Henke
Johnson 61	Jones	Kratky	Kuessner	Lowe
Meiners	Muckler	Myers	Schoemehl	Spreng
Vogt	Walker	Walsh	Walton	Whorton
Wilson 25	Yaeger	Zweifel		

PRESENT: 000

ABSENT WITH LEAVE: 007

Adams	Haywood	Hubbard	Lawson	Marsh
Miller	Wagner			

On motion of Representative Cooper (120), **SCS HB 512** was truly agreed to and finally passed by the following vote:

AYES: 122

Abel	Angst	Avery	Baker	Bearden
Behnen	Bishop	Bivins	Black	Bough
Bringer	Brown	Bruns	Byrd	Cooper 120
Cooper 155	Corcoran	Crawford	Crowell	Cunningham 145
Cunningham 86	Darrough	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dougherty	Dusenberg
Emery	Engler	Ervin	Fares	George
Goodman	Graham	Guest	Hampton	Harris 23
Hobbs	Holand	Hoskins	Hunter	Icet
Jackson	Jetton	Johnson 47	Johnson 90	Jolly
Kelly 144	Kelly 36	King	Kingery	Lager
Lembke	LeVota	Lipke	Lowe	Luetkemeyer
May	Mayer	McKenna	Merideth	Moore
Morris	Munzlinger	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Wallace	Walsh	Ward
Wasson	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 42	Witte	Wood	Wright	Yates
Young	Madam Speaker			

NOES: 030

Barnitz	Bland	Boykins	Brooks	Burnett
Campbell	Curls	Daus	Donnelly	El-Amin
Fraser	Green	Harris 110	Henke	Johnson 61
Jones	Kratky	Kuessner	Meiners	Muckler
Myers	Schoemehl	Spreng	Vogt	Walker
Walton	Whorton	Wilson 25	Yaeger	Zweifel

PRESENT: 000

ABSENT WITH LEAVE: 011

Adams	Bean	Carnahan	Haywood	Hilgemann
Hubbard	Lawson	Liese	Marsh	Miller
Wagner				

Speaker Hanaway declared the bill passed.

SCS HB 521, relating to the Missouri Fire Education Trust Fund, was taken up by Representative Dethrow.

On motion of Representative Dethrow, **SCS HB 521** was adopted by the following vote:

1608 *Journal of the House*

AYES: 154

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Harris 110	Harris 23	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lembke	LeVota	Liese	Lipke	Lowe
Luetkemeyer	May	Mayer	McKenna	Meiners
Merideth	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Walker	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Young	Zweifel	Madam Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 009

Adams	Hampton	Haywood	Hubbard	Lawson
Marsh	Miller	Sutherland	Wagner	

On motion of Representative Dethrow, **SCS HB 521** was truly agreed to and finally passed by the following vote:

AYES: 155

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Black
Bland	Bough	Boykins	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares

Fraser	George	Goodman	Graham	Green
Guest	Harris 110	Harris 23	Henke	Hilgemann
Hobbs	Holand	Hoskins	Hunter	Ice
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lipke	Lowe
Luetkemeyer	May	Mayer	McKenna	Meiners
Merideth	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 008

Adams	Bivins	Hampton	Haywood	Hubbard
Marsh	Miller	Wagner		

Speaker Hanaway declared the bill passed.

SCS HB 552, relating to law library funding, was taken up by Representative Kingery.

On motion of Representative Kingery, **SCS HB 552** was adopted by the following vote:

AYES: 149

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Daus
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Fares	Fraser	George
Goodman	Green	Harris 110	Harris 23	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hunter
Ice	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lipke
Lowe	Luetkemeyer	May	Mayer	McKenna
Meiners	Merideth	Moore	Morris	Muckler

1610 *Journal of the House*

Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Selby	Self	Shoemaker	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Young	Zweifel	Madam Speaker	

NOES: 002

Graham Wildberger

PRESENT: 000

ABSENT WITH LEAVE: 012

Adams	Cooper 155	Darrough	Engler	Guest
Hampton	Haywood	Hubbard	Marsh	Miller
Sutherland	Wagner			

On motion of Representative Kingery, **SCS HB 552** was truly agreed to and finally passed by the following vote:

AYES: 150

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Green	Guest
Harris 110	Harris 23	Henke	Hilgemann	Hobbs
Holand	Hoskins	Icet	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lembke	LeVota	Liese
Lipke	Lowe	Luetkemeyer	May	Mayer
McKenna	Meiners	Merideth	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Skaggs	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Walker	Wallace	Walsh	Walton	Ward

Wasson	Whorton	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 002

Graham	Wildberger
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PRESENT: 000

ABSENT WITH LEAVE: 011

Adams	Boykins	Hampton	Haywood	Hubbard
Hunter	Lawson	Marsh	Miller	Smith 118
Wagner				

Speaker Hanaway declared the bill passed.

SCS HCS HB 575, relating to child assessment centers, was taken up by Representative Dethrow.

On motion of Representative Dethrow, **SCS HCS HB 575** was adopted by the following vote:

AYES: 127

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bivins	Black
Bland	Bough	Bringer	Brown	Bruns
Byrd	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Daus
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Dougherty	Dusenberg	El-Amin	Emery
Engler	Ervin	Fares	Fraser	George
Goodman	Green	Guest	Harris 110	Hobbs
Holand	Hoskins	Hunter	Icet	Jackson
Jetton	Johnson 47	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lembke	Liese	Lipke	Luetkemeyer	May
Mayer	McKenna	Meiners	Merideth	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Sander	Schaaf	Schlottach	Selby
Self	Shoemaker	Shoemyer	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Whorton	Wallace	Walton
Ward	Wasson	Wood	Wilson 119	Wilson 130
Wilson 42	Witte		Wright	Yaeger
Yates	Madam Speaker			

NOES: 023

Bishop	Brooks	Burnett	Campbell	Darrough
Donnelly	Graham	Harris 23	Henke	Hilgemann

1612 *Journal of the House*

Johnson 90	Jolly	LeVota	Lowe	Schoemehl
Seigfreid	Skaggs	Walsh	Wildberger	Willoughby
Wilson 25	Young	Zweifel		

PRESENT: 000

ABSENT WITH LEAVE: 013

Adams	Boykins	Carnahan	Hampton	Haywood
Hubbard	Johnson 61	Lawson	Marsh	Miller
Salva	Schneider	Wagner		

On motion of Representative Dethrow, **SCS HCS HB 575** was truly agreed to and finally passed by the following vote:

AYES: 122

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bivins	Black
Bland	Bringer	Brown	Bruns	Byrd
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Daus	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Guest	Harris 110
Hilgemann	Hobbs	Holand	Hoskins	Hunter
Icet	Jackson	Jetton	Johnson 47	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lembke	Liese	Lipke
Luetkemeyer	May	Mayer	McKenna	Meiners
Merideth	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Rupp	Sager	Sander	Schaaf	Schlottach
Selby	Self	Shoemaker	Shoemyer	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Walker	Wallace
Walton	Ward	Wasson	Whorton	Wilson 119
Wilson 130	Witte	Wood	Wright	Yaeger
Yates	Madam Speaker			

NOES: 027

Bishop	Brooks	Burnett	Campbell	Curls
Darrough	Davis 122	Donnelly	Graham	Green
Harris 23	Henke	Johnson 90	Jolly	LeVota
Lowe	Salva	Schoemehl	Seigfreid	Skaggs
Walsh	Wildberger	Willoughby	Wilson 25	Wilson 42
Young	Zweifel			

PRESENT: 001

Bough

ABSENT WITH LEAVE: 013

Adams	Boykins	Carnahan	Hampton	Haywood
Hubbard	Johnson 61	Lawson	Marsh	Miller
Ruestman	Schneider	Wagner		

Speaker Hanaway declared the bill passed.

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCA 1 to SS SCS SCR 13** and has taken up and third read **SS SCS SCR 13, as amended**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HS HCS SCS SB 246, as amended**, and requests the House to recede from its position, and failing to do so, grant the Senate a conference thereon.

BILL CARRYING REQUEST MESSAGE

HS HCS SCS SB 246, as amended, relating to the regulation of utilities, was taken up by Representative Rector.

Representative Rector moved that the House refuse to recede from its position on **HS HCS SCS SB 246, as amended**, and grant the Senate a conference.

Which motion was adopted.

MESSAGE FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HS HB 668**, entitled:

An act to repeal sections 21.795, 226.030, 238.207, 238.210, 238.215, 238.220, 238.222, 238.235, and 238.236, RSMo, and to enact in lieu thereof eleven new sections relating to transportation accountability measures.

With Senate Amendment No. 1, Senate Amendment No. 2, Senate Amendment No. 5 and Senate Amendment No. 6.

Senate Amendment No. 1

AMEND Senate Substitute for Senate Committee Substitute for House Substitute for House Bill No. 668, Page 2, Section 21.795, Line 9, by inserting immediately after the word “committees.” the following:

“Minority members of the committee shall be appointed by the minority floor leader of each respective chamber.”.

Senate Amendment No. 2

AMEND Senate Substitute for Senate Committee Substitute for House Substitute for House Bill No. 668, Page 10, Section 226.033, Lines 28-29, by striking all of said lines; and

Further amend said bill, Page 11, Section 226.033, Lines 1-18, by striking all of said lines; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 5

AMEND Senate Substitute for Senate Committee Substitute for House Substitute for House Bill No. 668, Page 12, Section 226.096, Line 13, by inserting after the word “claim”, the words: “either in court or in arbitration”.

Senate Amendment No. 6

AMEND Senate Substitute for Senate Committee Substitute for House Substitute for House Bill No. 668, Page 40, Section 238.236, Line 2, by inserting after said line:

“Section 1. In a condemnation case where there are multiple ownership interests in the property proposed for condemnation, the circuit court shall separate the trust fund into the respective ownership interests.”.

In which the concurrence of the House is respectfully requested.

HOUSE BILL WITH SENATE AMENDMENTS

SS SCS HS HB 668, as amended, relating to transportation accountability, was taken up by Representative Crawford.

Representative Crawford moved that the House refuse to adopt **SS SCS HS HB 668, as amended**, and request the Senate to recede from its position or, failing to do so, grant the House a conference.

Representative Henke made a substitute motion that the House refuse to adopt **SS SCS HS HB 668, as amended**, and request the Senate to recede from its position or, failing to do so, grant the House a conference and the House conferees be bound to maintain the House position on Section 1 of **HS HB 668** as third read.

Which motion was defeated by the following vote:

AYES: 051

Abel	Barnitz	Bishop	Bland	Bringer
Burnett	Campbell	Carnahan	Corcoran	Curls
Darrough	Daus	Davis 122	Donnelly	Dougherty
Fraser	George	Green	Harris 110	Harris 23
Henke	Hoskins	Johnson 90	Jolly	Kelly 36
Kratky	Kuessner	LeVota	Liese	Meiners
Merideth	Muckler	Page	Ransdall	Sager
Schoemehl	Seigfreid	Spreng	Thompson	Villa
Vogt	Walsh	Walton	Ward	Whorton

Wildberger Zweifel	Willoughby	Witte	Yaeger	Young
NOES: 091				
Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brooks
Brown	Bruns	Byrd	Cooper 120	Cooper 155
Crawford	Crowell	Cunningham 145	Cunningham 86	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Dusenberg
El-Amin	Emery	Engler	Ervin	Goodman
Guest	Hilgemann	Hobbs	Holand	Hunter
Iceet	Jackson	Jetton	Johnson 47	Kelly 144
King	Kingery	Lager	Lembke	Lipke
Luetkemeyer	May	Mayer	Moore	Morris
Munzlinger	Myers	Nieves	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Rector	Reinhart	Richard	Roark	Rupp
Sander	Schaaf	Schlottach	Schneider	Selby
Self	Shoemyer	Smith 118	Smith 14	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Townley
Viebrock	Walker	Wallace	Wasson	Wilson 119
Wilson 130	Wilson 25	Wood	Wright	Yates
Madam Speaker				

PRESENT: 003

McKenna	Threlkeld	Wilson 42
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ABSENT WITH LEAVE: 018

Adams	Boykins	Fares	Graham	Hampton
Haywood	Hubbard	Johnson 61	Jones	Lawson
Lowe	Marsh	Miller	Ruestman	Salva
Shoemaker	Skaggs	Wagner		

Representative Crawford again moved that the House refuse to adopt **SS SCS HS HB 668, as amended**, and request the Senate to recede from its position or, failing to do so, grant the House a conference.

Which motion was adopted.

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SB 186**, and requests the House recede from its position and failing to do so, grant the Senate a conference thereon.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS HCS HB 73**, entitled:

An act to repeal section 166.435, RSMo, and to enact in lieu thereof thirteen new sections relating to higher education savings programs.

With Senate Amendment No. 1 to Senate Amendment No. 1 and Senate Amendment No. 1, as amended.

Senate Amendment No. 1
to
Senate Amendment No. 1

AMEND Senate Amendment No. 1 to Senate Substitute for House Committee Substitute for House Bill No. 73, Page 1, Line 15, by adding after said line the following:

“Further amend said section, Page 3, Line 5, by striking the word “deductible”.

Senate Amendment No. 1

AMEND Senate Substitute for House Committee Substitute for House Bill No. 73, Page 2, Section 166.435, Lines 19-29 of said page, by striking all of said lines; and

Further amend said bill and section, Page 3, Lines 1 to 4, by striking all of said line and inserting in lieu thereof the following:

“**143.121, RSMo.** Annual contributions [up to and including eight thousand dollars made to the savings program shall be subtracted from] **made to the savings program held by the board and any similar program sponsored, held, or otherwise authorized by law by this state or any other state or subdivision thereof qualified pursuant to Section 529 of the Internal Revenue Code for the tax year beginning on or after January 1, 2004, and every tax year thereafter for the participant taxpayer, shall not be subtracted in determining** Missouri adjusted gross income pursuant to section 143.121, RSMo.”.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HBs 346 & 174**, entitled:

An act to repeal sections 169.030, 169.050, 169.056, 169.070, 169.570, 169.577, 169.590, 169.620, 169.650, 169.655, 169.670, and 169.712, RSMo, and to enact in lieu thereof seventeen new sections relating to the public school retirement system, with penalty provisions and an emergency clause.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS#2 SCS SBs 248, 100, 118, 233, 247, 341 & 420**, entitled:

An act to repeal sections 84.140, 86.690, 104.010, 104.040, 104.110, 104.271, 104.370, 104.1003, 104.1024, 169.030, 169.050, 169.056, 169.070, 169.560, 169.570, 169.577, 169.590, 169.620, 169.650, 169.655, 169.670, 169.712, and 287.845, RSMo, and to enact in lieu thereof thirty-four new sections relating to the retirement systems and benefits, with penalty provisions and an emergency clause for certain sections.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCA 1** to **SB 289** and has taken up and passed **SB 289, as amended**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 346**, entitled:

An act to repeal sections 59.163, 173.387, 173.390, 306.410, 361.130, 361.140, 361.160, 361.170, 362.010, 362.105, 362.106, 362.170, 362.295, 362.910, 362.923, 369.159, 400.9-525, 407.433, 408.450, 408.455, 408.460, 408.465, 408.467, 408.470, 408.653, 408.654, and 447.510, RSMo, and to enact in lieu thereof twenty-four new sections relating to banking, with an effective date for a certain section and penalty provisions.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SB 407** and has taken up and passed **CCS HCS SB 407**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 16**, entitled:

An act to appropriate money for capital improvement and other purposes for the several departments of state government and the divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, from the funds herein designated for the period beginning July 1, 2003 and ending June 30, 2005.

With Senate Committee Amendment No. 1

Senate Committee Amendment No. 1

AMEND House Committee Substitute for House Bill No. 16, Page 6, Section 16.065, Line 12, by inserting immediately after the word "Federal", the word "Funds"; and

Further amend said bill, Section 16.095, Line 9, by inserting immediately after the word "Federal", the word "Funds".

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 17**, entitled:

An act to appropriate money for expenses, grants, refunds, distributions and other purposes for the several departments of state government and the divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, from the funds designated herein.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 18**, entitled:

An act to appropriate money for capital improvement projects involving the maintenance, repair, replacement, and improvement of state buildings and facilities, including installation, modification, and renovation of facility components, equipment or systems, and to transfer money among certain funds.

With Senate Committee Amendment No. 1 and Senate Committee Amendment No. 2.

Senate Committee Amendment No. 1

AMEND House Committee Substitute for House Bill No. 18, Page 2, Section 18.027, Line 7, by deleting the number “6,298,124” and inserting in lieu thereof the number “6,697,320”; and

Further amend said section, Line 8, by deleting the number “\$18,000,000” and inserting in lieu thereof the number “\$18,399,196”.

Senate Committee Amendment No. 2

AMEND House Committee Substitute for House Bill No. 18, Page 4, Section 18.090, Line 9, by inserting immediately after the word “Federal” the word “Funds”.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 19**, entitled:

An act to appropriate money for planning, expenses, and for capital improvements including but not limited to major additions and renovations, new structures, and land improvements or acquisitions, and to transfer money among certain funds.

With Senate Committee Amendment No. 1

Senate Committee Amendment No. 1

AMEND House Committee Substitute for House Bill No. 19, Page 5, Section 19.110, Line 4, by inserting immediately thereafter the following new section:

“Section 19.115 To the Board of Public Buildings For the purchase of equipment for the replacement of the Jefferson City Correctional Center From Proceeds of Revenue Bonds \$8,000,000”.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 20**.

BILL CARRYING REQUEST MESSAGE

HCS SB 186, relating to recorders of deeds, was taken up by Representative Munzlinger.

Representative Munzlinger moved that the House refuse to recede from its position on **HCS SB 186** and grant the Senate a conference.

Which motion was adopted.

HOUSE BILL WITH SENATE AMENDMENT

HCS HB 19, with Senate Committee Amendment No. 1, relating to appropriations, was taken up by Representative Bearden.

Representative Bearden moved that the House refuse to concur in **Senate Committee Amendment No. 1** to **HCS HB 19** and request the Senate to recede from its position or, failing to do so, grant the House a conference.

Which motion was adopted.

REFERRAL OF SENATE BILL

The following Senate Bill was referred to the Committee indicated:

HCS SB 668 - Budget (Fiscal Note)

COMMITTEE REPORT

Committee on Local Government, Chairman Johnson (47) reporting:

Madam Speaker: Your Committee on Local Government, to which was referred **SCS SB 199**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

CONFERENCE COMMITTEE REPORT ON SENATE COMMITTEE SUBSTITUTE FOR HOUSE SUBSTITUTE FOR HOUSE BILL NO. 2

The Conference Committee appointed on Senate Committee Substitute for House Substitute for House Bill No. 2 begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Substitute for House Bill No. 2.

2. That the House recede from its position on House Substitute for House Bill No. 2.

3. That the attached Conference Committee Substitute for House Bill No. 2, be truly agreed to and finally passed.

FOR THE SENATE:

/s/ Sen. John T. Russell
/s/ Sen. Chuck Gross
/s/ Sen. Charles W. Shields
/s/ Sen. Wayne Goode
/s/ Sen. Pat Dougherty

FOR THE HOUSE:

/s/ Rep. Carl Bearden
/s/ Rep. Brad Lager
/s/ Rep. Kathleen Fares

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE SUBSTITUTE
FOR
HOUSE BILL NO. 3**

The Conference Committee appointed on Senate Committee Substitute for House Substitute for House Bill No. 3 begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Substitute for House Bill No. 3.

2. That the House recede from its position on House Substitute for House Bill No. 3.

3. That the attached Conference Committee Substitute for House Bill No. 3, be truly agreed to and finally passed.

FOR THE SENATE:

/s/ Sen. John T. Russell
/s/ Sen. Chuck Gross
/s/ Sen. Charles W. Shields
/s/ Sen. Wayne Goode
/s/ Sen. Pat Dougherty

FOR THE HOUSE:

/s/ Rep. Carl Bearden
/s/ Rep. Brad Lager
/s/ Rep. Kathleen Fares

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE SUBSTITUTE
FOR
HOUSE BILL NO. 4**

The Conference Committee appointed on Senate Committee Substitute for House Substitute for House Bill No. 4 begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Substitute for House Bill No. 4.
2. That the House recede from its position on House Substitute for House Bill No. 4.
3. That the attached Conference Committee Substitute for House Bill No. 4, be truly agreed to and finally passed.

FOR THE SENATE:

/s/ Sen. John T. Russell
/s/ Sen. Chuck Gross
/s/ Sen. Charles W. Shields
/s/ Sen. Wayne Goode
/s/ Sen. Pat Dougherty

FOR THE HOUSE:

/s/ Rep. Carl Bearden
/s/ Rep. Brad Lager
/s/ Rep. Denny Merideth
/s/ Rep. Robin Jones

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE SUBSTITUTE
FOR
HOUSE BILL NO. 5**

The Conference Committee appointed on Senate Committee Substitute for House Substitute for House Bill No. 5 begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Substitute for House Bill No. 5.
2. That the House recede from its position on House Substitute for House Bill No. 5.

3. That the attached Conference Committee Substitute for House Bill No. 5, be truly agreed to and finally passed.

FOR THE SENATE:

/s/ Sen. John T. Russell
/s/ Sen. Chuck Gross
/s/ Sen. Charles W. Shields
/s/ Sen. Wayne Goode
/s/ Sen. Pat Dougherty

FOR THE HOUSE:

/s/ Rep. Carl Bearden
/s/ Rep. Brad Lager
/s/ Rep. Thomas Villa
/s/ Rep. Juanita Walton

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE SUBSTITUTE
FOR
HOUSE BILL NO. 6**

The Conference Committee appointed on Senate Committee Substitute for House Substitute for House Bill No. 6 begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Substitute for House Bill No. 6.
2. That the House recede from its position on House Substitute for House Bill No. 6.
3. That the attached Conference Committee Substitute for House Bill No. 6, be truly agreed to and finally passed.

FOR THE SENATE:

/s/ Sen. John T. Russell
/s/ Sen. Chuck Gross
/s/ Sen. Charles W. Shields
/s/ Sen. Wayne Goode
/s/ Sen. Pat Dougherty

FOR THE HOUSE:

/s/ Rep. Carl Bearden
/s/ Rep. Brad Lager
/s/ Rep. John Quinn
/s/ Rep. Jim Whorton
/s/ Rep. Wes Shoemyer

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE SUBSTITUTE
FOR
HOUSE BILL NO. 7**

The Conference Committee appointed on Senate Committee Substitute for House Substitute for House Bill No. 7 begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Substitute for House Bill No. 7.
2. That the House recede from its position on House Substitute for House Bill No. 7.
3. That the attached Conference Committee Substitute for House Bill No. 7, be truly agreed to and finally passed.

FOR THE SENATE:

/s/ Sen. John T. Russell
/s/ Sen. Chuck Gross
/s/ Sen. Charles W. Shields
/s/ Sen. Wayne Goode
/s/ Sen. Pat Dougherty

FOR THE HOUSE:

/s/ Rep. Carl Bearden
/s/ Rep. Brad Lager
/s/ Rep. Lanie Black
/s/ Rep. Amber Boykins
/s/ Rep. Jenee Lowe

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE SUBSTITUTE
FOR
HOUSE BILL NO. 8**

The Conference Committee appointed on Senate Committee Substitute for House Substitute for House Bill No. 8 begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Substitute for House Bill No. 8.
2. That the House recede from its position on House Substitute for House Bill No. 8.

3. That the attached Conference Committee Substitute for House Bill No. 8, be truly agreed to and finally passed.

FOR THE SENATE:

/s/ Sen. John T. Russell
/s/ Sen. Chuck Gross
/s/ Sen. Charles W. Shields
/s/ Sen. Wayne Goode
/s/ Sen. Pat Dougherty

FOR THE HOUSE:

/s/ Rep. Carl Bearden
/s/ Rep. Brad Lager
/s/ Rep. Danielle Moore
/s/ Rep. Frank Barnitz
/s/ Rep. Ed Wildberger

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE SUBSTITUTE
FOR
HOUSE BILL NO. 9**

The Conference Committee appointed on Senate Committee Substitute for House Substitute for House Bill No. 9 begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Substitute for House Bill No. 9.
2. That the House recede from its position on House Substitute for House Bill No. 9.
3. That the attached Conference Committee Substitute for House Bill No. 9, be truly agreed to and finally passed.

FOR THE SENATE:

/s/ Sen. John T. Russell
/s/ Sen. Chuck Gross
/s/ Sen. Charles W. Shields
/s/ Sen. Wayne Goode
/s/ Sen. Pat Dougherty

FOR THE HOUSE:

/s/ Rep. Carl Bearden
/s/ Rep. Brad Lager
/s/ Rep. Danielle Moore

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE SUBSTITUTE
FOR
HOUSE BILL NO. 10**

The Conference Committee appointed on Senate Committee Substitute for House Substitute for House Bill No. 10 begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Substitute for House Bill No. 10.
2. That the House recede from its position on House Substitute for House Bill No. 10.
3. That the attached Conference Committee Substitute for House Bill No. 10, be truly agreed to and finally passed.

FOR THE SENATE:

/s/ Sen. John T. Russell
/s/ Sen. Chuck Gross
/s/ Sen. Charles W. Shields
/s/ Sen. Wayne Goode

FOR THE HOUSE:

/s/ Rep. Carl Bearden
/s/ Rep. Brad Lager
/s/ Rep. Chuck Purgason

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE SUBSTITUTE
FOR
HOUSE BILL NO. 11**

The Conference Committee appointed on Senate Committee Substitute for House Substitute for House Bill No. 11 begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Substitute for House Bill No. 11.
2. That the House recede from its position on House Substitute for House Bill No. 11.
3. That the attached Conference Committee Substitute for House Bill No. 11, be truly agreed to and finally passed.

FOR THE SENATE:

/s/ Sen. John T. Russell
/s/ Sen. Chuck Gross
/s/ Sen. Charles W. Shields
/s/ Sen. Wayne Goode

FOR THE HOUSE:

/s/ Rep. Carl Bearden
/s/ Rep. Brad Lager
/s/ Rep. Chuck Purgason

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE SUBSTITUTE
FOR
HOUSE BILL NO. 12**

The Conference Committee appointed on Senate Committee Substitute for House Substitute for House Bill No. 12 begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Substitute for House Bill No. 12.
2. That the House recede from its position on House Substitute for House Bill No. 12.
3. That the attached Conference Committee Substitute for House Bill No. 12, be truly agreed to and finally passed.

FOR THE SENATE:

/s/ Sen. John T. Russell
/s/ Sen. Chuck Gross
/s/ Sen. Charles W. Shields
/s/ Sen. Wayne Goode
/s/ Sen. Pat Dougherty

FOR THE HOUSE:

/s/ Rep. Carl Bearden
/s/ Rep. Brad Lager

ADJOURNMENT

On motion of Representative Crowell, the House adjourned until 10:00 a.m., Thursday, May 8, 2003.

CORRECTIONS TO THE HOUSE JOURNAL

AFFIDAVITS

I, State Representative Bob Behnen, District 2, hereby state and affirm that my vote as recorded on Page 1551 of the House Journal for Tuesday, May 6, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to

House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 7th day of May 2003.

/s/ Bob Behnen
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 7th day of May in the year 2003.

/s/ Patricia W. Parris
Notary Public

Attest: /s/ Joan Branson
Clerk

I, State Representative Chuck Graham, District 24, hereby state and affirm that my vote as recorded on Pages 1551, 1552 and 1564 of the House Journal for Tuesday, May 6, 2003 showing that I voted absent with leave were incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted no, aye and aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 7th day of May 2003.

/s/ Chuck Graham
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 7th day of May in the year 2003.

/s/ Patricia W. Parris
Notary Public

Attest: /s/ Joan Branson
Clerk

I, State Representative Steve Hunter, District 127, hereby state and affirm that my vote as recorded on Pages 1551, 1552, 1562, 1564, 1569 and 1570 of the House Journal for Tuesday, May 6, 2003 showing that I voted absent with leave were incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 7th day of May 2003.

/s/ Steve Hunter
State Representative

State of Missouri)
) ss.
County of Cole)

/s/ Patricia W. Parris
Notary Public

/s/ Rick Johnson
State Representative

/s/ Patricia W. Parris
Notary Public

/s/ Rex Rector
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 7th day of May in the year 2003.

/s/ Patricia W. Parris
Notary Public

Attest: /s/ Joan Branson
Clerk

I, State Representative Vicki A. Schneider, District 17, hereby state and affirm that my vote as recorded on Pages 1551, 1552 and 1564 of the House Journal for Tuesday, May 6, 2003 showing that I voted absent with leave were incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 7th day of May 2003.

/s/ Vicki A. Schneider
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 7th day of May in the year 2003.

/s/ Patricia W. Parris
Notary Public

Attest: /s/ Joan Branson
Clerk

I, State Representative Kevin Wilson, District 130, hereby state and affirm that my vote as recorded on Page 1552 of the House Journal for Tuesday, May 6, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 7th day of May 2003.

/s/ Kevin Wilson
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 7th day of May in the year 2003.

/s/ Patricia W. Parris
Notary Public

Attest: /s/ Joan Branson
Clerk

1630 *Journal of the House*

I, State Representative Jim Avery, District 95, hereby state and affirm that my vote as recorded on Page 1555 of the House Journal for Tuesday, May 6, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 7th day of May 2003.

/s/ Jim Avery
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 7th day of May in the year 2003.

/s/ Patricia W. Parris
Notary Public

Attest: /s/ Joan Branson
Clerk

I, State Representative Chris Shoemaker, District 8, hereby state and affirm that my vote as recorded on Page 1555 of the House Journal for Tuesday, May 6, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 7th day of May 2003.

/s/ Chris Shoemaker
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 7th day of May in the year 2003.

/s/ Patricia W. Parris
Notary Public

Attest: /s/ Joan Branson
Clerk

I, State Representative Yvonne S. Wilson, District 42, hereby state and affirm that my vote as recorded on Page 1555 of the House Journal for Tuesday, May 6, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 7th day of May 2003.

/s/ Yvonne S. Wilson
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 7th day of May in the year 2003.

/s/ Patricia W. Parris
Notary Public

Attest: /s/ Joan Branson
Clerk

I, State Representative Amber Boykins, District 60, hereby state and affirm that my vote as recorded on Page 1557 of the House Journal for Tuesday, May 6, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted no. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 7th day of May 2003.

/s/ Amber Boykins
State Representative

[illegible]

Subscribed and sworn to before me this 7th day of May in the year 2003.

/s/ Patricia W. Parris
Notary Public

Attest: /s/ Joan Branson
Clerk

I, State Representative Curt Dougherty, District 53, hereby state and affirm that my vote as recorded on Pages 1561, 1562, 1564, 1565, 1569 and 1570 of the House Journal for Tuesday, May 6, 2003 showing that I voted absent with leave were incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 7th day of May 2003.

/s/ Curt Dougherty
State Representative

[illegible]

1632 *Journal of the House*

Subscribed and sworn to before me this 7th day of May in the year 2003.

/s/ Patricia W. Parris
Notary Public

Attest: /s/ Joan Branson
Clerk

I, State Representative Wayne Henke, District 11, hereby state and affirm that my vote as recorded on Page 1562 of the House Journal for Tuesday, May 6, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 7th day of May 2003.

/s/ Wayne Henke
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 7th day of May in the year 2003.

/s/ Patricia W. Parris
Notary Public

Attest: /s/ Joan Branson
Clerk

I, State Representative Ryan McKenna, District 102, hereby state and affirm that my vote as recorded on Pages 1561 and 1562 of the House Journal for Tuesday, May 6, 2003 showing that I voted absent with leave were incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 7th day of May 2003.

/s/ Ryan McKenna
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 7th day of May in the year 2003.

/s/ Patricia W. Parris
Notary Public

Attest: /s/ Joan Branson
Clerk

I, State Representative Amber Boykins, District 60, hereby state and affirm that my vote as recorded on Pages 1562, 1569 and 1570 of the House Journal for Tuesday, May 6, 2003 showing that I voted absent with leave were incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 7th day of May 2003.

/s/ Amber Boykins
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 7th day of May in the year 2003.

/s/ Patricia W. Parris
Notary Public

Attest: /s/ Joan Branson
Clerk

I, State Representative Curt Dougherty, District 53, hereby state and affirm that my vote as recorded on Page 1563 of the House Journal for Tuesday, May 6, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted no. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 7th day of May 2003.

/s/ Curt Dougherty
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 7th day of May in the year 2003.

/s/ Patricia W. Parris
Notary Public

Attest: /s/ Joan Branson
Clerk

I, State Representative Danie Moore, District 20, hereby state and affirm that my vote as recorded on Pages 1564, 1565, 1569 and 1570 of the House Journal for Tuesday, May 6, 2003 showing that I voted absent with leave were incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

[illegible]

Subscribed and sworn to before me this 7th day of May in the year 2003.

/s/ Patricia W. Parris
Notary Public

Attest: /s/ Joan Branson
Clerk

I, State Representative Wes Shoemyer, District 9, hereby state and affirm that my vote as recorded on Page 1570 of the House Journal for Tuesday, May 6, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded. IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 7th day of May 2003.

/s/ Wes Shoemyer
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 7th day of May in the year 2003.

/s/ Patricia W. Parris
Notary Public

Attest: /s/ Joan Branson
Clerk

COMMITTEE MEETINGS

BUDGET

Thursday, May 8, 2003, 8:30 a.m. Hearing Room 3.

Public hearing, fiscal review, possible Executive Session. HEARING CANCELLED

Public Hearing to be held on: HB 698, HB 741, HB 745, HJR 26

BUDGET

Friday, May 9, 2003, 8:30 a.m. Hearing Room 3.

Public hearing, fiscal review, possible Executive Session.

Public Hearing to be held on: HB 698, HB 741, HB 745, HJR 26

CONFERENCE COMMITTEE NOTICE

Thursday, May 8, 2003, 8:00 a.m. Room 220.

Conference Committee hearing on HS SCS SBs 299 & 40.

CONFERENCE COMMITTEE NOTICE

Thursday, May 8, 2003, 8:25 a.m. Room 220.

Conference Committee hearing on HCS SCS SB 379.

JOINT COMMITTEE ON ADMINISTRATIVE RULES

Thursday, May 8, 2003. Senate Lounge upon adjournment of both Houses.

HEARING CANCELLED

HOUSE CALENDAR

SIXTY-SEVENTH DAY, THURSDAY, MAY 8, 2003

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 132, 173, 117 & 48 - Wright
- 2 HCS HB 215, 218, 115 & 83 - Myers
- 3 HCS HB 190 & 214 - Fares
- 4 HCS HB 51 - Mayer
- 5 HCS HB 387 - Pearce
- 6 HCS HB 109 & 34 - Fares
- 7 HB 263 - Cooper (120)
- 8 HCS HB 468 - Byrd
- 9 HCS HB 233 - Holand
- 10 HB 471 - Jackson
- 11 HCS HB 47 - Portwood
- 12 HCS HB 507 - Hubbard
- 13 HB 293, HCA 1 - Johnson (47)
- 14 HCS HB 345 - Cunningham (86)
- 15 HCS HB 385 - Cunningham (86)
- 16 HCS HB 447 - Townley
- 17 HB 618 - Yates

HOUSE BILL FOR PERFECTION - FEDERAL MANDATE

HB 697 - Mayer

HOUSE BILL FOR THIRD READING

HS HCS HB 404, 324, 403, 344, 426 & 541 - Rector

SENATE BILLS FOR SECOND READING

- 1 SS#2 SCS SB 248,100,118,233,247,341 & 420
- 2 SB 305
- 3 SCS SB 307
- 4 SS SCS SB 346
- 5 SCS SB 675

SENATE CONCURRENT RESOLUTION

SCR 10, (2-26-03, Page 473) - Yates

SENATE BILL FOR THIRD READING - CONSENT

SB 214, HCA 1 - Byrd

SENATE BILLS FOR THIRD READING

- 1 SB 496 - Luetkemeyer
- 2 HCS SB 173 - Walton
- 3 SS SB 34 - Pratt
- 4 HCS SS SCS SB 30 - Schneider
- 5 HCS SCS SB 686, E.C. - Cunningham (86)
- 6 SS SB 13 - Byrd
- 7 HCS SB 469 - Byrd
- 8 HCS SS SCS SB 555, E.C. - Black
- 9 SS#2 SS SCS SB 2, E.C. - Smith (118)
- 10 HCS SB 39 - Mayer
- 11 SCS SB 620, E.C. - Dempsey
- 12 SS SB 219, E.C. (Budget 5-05-03) - Smith (14)
- 13 HCS SCS SB 11, E.C. - Cooper (120)
- 14 HCS SS#2 SCS SB 481 - Crawford
- 15 HCS SB 668, (Budget 5-07-03) - Myers
- 16 HCS SCS SB 199 - Johnson (47)

SENATE BILL FOR THIRD READING - CONSENT - INFORMAL

SCS SB 237 - Luetkemeyer

HOUSE BILLS WITH SENATE AMENDMENTS

- 1 SS HCS HB 73, as amended - Luetkemeyer
- 2 SCS HCS HB 346 & 174, E.C. - Dempsey
- 3 HCS HB 16, SCA 1 - Bearden
- 4 SCS HCS HB 17 - Bearden
- 5 HCS HB 18, SCAs 1 & 2 - Bearden

BILLS CARRYING REQUEST MESSAGES

- 1 SCS HCS HB 13, (request Senate recede/grant conference) - Bearden
- 2 SCS HCS HB 613, as amended, (request Senate recede/grant conference) - Byrd
- 3 SS SCS HS HB 668, as amended, (request Senate recede/grant conference) - Crawford
- 4 HCS HB 19, SCA 1, (request Senate recede/grant conference) - Bearden

BILLS IN CONFERENCE

- 1 HS SCS SB 299 & 40, as amended - Bearden
- 2 HCS SB 401 - Pratt
- 3 CCR HCS SB 407 - Luetkemeyer
- 4 HCS SB 552 - Byrd
- 5 HCS SB 448 - Goodman
- 6 HCS SB 394, as amended - Byrd
- 7 CCR HCS SCS#2 SB 52 - Fares
- 8 SS SS SCS HCS HB 600, as amended, E.C.,
(request conferees to exceed differences) - Cooper (120)
- 9 CCR SCS HS HB 2, as amended - Bearden
- 10 CCR SCS HS HB 3, as amended - Bearden
- 11 CCR SCS HS HB 4, as amended - Bearden
- 12 CCR SCS HS HB 5, as amended - Bearden
- 13 CCR SCS HS HB 6, as amended - Bearden
- 14 CCR SCS HS HB 7 - Bearden
- 15 CCR SCS HS HB 8, as amended - Bearden
- 16 CCR SCS HS HB 9, as amended - Bearden
- 17 CCR SCS HS HB 10, as amended - Bearden
- 18 CCR SCS HS HB 11, as amended - Bearden
- 19 CCR SCS HS HB 12, as amended - Bearden
- 20 HCS SCS SB 379 - Wright
- 21 HCS SS SCS SB 36, as amended - Myers
- 22 SS SCS HCS HB 289, as amended, E.C. - Dempsey
- 23 SCS HCS HB 427 - Byrd
- 24 SS SCS HS HB 511, as amended, E.C. - Deeken
- 25 HS HCS SCS SB 246, as amended - Rector
- 26 HCS SB 186 - Munzlinger

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

SIXTY-SEVENTH DAY, THURSDAY, MAY 8, 2003

Speaker Hanaway in the Chair.

Prayer by Father David Buescher.

Caring God, the rains may come, the hail may fall, the winds may blow, but this legislative session is inevitably coming to its conclusion. As difficult as it may be amid the words and work of this day's drove of legislation, help these men and women hold in mind and heart those for whom they labor.

The people of Missouri count on the energy, the wisdom, and the integrity of these representatives. We pray that they may continue to attend to their own good common sense and their consciences. Politics is a good and necessary factor in this room, but people are the ones helped and harmed.

Let all here bear in mind their own constituents, all the people of this state, and the principles of straightforward democracy in their many judgments which effect us all. Amen.

The Pledge of Allegiance to the flag was recited.

The Journal of the sixty-sixth day was approved as corrected by the following vote:

AYES: 087

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bland	Bough
Brown	Bruns	Byrd	Cooper 120	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dougherty	Dusenberg
Emery	Engler	Ervin	Fares	Goodman
Guest	Hobbs	Holand	Hubbard	Hunter
Ice	Jackson	Jetton	Kelly 144	King
Kingery	Lager	Lawson	Lipke	Luetkemeyer
Marsh	May	Mayer	Moore	Morris
Munzlinger	Myers	Nieves	Parker	Pearce
Phillips	Portwood	Purgason	Quinn	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sander	Schaaf	Schlottach	Schneider	Self
Smith 14	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Viebrock	Wallace
Wasson	Wilson 119	Wilson 130	Wood	Wright
Yates	Madam Speaker			

NOES: 046

Abel	Bishop	Boykins	Bringer	Brooks
Burnett	Campbell	Corcoran	Curls	Darrough
Daus	Davis 122	Donnelly	Green	Harris 110

1640 *Journal of the House*

Henke	Hoskins	Johnson 90	Jones	Kuessner
LeVota	Liese	Lowe	Meiners	Muckler
Page	Ransdall	Sager	Salva	Schoemehl
Seigfreid	Selby	Shoemaker	Shoemyer	Skaggs
Villa	Vogt	Walker	Walsh	Ward
Wildberger	Willoughby	Wilson 25	Witte	Yaeger
Zweifel				

PRESENT: 016

Barnitz	Carnahan	El-Amin	Fraser	George
Hampton	Johnson 61	Jolly	Kelly 36	Kratky
McKenna	Spreng	Wagner	Walton	Whorton
Wilson 42				

ABSENT WITH LEAVE: 014

Adams	Cooper 155	Graham	Harris 23	Haywood
Hilgemann	Johnson 47	Lembke	Merideth	Miller
Pratt	Smith 118	Townley	Young	

SPECIAL RECOGNITION

John Marshall Magner, Teacher of the Year, was introduced by Representative Fares and recognized as an Outstanding Missourian.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 2610
through
House Resolution No. 2637 - Representative Sander
House Resolution No. 2638
through
House Resolution No. 2643 - Representative Bough
House Resolution No. 2644 - Representatives Behnen and Shoemyer (9)
House Resolution No. 2645 - Representative McKenna
House Resolution No. 2646 - Representative Seigfreid
House Resolution No. 2647
through
House Resolution No. 2653 - Representative Hobbs
House Resolution No. 2654 - Representative Cunningham (145)
House Resolution No. 2655 - Representative Graham
House Resolution No. 2656 - Representative Vogt
House Resolution No. 2657 - Representative Smith (118)
House Resolution No. 2658
through
House Resolution No. 2660 - Representative Witte
House Resolution No. 2661 - Representative Johnson (61)
House Resolution No. 2662 - Representative Pearce
House Resolution No. 2663 - Representative Wilson (42), et al

House Resolution No. 2664 - Representative Moore
 House Resolution No. 2665
 through
 House Resolution No. 2667 - Representative Lager
 House Resolution No. 2668 - Representative Green
 House Resolution No. 2669
 and
 House Resolution No. 2670 - Representative Sander
 House Resolution No. 2671
 through
 House Resolution No. 2725 - Representative Jetton

SECOND READING OF SENATE BILLS

SS#2 SCS SBs 248, 100, 118, 233, 247, 341 & 420, SB 305, SCS SB 307, SS SCS SB 346
 and **SCS SB 675** were read the second time.

BILL IN CONFERENCE

CCR SCS HS HB 2, as amended, relating to appropriations, was taken up by Representative Bearden.

Speaker Pro Tem Jetton assumed the Chair.

Speaker Hanaway resumed the Chair.

On motion of Representative Bearden, **CCR SCS HS HB 2, as amended**, was adopted by the following vote:

AYES: 086

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Guest
Hobbs	Hunter	Ice	Jackson	Jetton
Johnson 47	Kelly 144	King	Kingery	Lager
Lembke	Lipke	Luetkemeyer	Marsh	May
Mayer	Moore	Morris	Munzlinger	Myers
Nieves	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Rector	Reinhart
Richard	Ruestman	Rupp	Sander	Schaaf
Schlottach	Self	Shoemaker	Smith 118	Smith 14
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Threlkeld	Townley	Viebrock	Wallace	Wasson
Wilson 119	Wilson 130	Wood	Wright	Yates
Madam Speaker				

1642 *Journal of the House*

NOES: 070

Abel	Barnitz	Bishop	Bland	Bringer
Brooks	Burnett	Campbell	Carnahan	Corcoran
Curls	Darrough	Daus	Davis 122	Donnelly
Dougherty	El-Amin	Fraser	George	Graham
Green	Hampton	Harris 110	Harris 23	Henke
Hilgemann	Hoskins	Hubbard	Johnson 61	Johnson 90
Jolly	Jones	Kelly 36	Kratky	Kuessner
Le Vota	Liese	Lowe	McKenna	Meiners
Merideth	Muckler	Page	Ransdall	Roark
Sager	Salva	Schoemehl	Seigfreid	Selby
Shoemyer	Skaggs	Spreng	Thompson	Villa
Vogt	Wagner	Walker	Walsh	Walton
Ward	Whorton	Wildberger	Willoughby	Wilson 25
Wilson 42	Witte	Yaeger	Young	Zweifel

PRESENT: 001

Schneider

ABSENT WITH LEAVE: 006

Adams	Boykins	Haywood	Holand	Lawson
Miller				

Representative Walker requested a verification of the roll call on the motion to adopt **CCR SCS HS HB 2, as amended**.

On motion of Representative Bearden, **CCS SCS HS HB 2** was read the third time and passed by the following vote:

AYES: 086

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Guest
Hobbs	Hunter	Iceet	Jackson	Jetton
Johnson 47	Kelly 144	King	Kingery	Lager
Lembke	Lipke	Luetkemeyer	Marsh	May
Mayer	Moore	Morris	Munzlinger	Myers
Nieves	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Rector	Reinhart
Richard	Ruestman	Rupp	Sander	Schaaf
Schlottach	Self	Shoemaker	Smith 118	Smith 14
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Threlkeld	Townley	Viebrock	Wallace	Wasson
Wilson 119	Wilson 130	Wood	Wright	Yates
Madam Speaker				

NOES: 070

Abel	Barnitz	Bishop	Bland	Bringer
Brooks	Burnett	Campbell	Carnahan	Corcoran

Curls	Darrough	Daus	Davis 122	Donnelly
Dougherty	El-Amin	Fraser	George	Graham
Green	Hampton	Harris 110	Harris 23	Henke
Hilgemann	Hoskins	Hubbard	Johnson 61	Johnson 90
Jolly	Jones	Kelly 36	Kratky	Kuessner
LeVota	Liese	Lowe	McKenna	Meiners
Merideth	Muckler	Page	Ransdall	Roark
Sager	Salva	Schoemehl	Seigfreid	Selby
Shoemyer	Skaggs	Spreng	Thompson	Villa
Vogt	Wagner	Walker	Walsh	Walton
Ward	Whorton	Wildberger	Willoughby	Wilson 25
Wilson 42	Witte	Yaeger	Young	Zweifel

PRESENT: 001

Schneider

ABSENT WITH LEAVE: 006

Adams	Boykins	Haywood	Holand	Lawson
Miller				

Speaker Hanaway declared the bill passed.

Representative Johnson (90) requested a verification of the roll call on the motion to third read and pass **CCS SCS HS HB 2**.

SUPPLEMENTAL CALENDAR (May 8, 2003)

HOUSE BILL FOR PERFECTION

HCS HB 583 - Smith (118)

SENATE BILL FOR THIRD READING

HCS SB 243, E.C. - Bearden

MOTION

Representative Crowell moved that Rule 113 be suspended in order to receive His Excellency Governor Bob Holden and a special guest of Representative Salva into the Chamber.

Which motion was adopted by the following vote:

AYES: 141

Abel	Angst	Avery	Barnitz	Bivins
Black	Bland	Bough	Bringer	Brooks
Bruns	Burnett	Campbell	Carnahan	Cooper 120
Cooper 155	Corcoran	Crawford	Crowell	Cunningham 145
Cunningham 86	Curls	Darrough	Daus	Davis 122

Davis 19	Deeken	Dempsey	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Engler	Fares	Fraser	George	Goodman
Graham	Green	Guest	Hampton	Harris 110
Harris 23	Henke	Hobbs	Hoskins	Hubbard
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lipke	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Merideth	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Wagner	Walker	Walsh
Walton	Ward	Wasson	Wildberger	Willoughby
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 003

Brown	Hunter	Shoemaker
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PRESENT: 005

Behnen	Sager	Wallace	Whorton	Wood
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ABSENT WITH LEAVE: 014

Adams	Baker	Bean	Bearden	Bishop
Boykins	Byrd	Ervin	Haywood	Hilgemann
Holand	Icet	Miller	Pearce	

Ray Starsman of the Nelson Art Gallery was introduced by Representative Salva.

Mr. Starsman, impersonating President Harry S Truman, addressed the House.

HOUSE RESOLUTION

Representative Salva offered House Resolution No. 2578, which was read.

HOUSE RESOLUTION NO. 2578

WHEREAS, the state of Missouri enjoys considerable acclaim and worldwide distinction as the home of the thirty-third president of the United States of America; and

WHEREAS, President Harry S Truman, Missouri's most famous native son, will be honored at the Missouri state capitol in Jefferson City during a festive celebration and luncheon on Thursday, May 8, 2003, to mark the occasion of his One Hundred Nineteenth Birthday; and

WHEREAS, "Give 'Em Hell, Harry" Day has been set aside as a special tribute of deep gratitude to the late president for all of the remarkable achievements that he realized during his tenure at the head of this nation's government in Washington, D.C.; and

WHEREAS, the Harry S Truman Presidential Museum and Library in Independence has graciously offered to enhance the festivities with an interesting display of historical items from the Truman administration, an exhibit of various types of memorabilia from the Truman years, and framed presentations featuring copies of letters the future president wrote before and during the First World War; and

WHEREAS, the Presidential Library will also provide a documentary film about Truman's famous 1948 "Whistle Stop" campaign for President; and

WHEREAS, those attending the ceremony will be treated to a visit and performance by Mr. Ray Starsman, celebrated Truman impersonator from the Nelson Art Gallery who will arrive by train in Jefferson City and be escorted to the statehouse:

NOW, THEREFORE, BE IT RESOLVED that we, the members of the Missouri House of Representatives, Ninety-second General Assembly, join unanimously to honor the memory of an individual whose firm convictions, courageous actions, and outstanding leadership during a critical stage in this country's history will always be remembered and appreciated, and to thank Michael J. Devine, Director of the Truman Presidential Museum and Library, and all of his staff for the important role they have played in helping to make this historic event such a tremendous success; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare a properly inscribed copy of this resolution for presentation during "Give 'Em Hell, Harry" Day at the state capitol.

ESCORT COMMITTEE

The Speaker appointed the following committee to escort His Excellency Governor Bob Holden to the dais: Representatives Cooper (120), Brown, Deeken, Cunningham (145), Salva, LeVota, Dougherty and Jones.

The Doorkeeper announced the approach of the Honorable Bob Holden, Governor of the State of Missouri. The Governor was duly escorted to the House Chamber and the Speaker's dais, where he delivered the following message to the assembly.

TRUMAN'S BIRTHDAY PARTY

Madam Speaker, Members of the House, and President Truman:

I want to thank the Harry S Truman Presidential Museum and Library and especially its Director, Michael Devine, and Representatives Ray Salva and Russ Carnahan for planning this event.

It is a great privilege to have this opportunity to honor on his birthday a great president and a great Missourian – Harry Truman.

You know that in his later years, birthday celebrations were not Truman's favorite subject. When they planned a big Diamond Jubilee Celebration in honor of this 75th birthday at the Waldorf Astoria, he was asked what he thought about it and he said: "I'm against it." That would not be surprising for anyone who knew the energetic but unpretentious man.

One has the impression that the hoopla associated with such an event as well as the physical limitations that came with aging were an annoying distraction. Truman once said: "It is remarkable indeed how times flies and makes you an old man whether you want to be or not."

It is that level of honesty and humanity that makes Harry Truman a hero to so many. For those of us in Missouri, it is an appropriate time to remember Harry Truman. As leaders of our state, we face many of the challenges he faced.

Even though he faced tough economic times, he did not shy away from responsibility or leadership. He offered the American people straight talk and a plan for the future. His plan proposed reforms and some tough medicine, but it did not sacrifice the future.

Regardless of party affiliation, I believe that all who have been elected to public office by Missouri citizens share an affinity with Truman. I don't know about you, but I find myself from time to time leafing through the David McCullough book, or the Merle Miller book, for a few minutes of inspiration and good old Missouri common sense.

Truman accomplished a great deal as president. Domestically, he established the federal Commission on Civil Rights and brought about the desegregation of our military. He created the first federal housing policy and expanded Social Security and its benefits. He was responsible for the development of the community college and fought for funding for research universities.

On the foreign policy side, he helped bring about the ending of World War II and established the Marshall Plan to supply the aid to rebuild war torn Europe. And he initiated the Truman Doctrine, which set the American diplomatic policy for the next forty years of supporting free people who are fighting off outside forces.

Truman certainly did not have the aspirations of ever being President. But as Vice President, the heavy responsibilities of the job fell on him when President Franklin Roosevelt died in office. He admitted to being scared and said he "felt like the moon, the stars, and all the planets had fallen" on him. And perhaps that is why we are so inspired by Truman. He was honest, humble, and straight talking. What most of us would call just a regular guy. He played the piano and he played poker. He sometimes drank whiskey and sometimes used colorful language. He was short and wore thick glasses.

But this ordinary man elevated by unique circumstances became an extraordinary president...one of the most admired and respected in history, even though people did not realize at the time what a great place in history he would hold. In fact, many of the decisions Truman made were politically unpopular in his day.

But Truman obviously was driven by a higher calling. He said what he thought and always stood up for what he believed to be right...no matter which way the political winds were blowing. He was willing to make political sacrifices to secure a better future for the world. We could have told them what an outstanding President Harry Truman would make.

Because we know Harry Truman came from that kind of hard working Missouri stock that gets the job done. And that's why we Missourians are extremely proud to call him our favorite son and wish him a happy birthday today.

On his 75th birthday, in an interview with a reporter, President Truman stated some personal convictions that are good advice at any time.

He said: "As for being seventy-five, I never look back. I look forward. I'm an optimist, you know. I have great faith. I've always said our problems will be solved by common sense and good will."

Not bad words for us to remember in these closing days of the legislative session. Thank you.

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 13** and grants the House a conference thereon.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate conferees on **SS SCS HCS HB 289, as amended**, are allowed to exceed the difference for the purpose of adding language to provide natural disaster relief.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SCS HCS HB 427**: Senators Bartle, Wheeler, Bray, Klindt and Shields.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SS SCS HS HB 511, as amended**: Senators Yeckel, Bartle, Scott, Stoll and Days.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SCS SB 84, as amended**, and has taken up and passed **HCS SCS SB 84, as amended**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SB 275** and has taken and passed **HCS SB 275**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SCS HCS HB 13**: Senators Russell, Gross, Shields, Goode and Dougherty.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **Senate Committee Amendment No. 1** to **HCS HB 19** and grants the House a conference thereon.

The President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House: Senators Russell, Gross, Shields, Goode and Dougherty.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SS SCS HS HB 668, as amended**, and grants the House a conference thereon.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SB 186**: Senators Cauthorn, Bartle, Shields, Kennedy and Quick.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate conferees on **SS SS SCS HCS HB 600, as amended**, are allowed to exceed the differences by adding an amended Section 136.320, RSMo.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SBs 361, 103, 156 & 329**, entitled:

An act to repeal sections 250.140, 260.273, 260.475, 260.479, 260.830, 260.831, 319.125, 319.127, 319.139, 393.015, 640.100, 640.115, 640.605, 640.615, 640.620, 643.078, 644.016, 644.052, RSMo, and section 319.137 as enacted by house committee substitute for senate substitute for senate bill no. 3, eighty-eighth general assembly, first regular session, and section 319.137 as enacted by house bill no. 251, eighty-eighth general assembly, first regular session, and to enact in lieu thereof sixty new sections relating to waste, with penalty provisions and an expiration date for a certain section.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 613, as amended**, and grants the House a conference thereon.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SS SCS HS HB 668, as amended**: Senators Dolan, Cauthorn, Nodler, Bray and Days.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **House Amendment No. 1 to SCS#2 SB 1** and has taken up and passed **SS#2 SB 1, as amended**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HS HCS SCS SB 296, as amended**, and has taken up and passed **HS HCS SCS SB 296, as amended**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SB 355** and has taken up and passed **HCS SB 355**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **House Committee Amendment No. 1 to SCS SB 447** and has taken up and passed **SCS SB 447, as amended**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **House Amendment No. 1 to SB 540** and has taken up and passed **SB 540, as amended**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SCS SB 547** and has taken up and passed **HCS SCS SB 547**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SCS SB 373** and has taken up and passed **HCS SCS SB 373**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate conferees on **HCS SCS SB 379** are allowed to exceed the differences.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SB 399** and has taken up and passed **HCS SB 399**.

Speaker Pro Tem Jetton resumed the Chair.

BILLS IN CONFERENCE

CCR SCS HS HB 3, as amended, relating to appropriations, was taken up by Representative Bearden.

On motion of Representative Bearden, **CCR SCS HS HB 3, as amended**, was adopted by the following vote:

AYES: 085

Angst	Avery	Baker	Bean	Bearden
Bivins	Black	Bough	Brown	Bruns
Byrd	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dougherty	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Guest
Hobbs	Hunter	Iceet	Jackson	Jetton
Johnson 47	Kelly 144	King	Kingery	Lager
Lembke	Lipke	Luetkemeyer	Marsh	May
Mayer	Moore	Morris	Munzlinger	Myers
Nieves	Parker	Phillips	Portwood	Pratt
Purgason	Quinn	Rector	Reinhart	Richard
Ruestman	Rupp	Sander	Schaaf	Schlottach
Schneider	Self	Shoemaker	Smith 118	Smith 14
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Townley	Viebrock	Wallace	Wasson	Wilson 119
Wilson 130	Wood	Wright	Yates	Madam Speaker

NOES: 072

Abel	Barnitz	Behnen	Bishop	Bland
Boykins	Bringer	Brooks	Burnett	Campbell
Carnahan	Corcoran	Curls	Darrough	Daus
Davis 122	Donnelly	El-Amin	Fraser	George
Graham	Green	Hampton	Harris 110	Harris 23
Henke	Hilgemann	Hoskins	Hubbard	Johnson 61

1650 *Journal of the House*

Johnson 90	Jolly	Jones	Kelly 36	Kratky
Kuessner	LeVota	Liese	Lowe	McKenna
Meiners	Merideth	Muckler	Page	Pearce
Ransdall	Roark	Sager	Salva	Schoemehl
Seigfreid	Selby	Shoemyer	Skaggs	Spreng
Thompson	Threlkeld	Villa	Vogt	Wagner
Walker	Walsh	Walton	Ward	Whorton
Wildberger	Wilson 25	Wilson 42	Witte	Yaeger
Young	Zweifel			

PRESENT: 000

ABSENT WITH LEAVE: 006

Adams	Haywood	Holand	Lawson	Miller
Willoughby				

Representative Bearden requested a verification of the roll call on the motion to adopt **CCR SCS HS HB 3, as amended**.

Representative Crowell moved the previous question.

Which motion was adopted by the following vote:

AYES: 088

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Guest
Hobbs	Hunter	Ice	Jackson	Jetton
Johnson 47	Kelly 144	King	Kingery	Lager
Lembke	Lipke	Luetkemeyer	Marsh	May
Mayer	Moore	Morris	Munzlinger	Myers
Nieves	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sander
Schaaf	Schlottach	Schneider	Self	Shoemaker
Smith 118	Smith 14	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Threlkeld	Townley	Viebrock
Wallace	Wasson	Wilson 119	Wilson 130	Wood
Wright	Yates	Madam Speaker		

NOES: 067

Abel	Barnitz	Bishop	Bland	Boykins
Bringer	Burnett	Campbell	Carnahan	Corcoran
Curls	Darrrough	Daus	Davis 122	Donnelly
Dougherty	El-Amin	Fraser	George	Graham
Green	Hampton	Harris 110	Harris 23	Henke
Hilgemann	Hoskins	Hubbard	Johnson 61	Johnson 90
Jolly	Jones	Kelly 36	Kratky	Kuessner
Lawson	LeVota	Liese	Lowe	McKenna
Meiners	Merideth	Muckler	Page	Ransdall

Sager	Salva	Schoemehl	Seigfreid	Selby
Shoemyer	Spreng	Thompson	Villa	Vogt
Walker	Walsh	Walton	Ward	Whorton
Wildberger	Wilson 25	Wilson 42	Witte	Yaeger
Young	Zweifel			

PRESENT: 000

ABSENT WITH LEAVE: 008

Adams	Brooks	Haywood	Holand	Miller
Skaggs	Wagner	Willoughby		

On motion of Representative Bearden, **CCS SCS HS HB 3** was read the third time and passed by the following vote:

AYES: 086

Angst	Avery	Baker	Bean	Bearden
Bivins	Black	Bough	Brown	Bruns
Byrd	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dougherty	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Guest
Hobbs	Hunter	Ice	Jackson	Jetton
Johnson 47	Kelly 144	King	Kingery	Lager
Lembke	Lipke	Luetkemeyer	Marsh	May
Mayer	Moore	Morris	Munzlinger	Myers
Nieves	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Rector	Reinhart
Richard	Ruestman	Rupp	Sander	Schaaf
Schlottach	Schneider	Self	Shoemaker	Smith 118
Smith 14	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Townley	Viebrock	Wallace	Wasson
Wilson 119	Wilson 130	Wood	Wright	Yates
Madam Speaker				

NOES: 070

Abel	Barnitz	Behnen	Bishop	Bland
Boykins	Bringer	Brooks	Burnett	Campbell
Carnahan	Corcoran	Curls	Darrough	Daus
Davis 122	Donnelly	El-Amin	Fraser	George
Graham	Green	Hampton	Harris 110	Harris 23
Henke	Hilgemann	Hoskins	Hubbard	Johnson 61
Johnson 90	Jolly	Jones	Kelly 36	Kratky
Kuessner	LeVota	Liese	Lowe	McKenna
Meiners	Merideth	Muckler	Page	Ransdall
Roark	Sager	Salva	Schoemehl	Seigfreid
Selby	Shoemyer	Skaggs	Spreng	Thompson
Threlkeld	Villa	Vogt	Walker	Walsh
Walton	Ward	Whorton	Wildberger	Wilson 25
Wilson 42	Witte	Yaeger	Young	Zweifel

PRESENT: 000

ABSENT WITH LEAVE: 007

Adams	Haywood	Holand	Lawson	Miller
Wagner	Willoughby			

Speaker Pro Tem Jetton declared the bill passed.

Representative Harris (23) requested a verification of the roll call on the motion to third read and pass **CCS SCS HS HB 3**.

CCR SCS HS HB 4, as amended, relating to appropriations, was taken up by Representative Bearden.

Representative Crowell moved the previous question.

Which motion was adopted by the following vote:

AYES: 088

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Guest
Hobbs	Hunter	Ice	Jackson	Jetton
Johnson 47	Kelly 144	King	Kingery	Lager
Lembke	Lipke	Luetkemeyer	Marsh	May
Mayer	Moore	Morris	Munzlinger	Myers
Nieves	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sander
Schaaf	Schlottach	Schneider	Self	Shoemaker
Smith 118	Smith 14	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Threlkeld	Townley	Viebrock
Wallace	Wasson	Wilson 119	Wilson 130	Wood
Wright	Yates	Madam Speaker		

NOES: 067

Abel	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Campbell	Carnahan
Corcoran	Curls	Darrough	Daus	Davis 122
Donnelly	El-Amin	Fraser	George	Graham
Hampton	Harris 110	Harris 23	Henke	Hilgemann
Hoskins	Hubbard	Johnson 61	Johnson 90	Jolly
Jones	Kelly 36	Kratky	Kuessner	LeVota
Liese	Lowe	McKenna	Meiners	Merideth
Muckler	Page	Ransdall	Sager	Salva
Schoemehl	Seigfreid	Selby	Shoemyer	Skaggs
Spreng	Thompson	Villa	Vogt	Wagner
Walker	Walsh	Walton	Ward	Whorton
Wildberger	Wilson 25	Wilson 42	Witte	Yaeger
Young	Zweifel			

PRESENT: 001

Dougherty

ABSENT WITH LEAVE: 007

Adams	Green	Haywood	Holand	Lawson
Miller	Willoughby			

Representative Johnson (90) requested a verification of the roll call on the motion to move the previous question.

On motion of Representative Bearden, **CCR SCS HS HB 4, as amended**, was adopted by the following vote:

AYES: 096

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Campbell	Cooper 120	Cooper 155
Crawford	Crowell	Cunningham 145	Cunningham 86	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Dougherty
Dusenberg	Emery	Engler	Ervin	Fares
George	Goodman	Guest	Hobbs	Hunter
Icet	Jackson	Jetton	Johnson 47	Jolly
Kelly 144	King	Kingery	Lager	Lembke
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	Meiners	Merideth	Moore
Morris	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Rector	Reinhart	Richard
Ruestman	Rupp	Sander	Schaaf	Schlottach
Schneider	Self	Shoemaker	Smith 118	Smith 14
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Threlkeld	Townley	Viebrock	Wallace	Wasson
Wilson 119	Wilson 130	Wood	Wright	Yates
Madam Speaker				

NOES: 059

Abel	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Carnahan	Corcoran
Curls	Darrough	Daus	Davis 122	Donnelly
El-Amin	Fraser	Graham	Hampton	Harris 110
Harris 23	Henke	Hilgemann	Hoskins	Johnson 61
Johnson 90	Jones	Kelly 36	Kratky	Kuessner
LeVota	McKenna	Muckler	Ransdall	Roark
Sager	Salva	Schoemehl	Seigfreid	Selby
Shoemyer	Skaggs	Spreng	Thompson	Villa
Vogt	Wagner	Walker	Walsh	Walton
Ward	Whorton	Wildberger	Wilson 25	Wilson 42
Witte	Yaeger	Young	Zweifel	

PRESENT: 000

1654 *Journal of the House*

ABSENT WITH LEAVE: 008

Adams	Green	Haywood	Holand	Hubbard
Lawson	Miller	Willoughby		

Representative Bearden requested a verification of the roll call on the motion to adopt **CCR SCS HS HB 4, as amended**.

Representative Crowell moved the previous question.

Which motion was adopted by the following vote:

AYES: 086

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Guest
Hobbs	Hunter	Icef	Jackson	Jetton
Johnson 47	Kelly 144	King	Kingery	Lager
Lembke	Lipke	Luetkemeyer	Marsh	May
Mayer	Moore	Morris	Munzlinger	Myers
Nieves	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Schaaf
Schlottach	Schneider	Self	Shoemaker	Smith 118
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Threlkeld	Townley	Viebrock	Wallace	Wasson
Wilson 119	Wilson 130	Wood	Wright	Yates
Madam Speaker				

NOES: 068

Abel	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Campbell	Carnahan
Corcoran	Curls	Darrough	Daus	Davis 122
Donnelly	Dougherty	El-Amin	Fraser	George
Graham	Hampton	Harris 110	Harris 23	Henke
Hilgemann	Hoskins	Hubbard	Johnson 61	Johnson 90
Jolly	Jones	Kelly 36	Kratky	Kuessner
Lawson	LeVota	Liese	Lowe	McKenna
Meiners	Merideth	Muckler	Page	Ransdall
Sager	Salva	Schoemehl	Seigfreid	Selby
Shoemyer	Skaggs	Spreng	Thompson	Villa
Vogt	Wagner	Walker	Walsh	Walton
Ward	Whorton	Wildberger	Wilson 25	Wilson 42
Witte	Yaeger	Zweifel		

PRESENT: 000

ABSENT WITH LEAVE: 009

Adams	Green	Haywood	Holand	Miller
Sander	Smith 14	Willoughby	Young	

On motion of Representative Bearden, **CCS SCS HS HB 4** was read the third time and passed by the following vote:

AYES: 094

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Campbell	Cooper 120	Cooper 155
Crawford	Crowell	Cunningham 145	Cunningham 86	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Dougherty
Dusenberg	Emery	Engler	Ervin	Fares
Goodman	Guest	Hobbs	Hunter	Ice
Jackson	Jetton	Johnson 47	Jolly	Kelly 144
King	Kingery	Lager	Lembke	Lipke
Lowe	Luetkemeyer	Marsh	May	Mayer
Meiners	Merideth	Moore	Morris	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Rector	Reinhart	Richard	Ruestman	Rupp
Sander	Schaaf	Schlottach	Schneider	Self
Shoemaker	Smith 118	Smith 14	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Threlkeld	Townley
Viebrock	Wallace	Wasson	Wilson 119	Wilson 130
Wood	Wright	Yates	Madam Speaker	

NOES: 062

Abel	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Carnahan	Corcoran
Curls	Darrough	Daus	Davis 122	Donnelly
El-Amin	Fraser	George	Graham	Hampton
Harris 110	Harris 23	Henke	Hilgemann	Hoskins
Hubbard	Johnson 61	Johnson 90	Jones	Kelly 36
Kratky	Kuessner	LeVota	Liese	McKenna
Muckler	Ransdall	Roark	Sager	Salva
Schoemehl	Seigfreid	Selby	Shoemyer	Skaggs
Spreng	Thompson	Villa	Vogt	Wagner
Walker	Walsh	Walton	Ward	Whorton
Wildberger	Wilson 25	Wilson 42	Witte	Yaeger
Young	Zweifel			

PRESENT: 000

ABSENT WITH LEAVE: 007

Adams	Green	Haywood	Holand	Lawson
Miller	Willoughby			

Speaker Pro Tem Jetton declared the bill passed.

Representative El-Amin requested a verification of the roll call on the motion to third read and pass **CCS SCS HS HB 4**.

CCR SCS HS HB 5, as amended, relating to appropriations, was taken up by Representative Bearden.

Speaker Hanaway resumed the Chair.

Representative Crowell moved the previous question.

Which motion was adopted by the following vote:

AYES: 087

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Deeken	Dempsey	Dethrow
Dixon	Dusenberg	Emery	Engler	Ervin
Fares	Goodman	Guest	Hobbs	Holand
Hunter	Ice	Jackson	Jetton	Johnson 47
Kelly 144	King	Kingery	Lager	Lembke
Lipke	Luetkemeyer	Marsh	May	Mayer
Moore	Morris	Munzlinger	Myers	Nieves
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sander	Schaaf
Schlottach	Schneider	Self	Shoemaker	Smith 118
Smith 14	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Threlkeld	Townley	Viebrock	Wallace
Wasson	Wilson 119	Wilson 130	Wood	Wright
Yates	Madam Speaker			

NOES: 069

Abel	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Campbell	Carnahan
Corcoran	Curls	Darrough	Daus	Davis 122
Donnelly	Dougherty	El-Amin	Fraser	George
Graham	Green	Hampton	Harris 110	Harris 23
Henke	Hilgemann	Hoskins	Hubbard	Johnson 61
Johnson 90	Jolly	Jones	Kelly 36	Kratky
Kuessner	LeVota	Liese	Lowe	McKenna
Meiners	Merideth	Muckler	Page	Ransdall
Sager	Salva	Schoemehl	Seigfreid	Selby
Shoemyer	Skaggs	Spreng	Thompson	Villa
Vogt	Wagner	Walker	Walsh	Walton
Ward	Whorton	Wildberger	Wilson 25	Wilson 42
Witte	Yaeger	Young	Zweifel	

PRESENT: 000

ABSENT WITH LEAVE: 007

Adams	Cunningham 86	Davis 19	Haywood	Lawson
Miller	Willoughby			

Representative Donnelly requested a verification of the roll call on the motion to move the previous question.

Speaker Pro Tem Jetton resumed the Chair.

On motion of Representative Bearden, **CCR SCS HS HB 5, as amended**, was adopted by the following vote:

AYES: 083

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dusenberg	Emery	Engler
Ervin	Fares	Guest	Hobbs	Holand
Hunter	Icet	Jackson	Jetton	Johnson 47
Kelly 144	King	Kingery	Lager	Lembke
Luetkemeyer	Marsh	May	Moore	Morris
Munzlinger	Myers	Nieves	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Rector	Reinhart	Richard	Ruestman	Rupp
Sander	Schaaf	Schlottach	Schneider	Self
Shoemaker	Smith 118	Smith 14	St. Onge	Stefanick
Stevenson	Sutherland	Threlkeld	Townley	Viebrock
Wallace	Walton	Wasson	Wilson 119	Wilson 130
Wood	Wright	Madam Speaker		

NOES: 075

Abel	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Campbell	Carnahan
Corcoran	Curls	Darrough	Daus	Davis 122
Dixon	Donnelly	Dougherty	El-Amin	Fraser
George	Goodman	Graham	Green	Hampton
Harris 110	Harris 23	Henke	Hilgemann	Hoskins
Hubbard	Johnson 61	Johnson 90	Jolly	Jones
Kelly 36	Kratky	Kuessner	LeVota	Liese
Lipke	Lowe	Mayer	McKenna	Meiners
Merideth	Muckler	Page	Ransdall	Roark
Sager	Salva	Schoemehl	Seigfreid	Selby
Shoemyer	Skaggs	Spreng	Taylor	Thompson
Villa	Vogt	Wagner	Walker	Walsh
Ward	Whorton	Wildberger	Wilson 25	Wilson 42
Witte	Yaeger	Yates	Young	Zweifel

PRESENT: 000

ABSENT WITH LEAVE: 005

Adams	Haywood	Lawson	Miller	Willoughby
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Speaker Hanaway resumed the Chair.

Representative Crowell moved the previous question.

Which motion was adopted by the following vote:

AYES: 088

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Bruns
Byrd	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dusenberg	Emery	Engler
Ervin	Fares	Goodman	Guest	Hobbs
Holand	Hunter	Ice	Jackson	Jetton
Johnson 47	Kelly 144	King	Kingery	Lager
Lembke	Lipke	Luetkemeyer	Marsh	May
Mayer	Moore	Morris	Munzlinger	Myers
Nieves	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sander
Schaaf	Schlottach	Schneider	Self	Shoemaker
Smith 118	Smith 14	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Threlkeld	Townley	Viebrock
Wallace	Wasson	Wilson 119	Wilson 130	Wood
Wright	Yates	Madam Speaker		

NOES: 069

Abel	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Campbell	Carnahan
Corcoran	Curls	Darrough	Daus	Davis 122
Donnelly	Dougherty	El-Amin	Fraser	George
Graham	Green	Hampton	Harris 110	Harris 23
Henke	Hilgemann	Hoskins	Hubbard	Johnson 61
Johnson 90	Jolly	Jones	Kelly 36	Kratky
Kuessner	Lawson	LeVota	Liese	Lowe
McKenna	Meiners	Merideth	Muckler	Page
Ransdall	Sager	Salva	Schoemehl	Seigfreid
Selby	Shoemyer	Spreng	Thompson	Villa
Vogt	Wagner	Walker	Walsh	Walton
Ward	Whorton	Wildberger	Wilson 25	Wilson 42
Witte	Yaeger	Young	Zweifel	

PRESENT: 000

ABSENT WITH LEAVE: 006

Adams	Brown	Haywood	Miller	Skaggs
Willoughby				

On motion of Representative Bearden, **CCS SCS HS HB 5** was read the third time and passed by the following vote:

AYES: 086

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dougherty	Dusenberg	Emery

Engler	Ervin	Fares	Goodman	Guest
Hobbs	Holand	Hunter	Ice	Jackson
Jetton	Johnson 47	Kelly 144	King	Kingery
Lager	Lipke	Luetkemeyer	Marsh	May
Moore	Morris	Munzlinger	Myers	Nieves
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Rector	Reinhart	Richard
Ruestman	Rupp	Sander	Schaaf	Schlottach
Schneider	Self	Shoemaker	Smith 118	Smith 14
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Threlkeld	Townley	Viebrock	Wallace	Wasson
Wilson 119	Wilson 130	Wood	Wright	Yates
Madam Speaker				

NOES: 072

Abel	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Campbell	Carnahan
Corcoran	Curls	Darrough	Daus	Davis 122
Dixon	Donnelly	El-Amin	Fraser	George
Graham	Green	Hampton	Harris 110	Harris 23
Henke	Hilgemann	Hoskins	Hubbard	Johnson 61
Johnson 90	Jolly	Jones	Kelly 36	Kratky
Kuessner	Lembke	LeVota	Liese	Lowe
Mayer	McKenna	Meiners	Merideth	Muckler
Page	Ransdall	Roark	Sager	Salva
Schoemehl	Seigfreid	Selby	Shoemyer	Skaggs
Spreng	Thompson	Villa	Vogt	Wagner
Walker	Walsh	Walton	Ward	Whorton
Wildberger	Wilson 25	Wilson 42	Witte	Yaeger
Young	Zweifel			

PRESENT: 000

ABSENT WITH LEAVE: 005

Adams	Haywood	Lawson	Miller	Willoughby
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Speaker Hanaway declared the bill passed.

Representative Johnson (90) requested a verification of the roll call on the motion to third read and pass **CCS SCS HS HB 5**.

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committees to act with like committees from the Senate on the following bills:

SCS HCS HB 613: Representatives Byrd, Lipke, Ruestman, Johnson (61) and Johnson (90)

HCS SB 186: Representatives Munzlinger, Johnson (47), Angst, Bringer and Jolly

HS HCS SCS SB 246: Representatives Rector, Emery, Richard, Willoughby and LeVota

SCS HCS HB 13: Representatives Bearden, Lager, Yates, Walker and Hoskins

HCS HB 19: Representatives Bearden, Lager, Holand, Meiners and Schoemehl

SS SCS HS HB 668: Representatives Crawford, Threlkeld, Black, Green and Young

BILLS IN CONFERENCE

CCR SCS HS HB 6, as amended, relating to appropriations, was taken up by Representative Bearden.

Representative Crowell moved the previous question.

Which motion was adopted by the following vote:

AYES: 088

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Guest
Hobbs	Hunter	Ice	Jackson	Jetton
Johnson 47	Kelly 144	King	Kingery	Lager
Lembke	Lipke	Luetkemeyer	Marsh	May
Mayer	Moore	Morris	Munzlinger	Myers
Nieves	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sander
Schaaf	Schlottach	Schneider	Self	Shoemaker
Smith 118	Smith 14	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Threlkeld	Townley	Viebrock
Wallace	Wasson	Wilson 119	Wilson 130	Wood
Wright	Yates	Madam Speaker		

NOES: 069

Abel	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Campbell	Carnahan
Corcoran	Curls	Darrough	Daus	Davis 122
Donnelly	Dougherty	El-Amin	Fraser	George
Graham	Green	Hampton	Harris 110	Harris 23
Henke	Hilgemann	Hoskins	Hubbard	Johnson 61
Johnson 90	Jolly	Jones	Kelly 36	Kratky
Kuessner	LeVota	Liese	Lowe	McKenna
Meiners	Merideth	Muckler	Page	Ransdall
Sager	Salva	Schoemehl	Seigfreid	Selby
Shoemyer	Skaggs	Spreng	Thompson	Villa
Vogt	Wagner	Walker	Walsh	Walton
Ward	Whorton	Wildberger	Wilson 25	Wilson 42
Witte	Yaeger	Young	Zweifel	

PRESENT: 000

ABSENT WITH LEAVE: 006

Adams	Haywood	Holand	Lawson	Miller
Willoughby				

On motion of Representative Bearden, **CCR SCS HS HB 6, as amended**, was adopted by the following vote:

AYES: 094

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Dougherty
Dusenberg	Emery	Engler	Ervin	Fares
Goodman	Guest	Hobbs	Hunter	Iceet
Jackson	Jetton	Johnson 47	Kelly 144	King
Kingery	Lager	Lembke	Lipke	Lowe
Luetkemeyer	Marsh	May	Mayer	Moore
Morris	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Rector	Reinhart	Richard
Ruestman	Rupp	Sander	Schaaf	Schlottach
Schneider	Seigfreid	Self	Shoemaker	Shoemyer
Smith 118	Smith 14	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Threlkeld	Townley	Viebrock
Wagner	Wallace	Wasson	Wilson 119	Wilson 130
Wood	Wright	Yates	Madam Speaker	

NOES: 064

Abel	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Campbell	Carnahan
Corcoran	Curls	Darrough	Daus	Donnelly
El-Amin	Fraser	George	Graham	Green
Hampton	Harris 110	Harris 23	Henke	Hilgemann
Hoskins	Hubbard	Johnson 61	Johnson 90	Jolly
Jones	Kelly 36	Kratky	Kuessner	Lawson
LeVota	Liese	McKenna	Meiners	Merideth
Muckler	Ransdall	Roark	Sager	Salva
Schoemehl	Selby	Skaggs	Spreng	Thompson
Villa	Vogt	Walker	Walsh	Walton
Ward	Whorton	Wildberger	Wilson 25	Wilson 42
Witte	Yaeger	Young	Zweifel	

PRESENT: 000

ABSENT WITH LEAVE: 005

Adams	Haywood	Holand	Miller	Willoughby
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Representative Crowell moved the previous question.

Which motion was adopted by the following vote:

AYES: 087

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Cooper 120	Cooper 155	Crawford	Crowell

1662 *Journal of the House*

Cunningham 145	Cunningham 86	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dusenberg	Emery	Engler
Ervin	Fares	Goodman	Guest	Hobbs
Hunter	Ice	Jackson	Jetton	Johnson 47
Kelly 144	King	Kingery	Lager	Lembke
Lipke	Luetkemeyer	Marsh	May	Mayer
Moore	Morris	Munzlinger	Myers	Nieves
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sander	Schaaf
Schlottach	Schneider	Self	Shoemaker	Smith 118
Smith 14	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Threlkeld	Townley	Viebrock	Wallace
Wasson	Wilson 119	Wilson 130	Wood	Wright
Yates	Madam Speaker			

NOES: 066

Abel	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Campbell	Carnahan
Corcoran	Curls	Darrough	Daus	Davis 122
Donnelly	El-Amin	Fraser	George	Graham
Green	Hampton	Harris 110	Harris 23	Henke
Hilgemann	Hoskins	Hubbard	Johnson 61	Johnson 90
Jolly	Jones	Kelly 36	Kratky	Kuessner
Lawson	LeVota	Liese	Lowe	McKenna
Meiners	Merideth	Muckler	Page	Sager
Salva	Schoemehl	Seigfreid	Selby	Shoemyer
Skaggs	Spreng	Thompson	Villa	Vogt
Wagner	Walker	Walsh	Walton	Ward
Wildberger	Wilson 25	Witte	Yaeger	Young
Zweifel				

PRESENT: 001

Dougherty

ABSENT WITH LEAVE: 009

Adams	Byrd	Haywood	Holand	Miller
Ransdall	Whorton	Willoughby	Wilson 42	

Representative Fraser requested a verification of the roll call on the motion to move the previous question.

On motion of Representative Bearden, **CCS SCS HS HB 6** was read the third time and passed by the following vote:

AYES: 094

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Dougherty
Dusenberg	Emery	Engler	Ervin	Fares
Goodman	Guest	Hobbs	Hunter	Ice

Jackson	Jetton	Johnson 47	Kelly 144	King
Kingery	Lager	Lembke	Lipke	Lowe
Luetkemeyer	Marsh	May	Mayer	Moore
Morris	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Rector	Reinhart	Richard
Ruestman	Rupp	Sander	Schaaf	Schlottach
Schneider	Seigfreid	Self	Shoemaker	Shoemyer
Smith 118	Smith 14	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Threlkeld	Townley	Viebrock
Wagner	Wallace	Wasson	Wilson 119	Wilson 130
Wood	Wright	Yates	Madam Speaker	

NOES: 063

Abel	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Campbell	Carnahan
Corcoran	Curls	Darrough	Daus	Donnelly
El-Amin	Fraser	George	Graham	Green
Hampton	Harris 110	Harris 23	Henke	Hilgemann
Hoskins	Hubbard	Johnson 61	Johnson 90	Jolly
Jones	Kelly 36	Kratky	Kuessner	LeVota
Liese	McKenna	Meiners	Merideth	Muckler
Ransdall	Roark	Sager	Salva	Schoemehl
Selby	Skaggs	Spreng	Thompson	Villa
Vogt	Walker	Walsh	Walton	Ward
Whorton	Wildberger	Wilson 25	Wilson 42	Witte
Yaeger	Young	Zweifel		

PRESENT: 000

ABSENT WITH LEAVE: 006

Adams	Haywood	Holand	Lawson	Miller
Willoughby				

Speaker Hanaway declared the bill passed.

Representative Johnson (90) requested a verification of the roll call on the motion to third read and pass **CCS SCS HS HB 6**.

CCR SCS HS HB 7, relating to appropriations, was taken up by Representative Bearden.

Representative Crowell moved the previous question.

Which motion was adopted by the following vote:

AYES: 085

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Deeken	Dempsey
Dethrow	Dixon	Dusenberg	Emery	Engler
Ervin	Fares	Goodman	Guest	Hobbs

1664 *Journal of the House*

Hunter	Ice	Jackson	Jetton	Kelly 144
King	Kingery	Lager	Lembke	Lipke
Luetkemeyer	Marsh	May	Mayer	Moore
Morris	Munzlinger	Myers	Nieves	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sander	Schaaf	Schlottach
Schneider	Self	Shoemaker	Smith 118	Smith 14
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Threlkeld	Townley	Viebrock	Wallace	Wilson 119
Wilson 130	Wood	Wright	Yates	Madam Speaker

NOES: 065

Abel	Barnitz	Bishop	Boykins	Bringer
Brooks	Burnett	Campbell	Carnahan	Corcoran
Curls	Darrough	Daus	Davis 122	Donnelly
El-Amin	Fraser	Graham	Green	Hampton
Harris 110	Harris 23	Henke	Hilgemann	Hoskins
Hubbard	Johnson 61	Johnson 90	Jolly	Jones
Kelly 36	Kratky	Kuessner	LeVota	Liese
Lowe	McKenna	Meiners	Merideth	Muckler
Page	Ransdall	Sager	Salva	Schoemehl
Seigfreid	Selby	Skaggs	Spreng	Thompson
Villa	Vogt	Wagner	Walker	Walsh
Walton	Ward	Whorton	Wildberger	Wilson 25
Wilson 42	Witte	Yaeger	Young	Zweifel

PRESENT: 001

Dougherty

ABSENT WITH LEAVE: 012

Adams	Bland	Davis 19	George	Haywood
Holand	Johnson 47	Lawson	Miller	Shoemyer
Wasson	Willoughby			

On motion of Representative Bearden, **CCR SCS HS HB 7** was adopted by the following vote:

AYES: 117

Angst	Avery	Baker	Bean	Bearden
Behnen	Bishop	Bivins	Black	Bland
Bough	Boykins	Brown	Bruns	Byrd
Campbell	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Darrough	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Dougherty
Dusenberger	Emery	Engler	Ervin	Fares
George	Goodman	Green	Guest	Harris 110
Hobbs	Hoskins	Hubbard	Hunter	Ice
Jackson	Jetton	Johnson 47	Johnson 90	Jolly
Kelly 144	King	Kingery	Kratky	Lager
Lembke	LeVota	Liese	Lipke	Lowe
Luetkemeyer	Marsh	May	Mayer	Meiners
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Rector

Reinhart	Richard	Ruestman	Rupp	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Self
Shoemaker	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Threlkeld	Townley	Viebrock	Wagner	Walker
Wallace	Walton	Wasson	Wildberger	Wilson 119
Wilson 130	Wood	Wright	Yates	Young
Zweifel	Madam Speaker			

NOES: 039

Abel	Barnitz	Bringer	Brooks	Burnett
Carnahan	Curls	Daus	Davis 122	Donnelly
El-Amin	Fraser	Graham	Hampton	Harris 23
Henke	Hilgemann	Johnson 61	Jones	Kelly 36
Kuessner	McKenna	Merideth	Ransdall	Roark
Sager	Salva	Seigfreid	Selby	Shoemyer
Thompson	Villa	Vogt	Walsh	Whorton
Wilson 25	Wilson 42	Witte	Yaeger	

PRESENT: 000

ABSENT WITH LEAVE: 007

Adams	Haywood	Holand	Lawson	Miller
Ward	Willoughby			

Representative Crowell moved the previous question.

Which motion was adopted by the following vote:

AYES: 086

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dusenberg	Emery	Engler
Ervin	Fares	Goodman	Guest	Hobbs
Hunter	Icet	Jackson	Jetton	Johnson 47
Kelly 144	King	Kingery	Lager	Lembke
Lipke	Luetkemeyer	Marsh	Mayer	Moore
Morris	Munzlinger	Myers	Nieves	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sander	Schaaf	Schlottach
Schneider	Self	Shoemaker	Smith 118	Smith 14
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Threlkeld	Townley	Viebrock	Wallace	Wasson
Wilson 119	Wilson 130	Wood	Wright	Yates
Madam Speaker				

NOES: 068

Abel	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Campbell	Carnahan
Corcoran	Curls	Darrough	Daus	Davis 122

1666 *Journal of the House*

Donnelly	El-Amin	Fraser	George	Graham
Green	Hampton	Harris 110	Harris 23	Henke
Hilgemann	Hoskins	Hubbard	Johnson 61	Johnson 90
Jolly	Jones	Kelly 36	Kratky	Kuessner
LeVota	Liese	Lowe	McKenna	Meiners
Merideth	Muckler	Page	Ransdall	Sager
Salva	Schoemehl	Seigfreid	Selby	Shoemyer
Skaggs	Spreng	Thompson	Villa	Vogt
Wagner	Walker	Walsh	Walton	Ward
Whorton	Wildberger	Wilson 25	Wilson 42	Witte
Yaeger	Young	Zweifel		

PRESENT: 001

Dougherty

ABSENT WITH LEAVE: 008

Adams	Byrd	Haywood	Holand	Lawson
May	Miller	Willoughby		

On motion of Representative Bearden, **CCS SCS HS HB 7** was read the third time and passed by the following vote:

AYES: 118

Abel	Angst	Avery	Baker	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Boykins	Brown	Bruns
Byrd	Campbell	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Darrough
Davis 19	Deeken	Dempsey	Dethrow	Dixon
Dougherty	Dusenberg	El-Amin	Emery	Engler
Ervin	Fares	George	Goodman	Green
Guest	Harris 110	Hobbs	Hoskins	Hubbard
Hunter	Ice	Jackson	Jetton	Johnson 47
Johnson 90	Jolly	Kelly 144	King	Kingery
Kratky	Lager	Lembke	LeVota	Liese
Lipke	Lowe	Luetkemeyer	Marsh	May
Mayer	Meiners	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Rector	Reinhart	Richard	Ruestman
Rupp	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Self	Shoemaker	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Viebrock
Wagner	Walker	Wallace	Walton	Wasson
Wilson 119	Wilson 130	Wood	Wright	Yates
Young	Zweifel	Madam Speaker		

NOES: 039

Barnitz	Bringer	Brooks	Burnett	Carnahan
Curls	Daus	Davis 122	Donnelly	Fraser
Graham	Hampton	Harris 23	Henke	Hilgemann
Johnson 61	Jones	Kelly 36	Kuessner	McKenna
Merideth	Ransdall	Roark	Sager	Salva

Seigfreid	Selby	Shoemyer	Townley	Villa
Vogt	Walsh	Ward	Whorton	Wildberger
Wilson 25	Wilson 42	Witte	Yaeger	

PRESENT: 000

ABSENT WITH LEAVE: 006

Adams	Haywood	Holand	Lawson	Miller
Willoughby				

Speaker Hanaway declared the bill passed.

Representative Henke requested a verification of the roll call on the motion to third read and pass **CCS SCS HS HB 7**.

CCR SCS HS HB 8, as amended, relating to appropriations, was taken up by Representative Bearden.

Representative Crowell moved the previous question.

Which motion was adopted by the following vote:

AYES: 088

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Guest
Hobbs	Hunter	Icet	Jackson	Jetton
Johnson 47	Kelly 144	King	Kingery	Lager
Lembke	Lipke	Luetkemeyer	Marsh	May
Mayer	Moore	Morris	Munzlinger	Myers
Nieves	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sander
Schaaf	Schlottach	Schneider	Self	Shoemaker
Smith 118	Smith 14	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Threlkeld	Townley	Viebrock
Wallace	Wasson	Wilson 119	Wilson 130	Wood
Wright	Yates	Madam Speaker		

NOES: 067

Abel	Barnitz	Bishop	Bringer	Brooks
Burnett	Campbell	Carnahan	Corcoran	Curls
Darrough	Daus	Davis 122	Donnelly	Dougherty
El-Amin	Fraser	George	Graham	Green
Hampton	Harris 110	Harris 23	Henke	Hilgemann
Hoskins	Hubbard	Johnson 61	Johnson 90	Jolly
Jones	Kelly 36	Kratky	Kuessner	Lawson
LeVota	Liese	Lowe	McKenna	Meiners
Merideth	Muckler	Page	Ransdall	Sager

1668 *Journal of the House*

Salva	Schoemehl	Seigfreid	Selby	Shoemyer
Skaggs	Spreng	Thompson	Villa	Vogt
Wagner	Walker	Walsh	Walton	Ward
Whorton	Wilson 25	Wilson 42	Witte	Yaeger
Young	Zweifel			

PRESENT: 000

ABSENT WITH LEAVE: 008

Adams	Bland	Boykins	Haywood	Holand
Miller	Wildberger	Willoughby		

On motion of Representative Bearden, **CCR SCS HS HB 8, as amended**, was adopted by the following vote:

AYES: 082

Angst	Avery	Baker	Bean	Bearden
Bivins	Black	Bough	Brown	Bruns
Byrd	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Emery	Engler	Ervin
Fares	Goodman	Guest	Hobbs	Hunter
Iceet	Jackson	Jetton	Johnson 47	Kelly 144
King	Kingery	Lager	Lembke	Lipke
Luetkemeyer	Marsh	May	Mayer	Moore
Morris	Munzlinger	Nieves	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Rector	Reinhart	Richard	Ruestman	Sander
Schaaf	Schlottach	Schneider	Self	Smith 118
Smith 14	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Townley	Wallace	Wasson
Wildberger	Wilson 119	Wilson 130	Wood	Wright
Yates	Madam Speaker			

NOES: 073

Abel	Barnitz	Behnen	Bishop	Bland
Bringer	Brooks	Burnett	Campbell	Carnahan
Corcoran	Curls	Darrough	Daus	Davis 122
Donnelly	Dougherty	Dusenberg	El-Amin	Fraser
George	Graham	Green	Hampton	Harris 110
Harris 23	Henke	Hilgemann	Hoskins	Hubbard
Johnson 61	Johnson 90	Jolly	Jones	Kelly 36
Kratky	Kuessner	Lawson	LeVota	Liese
Lowe	McKenna	Meiners	Merideth	Muckler
Myers	Page	Ransdall	Roark	Sager
Salva	Schoemehl	Seigfreid	Shoemaker	Shoemyer
Skaggs	Spreng	Threlkeld	Viebrock	Villa
Vogt	Wagner	Walker	Walsh	Walton
Ward	Whorton	Wilson 25	Wilson 42	Witte
Yaeger	Young	Zweifel		

PRESENT: 000

ABSENT WITH LEAVE: 008

Adams	Boykins	Haywood	Holand	Miller
Rupp	Selby	Willoughby		

Representative Crowell moved the previous question.

Which motion was adopted by the following vote:

AYES: 086

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Guest
Hobbs	Hunter	Ice	Jackson	Jetton
Johnson 47	Kelly 144	King	Kingery	Lager
Lembke	Lipke	Luetkemeyer	Marsh	May
Mayer	Moore	Morris	Munzlinger	Myers
Nieves	Parker	Pearce	Phillips	Portwood
Purgason	Quinn	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sander	Schlottach
Schneider	Self	Shoemaker	Smith 118	Smith 14
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Threlkeld	Townley	Viebrock	Wallace	Wasson
Wilson 119	Wilson 130	Wood	Wright	Yates
Madam Speaker				

NOES: 068

Abel	Barnitz	Bishop	Bringer	Brooks
Burnett	Campbell	Carnahan	Corcoran	Curls
Darrough	Daus	Davis 122	Donnelly	Dougherty
El-Amin	Fraser	George	Graham	Green
Hampton	Harris 110	Harris 23	Henke	Hilgemann
Hoskins	Hubbard	Johnson 61	Johnson 90	Jolly
Jones	Kelly 36	Kratky	Kuessner	Lawson
LeVota	Liese	Lowe	McKenna	Meiners
Merideth	Muckler	Page	Ransdall	Sager
Salva	Schoemehl	Seigfreid	Selby	Shoemyer
Skaggs	Spreng	Thompson	Villa	Vogt
Wagner	Walker	Walsh	Walton	Ward
Whorton	Wildberger	Wilson 25	Wilson 42	Witte
Yaeger	Young	Zweifel		

PRESENT: 000

ABSENT WITH LEAVE: 009

Adams	Bland	Boykins	Haywood	Holand
Miller	Pratt	Schaaf	Willoughby	

On motion of Representative Bearden, **CCS SCS HS HB 8** was read the third time and passed by the following vote:

AYES: 085

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Guest
Hobbs	Hunter	Iceet	Jackson	Jetton
Johnson 47	Kelly 144	King	Kingery	Lager
Lembke	Lipke	Luetkemeyer	Marsh	May
Mayer	Moore	Morris	Munzlinger	Myers
Nieves	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Rector	Reinhart
Richard	Ruestman	Rupp	Sander	Schaaf
Schlottach	Schneider	Self	Smith 118	Smith 14
St. Onge	Stefanick	Stevenson	Taylor	Thompson
Townley	Viebrock	Wallace	Wasson	Wilson 119
Wilson 130	Wood	Wright	Yates	Madam Speaker

NOES: 068

Abel	Barnitz	Bishop	Bland	Bringer
Brooks	Burnett	Campbell	Carnahan	Corcoran
Curls	Darrough	Daus	Davis 122	Donnelly
Dougherty	El-Amin	Fraser	Graham	Hampton
Harris 110	Harris 23	Henke	Hilgemann	Hoskins
Hubbard	Johnson 61	Johnson 90	Jolly	Jones
Kelly 36	Kratky	Kuessner	Lawson	LeVota
Liese	Lowe	McKenna	Meiners	Merideth
Muckler	Page	Roark	Sager	Salva
Schoemehl	Seigfreid	Selby	Shoemaker	Shoemyer
Skaggs	Spreng	Threlkeld	Villa	Vogt
Wagner	Walker	Walsh	Walton	Ward
Whorton	Wildberger	Wilson 25	Wilson 42	Witte
Yaeger	Young	Zweifel		

PRESENT: 000

ABSENT WITH LEAVE: 010

Adams	Boykins	George	Green	Haywood
Holand	Miller	Ransdall	Sutherland	Willoughby

Speaker Hanaway declared the bill passed.

CCR SCS HS HB 9, as amended, relating to appropriations, was taken up by Representative Bearden.

Representative Crowell moved the previous question.

Which motion was adopted by the following vote:

AYES: 088

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Guest
Hobbs	Hunter	Iceet	Jackson	Jetton
Johnson 47	Kelly 144	King	Kingery	Lager
Lembke	Lipke	Luetkemeyer	Marsh	May
Mayer	Moore	Morris	Munzlinger	Myers
Nieves	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sander
Schaaf	Schlottach	Schneider	Self	Shoemaker
Smith 118	Smith 14	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Threlkeld	Townley	Viebrock
Wallace	Wasson	Wilson 119	Wilson 130	Wood
Wright	Yates	Madam Speaker		

NOES: 069

Abel	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Campbell	Carnahan
Corcoran	Curls	Darrough	Daus	Davis 122
Donnelly	Dougherty	El-Amin	Fraser	George
Graham	Green	Hampton	Harris 110	Harris 23
Henke	Hilgemann	Hoskins	Hubbard	Johnson 61
Johnson 90	Jolly	Jones	Kelly 36	Kratky
Kuessner	Lawson	LeVota	Liese	Lowe
McKenna	Meiners	Merideth	Muckler	Page
Ransdall	Sager	Salva	Schoemehl	Seigfreid
Selby	Shoemyer	Skaggs	Spreng	Thompson
Villa	Vogt	Wagner	Walker	Walsh
Walton	Ward	Whorton	Wilson 25	Wilson 42
Witte	Yaeger	Young	Zweifel	

PRESENT: 000

ABSENT WITH LEAVE: 006

Adams	Haywood	Holand	Miller	Wildberger
Willoughby				

On motion of Representative Bearden, **CCR SCS HS HB 9, as amended**, was adopted by the following vote:

AYES: 087

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crowell
Cunningham 145	Cunningham 86	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dougherty	Emery	Engler

1672 *Journal of the House*

Ervin	Fares	Goodman	Guest	Hobbs
Hunter	Ice	Jackson	Jetton	Johnson 47
Kelly 144	King	Kingery	Lager	Lembke
Lipke	Luetkemeyer	Marsh	May	Mayer
Moore	Morris	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Rector	Reinhart
Richard	Rupp	Sander	Schaaf	Schlottach
Schneider	Self	Smith 118	Smith 14	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Wagner	Wallace
Ward	Wasson	Wilson 119	Wilson 130	Wood
Wright	Yates			

NOES: 066

Abel	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Campbell	Carnahan	Corcoran
Curls	Darrough	Daus	Davis 122	Donnelly
Dusenberg	El-Amin	Fraser	George	Graham
Green	Hampton	Harris 110	Harris 23	Henke
Hilgemann	Hoskins	Hubbard	Johnson 61	Johnson 90
Jolly	Jones	Kelly 36	Kratky	Kuessner
LeVota	Liese	Lowe	McKenna	Meiners
Merideth	Muckler	Ransdall	Roark	Ruestman
Sager	Salva	Schoemehl	Seigfreid	Selby
Shoemaker	Shoemyer	Skaggs	Spreng	Villa
Vogt	Walker	Walsh	Walton	Whorton
Wildberger	Wilson 25	Wilson 42	Witte	Young
Zweifel				

PRESENT: 000

ABSENT WITH LEAVE: 010

Adams	Burnett	Crawford	Haywood	Holand
Lawson	Miller	Willoughby	Yaeger	Madam Speaker

Representative Crowell moved the previous question.

Which motion was adopted by the following vote:

AYES: 083

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dethrow	Dixon	Dusenberg	Emery	Engler
Ervin	Fares	Guest	Hobbs	Hunter
Ice	Jackson	Jetton	Johnson 47	Kelly 144
King	Kingery	Lager	Lembke	Lipke
Luetkemeyer	Marsh	May	Mayer	Morris
Munzlinger	Myers	Nieves	Pearce	Phillips
Portwood	Pratt	Quinn	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sander
Schaaf	Schlottach	Schneider	Self	Shoemaker

Smith 118	Smith 14	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Threlkeld	Townley	Viebrock
Wallace	Wasson	Wilson 119	Wilson 130	Wood
Wright	Yates	Madam Speaker		

NOES: 068

Abel	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Campbell	Corcoran
Curls	Darrough	Daus	Davis 122	Donnelly
Dougherty	El-Amin	Fraser	George	Graham
Green	Hampton	Harris 110	Harris 23	Henke
Hilgemann	Hoskins	Johnson 61	Johnson 90	Jolly
Jones	Kelly 36	Kratky	Kuessner	Lawson
LeVota	Liese	Lowe	McKenna	Meiners
Merideth	Muckler	Page	Ransdall	Sager
Salva	Schoemehl	Seigfreid	Selby	Shoemyer
Skaggs	Spreng	Thompson	Villa	Vogt
Wagner	Walker	Walsh	Walton	Ward
Whorton	Wildberger	Wilson 25	Wilson 42	Witte
Yaeger	Young	Zweifel		

PRESENT: 000

ABSENT WITH LEAVE: 012

Adams	Carnahan	Dempsey	Goodman	Haywood
Holand	Hubbard	Miller	Moore	Parker
Purgason	Willoughby			

On motion of Representative Bearden, **CCS SCS HS HB 9** was read the third time and passed by the following vote:

AYES: 087

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dougherty	Dusenberg
Emery	Engler	Ervin	Fares	Goodman
Guest	Hobbs	Hunter	Ice	Jackson
Jetton	Johnson 47	Kelly 144	King	Kingery
Lager	Lembke	Lipke	Luetkemeyer	Marsh
May	Mayer	Moore	Morris	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Purgason	Quinn	Rector
Reinhart	Richard	Ruestman	Rupp	Sander
Schaaf	Schlottach	Schneider	Self	Smith 118
Smith 14	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Townley	Viebrock	Wallace	Ward
Wasson	Wilson 119	Wilson 130	Wood	Wright
Yates	Madam Speaker			

NOES: 069

Abel	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Campbell	Carnahan

1674 *Journal of the House*

Corcoran	Curls	Darrough	Daus	Davis 122
Donnelly	El-Amin	Fraser	George	Graham
Green	Hampton	Harris 110	Harris 23	Henke
Hilgemann	Hoskins	Hubbard	Johnson 61	Johnson 90
Jolly	Jones	Kelly 36	Kratky	Kuessner
Lawson	LeVota	Liese	Lowe	McKenna
Meiners	Merideth	Muckler	Ransdall	Roark
Sager	Salva	Schoemehl	Seigfreid	Selby
Shoemaker	Shoemyer	Skaggs	Spreng	Thompson
Villa	Vogt	Wagner	Walker	Walsh
Walton	Whorton	Wildberger	Wilson 25	Wilson 42
Witte	Yaeger	Young	Zweifel	

PRESENT: 000

ABSENT WITH LEAVE: 007

Adams	Haywood	Holand	Miller	Pratt
Threlkeld	Willoughby			

Speaker Hanaway declared the bill passed.

CCR SCS HS HB 10, as amended, relating to appropriations, was taken up by Representative Bearden.

Representative Crowell moved the previous question.

Which motion was adopted by the following vote:

AYES: 090

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	George	Goodman
Guest	Hobbs	Holand	Hunter	Ice
Jackson	Jetton	Johnson 47	Kelly 144	King
Kingery	Lager	Lembke	Lipke	Luetkemeyer
Marsh	May	Mayer	Moore	Morris
Munzlinger	Myers	Nieves	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sander	Schaaf	Schlottach	Schneider
Self	Shoemaker	Smith 118	Smith 14	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Threlkeld
Townley	Viebrock	Wallace	Wasson	Wilson 119
Wilson 130	Wood	Wright	Yates	Madam Speaker

NOES: 066

Abel	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Campbell	Carnahan
Corcoran	Curls	Darrough	Daus	Davis 122
Donnelly	Dougherty	El-Amin	Fraser	Graham

Green	Hampton	Harris 110	Harris 23	Henke
Hilgemann	Hoskins	Hubbard	Johnson 61	Johnson 90
Jolly	Jones	Kelly 36	Kratky	Kuessner
Lawson	LeVota	Liese	Meiners	Merideth
Muckler	Page	Ransdall	Sager	Salva
Schoemehl	Seigfreid	Selby	Shoemyer	Skaggs
Spreng	Thompson	Villa	Vogt	Wagner
Walker	Walsh	Walton	Whorton	Wildberger
Wilson 25	Wilson 42	Witte	Yaeger	Young
Zweifel				

PRESENT: 000

ABSENT WITH LEAVE: 007

Adams	Haywood	Lowe	McKenna	Miller
Ward	Willoughby			

On motion of Bearden **CCR SCS HS HB 10, as amended**, was adopted by the following vote:

AYES: 084

Angst	Avery	Baker	Bean	Bearden
Bivins	Black	Bough	Brown	Bruns
Byrd	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dusenberg	Emery	Engler
Ervin	Goodman	Guest	Hobbs	Holand
Hunter	Ice	Jackson	Jetton	Kelly 144
King	Kingery	Lager	Lembke	Lipke
Luetkemeyer	Marsh	May	Mayer	Moore
Morris	Munzlinger	Myers	Nieves	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Rector	Reinhart	Richard	Ruestman
Rupp	Sander	Schaaf	Schlottach	Schneider
Self	Smith 118	Smith 14	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Threlkeld	Townley
Viebrock	Wallace	Wasson	Wilson 119	Wilson 130
Wood	Wright	Yates	Madam Speaker	

NOES: 074

Abel	Barnitz	Behnen	Bishop	Bland
Boykins	Bringer	Brooks	Burnett	Campbell
Carnahan	Corcoran	Curls	Darrough	Daus
Davis 122	Donnelly	Dougherty	El-Amin	Fares
Fraser	George	Graham	Green	Hampton
Harris 110	Harris 23	Henke	Hilgemann	Hoskins
Hubbard	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly 36	Kratky	Kuessner	Lawson
LeVota	Liese	Lowe	McKenna	Meiners
Merideth	Muckler	Page	Ransdall	Roark
Sager	Salva	Schoemehl	Seigfreid	Selby
Shoemaker	Shoemyer	Skaggs	Spreng	Thompson
Villa	Vogt	Wagner	Walker	Walsh
Walton	Whorton	Wildberger	Wilson 25	Wilson 42
Witte	Yaeger	Young	Zweifel	

1676 *Journal of the House*

PRESENT: 000

ABSENT WITH LEAVE: 005

Adams	Haywood	Miller	Ward	Willoughby
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Representative Crowell moved the previous question.

Which motion was adopted by the following vote:

AYES: 086

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dusenberg	Emery	Engler
Ervin	Fares	Goodman	Guest	Hobbs
Holand	Hunter	Ice	Jackson	Jetton
Johnson 47	Kelly 144	King	Kingery	Lager
Lembke	Lipke	Luetkemeyer	Marsh	May
Mayer	Moore	Morris	Munzlinger	Myers
Nieves	Parker	Pearce	Phillips	Portwood
Purgason	Quinn	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sander	Schaaf
Schlottach	Self	Shoemaker	Smith 118	Smith 14
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Threlkeld	Townley	Viebrock	Wallace	Wasson
Wilson 119	Wilson 130	Wood	Wright	Yates
Madam Speaker				

NOES: 069

Abel	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Campbell	Carnahan
Corcoran	Curls	Darrough	Daus	Davis 122
Donnelly	Dougherty	El-Amin	Fraser	George
Graham	Hampton	Harris 110	Harris 23	Henke
Hilgemann	Hoskins	Hubbard	Johnson 61	Johnson 90
Jolly	Jones	Kelly 36	Kratky	Kuessner
Lawson	LeVota	Liese	Lowe	McKenna
Meiners	Merideth	Muckler	Page	Ransdall
Sager	Salva	Schoemehl	Seigfreid	Selby
Shoemyer	Skaggs	Spreng	Thompson	Villa
Vogt	Wagner	Walker	Walsh	Walton
Ward	Whorton	Wildberger	Wilson 25	Wilson 42
Witte	Yaeger	Young	Zweifel	

PRESENT: 000

ABSENT WITH LEAVE: 008

Adams	Cooper 120	Green	Haywood	Miller
Pratt	Schneider	Willoughby		

On motion of Representative Bearden, **CCS SCS HS HB 10** was read the third time and passed by the following vote:

AYES: 084

Angst	Avery	Baker	Bean	Bearden
Bivins	Black	Bough	Brown	Bruns
Byrd	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dusenberg	Emery	Engler
Ervin	Goodman	Guest	Hobbs	Holand
Hunter	Icet	Jackson	Jetton	Kelly 144
King	Kingery	Lager	Lembke	Lipke
Luetkemeyer	Marsh	May	Mayer	Moore
Morris	Munzlinger	Myers	Nieves	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Rector	Reinhart	Richard	Ruestman
Rupp	Sander	Schaaf	Schlottach	Schneider
Self	Smith 118	Smith 14	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Threlkeld	Townley
Viebrock	Wallace	Wasson	Wilson 119	Wilson 130
Wood	Wright	Yates	Madam Speaker	

NOES: 075

Abel	Barnitz	Behnen	Bishop	Bland
Boykins	Bringer	Brooks	Burnett	Campbell
Carnahan	Corcoran	Curls	Darrough	Daus
Davis 122	Donnelly	Dougherty	El-Amin	Fares
Fraser	George	Graham	Green	Hampton
Harris 110	Harris 23	Henke	Hilgemann	Hoskins
Hubbard	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly 36	Kratky	Kuessner	Lawson
LeVota	Liese	Lowe	McKenna	Meiners
Merideth	Muckler	Page	Ransdall	Roark
Sager	Salva	Schoemehl	Seigfreid	Selby
Shoemaker	Shoemyer	Skaggs	Spreng	Thompson
Villa	Vogt	Wagner	Walker	Walsh
Walton	Ward	Whorton	Wildberger	Wilson 25
Wilson 42	Witte	Yaeger	Young	Zweifel

PRESENT: 000

ABSENT WITH LEAVE: 004

Adams	Haywood	Miller	Willoughby
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Speaker Hanaway declared the bill passed.

Representative El-Amin requested a verification of the roll call on the motion to third read and pass **CCS SCS HS HB 10**.

CCR SCS HS HB 11, as amended, relating to appropriations, was taken up by Representative Bearden.

Representative Crowell moved the previous question.

Which motion was adopted by the following vote:

AYES: 088

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Guest
Hobbs	Holand	Hunter	Ice	Jackson
Jetton	Johnson 47	Kelly 144	King	Kingery
Lager	Lembke	Lipke	Luetkemeyer	Marsh
May	Mayer	Moore	Morris	Munzlinger
Myers	Nieves	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Rector
Richard	Roark	Ruestman	Rupp	Sander
Schaaf	Schlottach	Schneider	Self	Shoemaker
Smith 118	Smith 14	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Threlkeld	Townley	Viebrock
Wallace	Wasson	Wilson 119	Wilson 130	Wood
Wright	Yates	Madam Speaker		

NOES: 067

Abel	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Campbell	Carnahan
Corcoran	Curls	Darroug	Daus	Davis 122
Donnelly	Dougherty	El-Amin	Fraser	George
Graham	Green	Hampton	Harris 110	Harris 23
Henke	Hilgemann	Hoskins	Hubbard	Johnson 61
Johnson 90	Jolly	Jones	Kelly 36	Kratky
Kuessner	Lawson	LeVota	Liese	Lowe
McKenna	Meiners	Merideth	Muckler	Page
Ransdall	Sager	Schoemehl	Seigfreid	Selby
Shoemyer	Skaggs	Spreng	Thompson	Villa
Vogt	Walsh	Walton	Ward	Whorton
Wildberger	Wilson 25	Wilson 42	Witte	Yaeger
Young	Zweifel			

PRESENT: 000

ABSENT WITH LEAVE: 008

Adams	Haywood	Miller	Reinhart	Salva
Wagner	Walker	Willoughby		

On motion of Representative Bearden, **CCR SCS HS HB 11, as amended**, was adopted by the following vote:

AYES: 084

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown

Bruns	Byrd	Cooper 120	Cooper 155	Crowell
Cunningham 145	Cunningham 86	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dusenberg	Emery	Engler
Ervin	Goodman	Guest	Hobbs	Holand
Hunter	Ice	Jackson	Jetton	Johnson 47
Kelly 144	King	Kingery	Lager	Lembke
Lipke	Luetkemeyer	Marsh	May	Mayer
Moore	Morris	Myers	Nieves	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Rector	Reinhart	Richard	Ruestman
Rupp	Sander	Schaaf	Schlottach	Schneider
Self	Smith 118	Smith 14	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Threlkeld	Townley
Viebrock	Wallace	Wasson	Wilson 119	Wilson 130
Wood	Wright	Yates	Madam Speaker	

NOES: 071

Abel	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Campbell	Carnahan
Corcoran	Curls	Darrough	Daus	Davis 122
Donnelly	Dougherty	El-Amin	Fraser	George
Graham	Green	Hampton	Harris 110	Harris 23
Henke	Hilgemann	Hoskins	Hubbard	Johnson 61
Johnson 90	Jolly	Jones	Kelly 36	Kratky
Kuessner	Lawson	LeVota	Liese	Lowe
McKenna	Meiners	Merideth	Muckler	Munzlinger
Page	Ransdall	Roark	Sager	Schoemehl
Seigfreid	Selby	Shoemaker	Shoemyer	Skaggs
Spreng	Thompson	Villa	Vogt	Walker
Walsh	Walton	Ward	Whorton	Wildberger
Wilson 25	Wilson 42	Witte	Yaeger	Young
Zweifel				

PRESENT: 001

Fares

ABSENT WITH LEAVE: 007

Adams	Crawford	Haywood	Miller	Salva
Wagner	Willoughby			

Representative Johnson (90) requested a verification of the roll call on the motion to adopt **CCR SCS HS HB 11, as amended.**

Representative Crowell moved the previous question.

Which motion was adopted by the following vote:

AYES: 089

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken

1680 *Journal of the House*

Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Guest
Hobbs	Holand	Hunter	Ice	Jackson
Jetton	Johnson 47	Kelly 144	King	Kingery
Lager	Lembke	Lipke	Luetkemeyer	Marsh
May	Mayer	Moore	Morris	Munzlinger
Myers	Nieves	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sander	Schaaf	Schlottach	Schneider	Self
Shoemaker	Smith 118	Smith 14	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Threlkeld	Townley
Viebrock	Wallace	Wasson	Wilson 119	Wilson 130
Wood	Wright	Yates	Madam Speaker	

NOES: 067

Abel	Barnitz	Bishop	Bland	Bringer
Brooks	Burnett	Campbell	Carnahan	Corcoran
Curls	Darrough	Daus	Davis 122	Donnelly
Dougherty	El-Amin	Fraser	George	Graham
Green	Hampton	Harris 110	Harris 23	Henke
Hilgemann	Hoskins	Hubbard	Johnson 61	Johnson 90
Jolly	Jones	Kelly 36	Kratky	Kuessner
Lawson	LeVota	Liese	Lowe	McKenna
Meiners	Merideth	Muckler	Page	Ransdall
Sager	Schoemehl	Seigfreid	Selby	Shoemyer
Skaggs	Spreng	Thompson	Villa	Vogt
Walker	Walsh	Walton	Ward	Whorton
Wildberger	Wilson 25	Wilson 42	Witte	Yaeger
Young	Zweifel			

PRESENT: 000

ABSENT WITH LEAVE: 007

Adams	Boykins	Haywood	Miller	Salva
Wagner	Willoughby			

On motion of Representative Bearden, **CCS SCS HS HB 11** was read the third time and passed by the following vote:

AYES: 082

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Bough	Brown	Bruns
Cooper 120	Cooper 155	Crawford	Crowell	Cunningham 145
Cunningham 86	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Dusenberg	Emery	Engler	Ervin
Goodman	Guest	Hobbs	Holand	Hunter
Ice	Jackson	Jetton	Johnson 47	Kelly 144
King	Kingery	Lager	Lembke	Lipke
Luetkemeyer	Marsh	May	Mayer	Moore
Morris	Myers	Nieves	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Rector	Reinhart	Richard	Ruestman	Rupp
Sander	Schlottach	Schneider	Self	Smith 118
Smith 14	St. Onge	Stefanick	Stevenson	Sutherland

Taylor	Threlkeld	Townley	Viebrock	Wallace
Wasson	Wilson 119	Wilson 130	Wood	Wright
Yates	Madam Speaker			

NOES: 074

Abel	Barnitz	Bishop	Black	Bland
Boykins	Bringer	Brooks	Burnett	Campbell
Carnahan	Corcoran	Curls	Darrough	Daus
Davis 122	Donnelly	Dougherty	El-Amin	Fares
Fraser	George	Graham	Green	Hampton
Harris 110	Harris 23	Henke	Hilgemann	Hoskins
Hubbard	Johnson 61	Johnson 90	Jolly	Jones
Kelly 36	Kratky	Kuessner	Lawson	LeVota
Liese	Lowe	McKenna	Meiners	Merideth
Muckler	Munzlinger	Page	Ransdall	Roark
Sager	Schaaf	Schoemehl	Seigfreid	Selby
Shoemaker	Shoemyer	Skaggs	Spreng	Thompson
Villa	Vogt	Walker	Walsh	Walton
Ward	Whorton	Wildberger	Wilson 25	Wilson 42
Witte	Yaeger	Young	Zweifel	

PRESENT: 000

ABSENT WITH LEAVE: 007

Adams	Byrd	Haywood	Miller	Salva
Wagner	Willoughby			

Speaker Hanaway declared the bill passed.

Representative Johnson (90) requested a verification of the roll call on the motion to third read and pass **CCS SCS HS HB 11**.

CCR SCS HS HB 12, as amended, relating to appropriations, was taken up by Representative Bearden.

On motion of Representative Bearden, **CCR SCS HS HB 12, as amended**, was adopted by the following vote:

AYES: 093

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dougherty	Dusenberg
Emery	Engler	Ervin	Fares	Goodman
Guest	Hobbs	Holand	Hunter	Ice
Jackson	Jetton	Johnson 47	Jolly	Kelly 144
King	Kingery	Lager	Lembke	Lipke
Luetkemeyer	Marsh	May	Mayer	Moore
Morris	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Rector	Reinhart	Richard

1682 *Journal of the House*

Ruestman	Rupp	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Self	Shoemaker
Smith 118	Smith 14	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Threlkeld	Townley	Viebrock
Wallace	Wasson	Wilson 119	Wilson 130	Wood
Wright	Yates	Madam Speaker		

NOES: 063

Abel	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Campbell	Carnahan
Corcoran	Curls	Darrough	Daus	Davis 122
Donnelly	El-Amin	Fraser	George	Graham
Green	Hampton	Harris 110	Harris 23	Henke
Hilgemann	Hoskins	Hubbard	Johnson 90	Jones
Kelly 36	Kratky	Kuessner	Lawson	LeVota
Liese	Lowe	McKenna	Meiners	Merideth
Muckler	Ransdall	Roark	Sager	Selby
Shoemyer	Skaggs	Spreng	Thompson	Villa
Vogt	Walker	Walsh	Walton	Ward
Whorton	Wildberger	Wilson 25	Wilson 42	Witte
Yaeger	Young	Zweifel		

PRESENT: 000

ABSENT WITH LEAVE: 007

Adams	Haywood	Johnson 61	Miller	Salva
Wagner	Willoughby			

On motion of Representative Bearden, **CCS SCS HS HB 12** was read the third time and passed by the following vote:

AYES: 090

Angst	Avery	Baker	Bean	Bearden
Bivins	Black	Bough	Brown	Bruns
Byrd	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dougherty	Dusenberg
Emery	Engler	Ervin	Fares	Guest
Hobbs	Holand	Hunter	Ice	Jackson
Jetton	Johnson 47	Jolly	Kelly 144	King
Kingery	Lager	Lembke	Lipke	Luetkemeyer
Marsh	May	Mayer	Moore	Morris
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Purgason	Quinn
Rector	Reinhart	Richard	Ruestman	Rupp
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Self	Smith 118	Smith 14	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Threlkeld
Townley	Viebrock	Wallace	Wasson	Wilson 119
Wilson 130	Wood	Wright	Yates	Madam Speaker

NOES: 061

Abel	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Campbell	Carnahan

Corcoran	Curls	Darrough	Daus	Donnelly
El-Amin	Fraser	George	Graham	Green
Hampton	Harris 110	Harris 23	Henke	Hilgemann
Hoskins	Hubbard	Johnson 90	Jones	Kelly 36
Kratky	Kuessner	Lawson	LeVota	Liese
Lowe	McKenna	Meiners	Muckler	Ransdall
Roark	Sager	Selby	Shoemyer	Skaggs
Spreng	Thompson	Villa	Vogt	Walker
Walsh	Walton	Ward	Whorton	Wildberger
Wilson 25	Wilson 42	Witte	Yaeger	Young
Zweifel				

PRESENT: 000

ABSENT WITH LEAVE: 012

Adams	Behnen	Goodman	Haywood	Johnson 61
Merideth	Miller	Pratt	Salva	Shoemaker
Wagner	Willoughby			

Speaker Hanaway declared the bill passed.

BILL IN CONFERENCE

HCS HB 19, with Senate Committee Amendment No. 1, relating to appropriations, was taken up by Representative Bearden.

Representative Bearden moved that the House conferees on **HCS HB 19** be allowed to exceed the differences by allowing them to include a provision concerning the Pierce City Armory.

Representative Bearden withdrew the motion.

Representative Bearden moved that the House conferees on **HCS HB 19** be allowed to exceed the differences by allowing them to include provisions concerning the Pierce City Armory and the DeSoto Armory.

Which motion was adopted.

MESSAGE FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SCS SB 69** and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

BILL CARRYING REQUEST MESSAGE

HCS SCS SB 69, relating to small businesses, was taken up by Representative Baker.

Representative Baker moved that the House refuse to recede from its position on **HCS SCS SB 69** and grant the Senate a conference.

Which motion was adopted.

APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed the following Conference Committee to act with a like committee from the Senate on the following bill:

HCS SCS SB 69: Representatives Baker, St. Onge, Angst, Bland and Dougherty

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SB 184 - Budget (Fiscal Note)

SS#2 SCS SBs 248, 100, 118, 233, 247, 341 & 420 - Retirement

SCS SB 675 - Tax Policy

COMMITTEE REPORTS

Committee on Budget, Chairman Bearden reporting:

Madam Speaker: Your Committee on Budget, to which was referred **SB 243**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Committee on Crime Prevention and Public Safety, Chairman Mayer reporting:

Madam Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **SB 184**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Committee on Financial Services, Chairman Luetkemeyer reporting:

Madam Speaker: Your Committee on Financial Services, to which was referred **SCS SB 385**, begs leave to report it has examined the same and recommends that it **House Committee Substitute Do Pass**.

Committee on Retirement, Chairman Smith (118) reporting:

Madam Speaker: Your Committee on Retirement, to which was referred **HB 583**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 307**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SCS SB 281** and has taken up and passed **HCS SCS SB 281**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SCS SB 295** and has taken up and passed **HCS SCS SB 295**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **House Committee Amendment No. 1 to SB 423** and has taken up and passed **SB 423, as amended**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SB 465** and has taken up and passed **HCS SB 465**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SB 504** and has taken up and passed **HCS SB 504**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HS HB 2, as amended**, and has taken up and passed **CCS SCS HS HB 2**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HS HB 3, as amended**, and has taken up and passed **CCS SCS HS HB 3**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HS HB 4, as amended**, and has taken up and passed **CCS SCS HS HB 4**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HS HB 5, as amended**, and has taken up and passed **CCS SCS HS HB 5**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HS HB 6, as amended**, and has taken up and passed **CCS SCS HS HB 6**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HS HB 7** and has taken up and passed **CCS SCS HS HB 7**.

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 13**

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 13 begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 13.
2. That the House recede from its position on House Committee Substitute for House Bill No. 13.
3. That the attached Conference Committee Substitute for House Bill No. 13, be Truly Agreed To and Finally Passed.

FOR THE SENATE:

/s/ Sen. John T. Russell
/s/Sen. Chuck Gross
/s/Sen. Charles W. Shields
/s/Sen. Wayne Goode
/s/Sen. Pat Dougherty

FOR THE HOUSE:

/s/ Rep. Carl Bearden
/s/ Rep. Brad Lager
/s/ Rep. Brian Yates
/s/ Rep. Theodore Hoskins
/s/ Rep. Vicki Walker

**CONFERENCE COMMITTEE REPORT
ON
SENATE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 289**

The Conference Committee appointed on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 289, with Senate Amendment Nos. 1, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18 and 19, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 289, as amended;
2. That the House recede from its position on House Committee Substitute for House Bill No. 289;
3. That the attached Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 289, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Sarah Steelman
/s/ David Klindt
/s/ Jim Mathewson
/s/ Wayne Goode
/s/ Chuck Gross

FOR THE HOUSE:

/s/ Tom Dempsey
/s/ Brian Yates
/s/ Melba Curls
/s/ David Pearce
/s/ Denny Merideth

**CONFERENCE COMMITTEE REPORT
ON
SENATE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE SUBSTITUTE
FOR
HOUSE BILL NO. 511**

The Conference Committee appointed on Senate Substitute for Senate Committee Substitute for House Substitute for House Bill No. 511, with Senate Amendment Nos. 1, 2, 3, 4, 5, 6, 9, 11, and 14, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for House Substitute for House Bill No. 511, as amended;
2. That the House recede from its position on House Substitute for House Bill No. 511;
3. That the attached Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Substitute for House Bill No. 511, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Sen. Anita Yeckel
/s/ Sen. Delbert Scott
/s/ Sen. Matt Bartle
/s/ Sen. Rita Days
/s/ Sen. Steve Stoll

FOR THE HOUSE:

/s/ Rep. Bob May
/s/ Rep. Bill Deeken
/s/ Rep. Brian Yates
/s/ Rep. James Seigfreid
/s/ Rep. Curt Dougherty

**CONFERENCE COMMITTEE REPORT
ON
SENATE SUBSTITUTE
FOR
SENATE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 600**

The Conference Committee appointed on Senate Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House No. 600, with Senate Amendment Nos. 1, 2, 3, 4, 5, 8, 9, 11, 13, Part II of No. 14, 15, 16, 17, 18 as amended, 19, and 20, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House No. 600, as amended;
2. That the House recede from its position on House Committee Substitute for House Bill No. 600;
3. That the attached Conference Committee Substitute for Senate Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House No. 600, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Sen. Charles Shields
/s/ Sen. Carl Vogel
/s/ Sen. Chuck Gross
/s/ Sen. James Mathewson
/s/ Sen. Wayne Goode

FOR THE HOUSE:

/s/ Rep. Shannon Cooper
/s/ Rep. Mike Sutherland
/s/ Rep. Allen Icet

**CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 448**

The Conference Committee appointed on House Committee Substitute for Senate Bill No. 448 begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Bill No. 448;
2. That the Senate recede from its position on Senate Bill No. 448;
3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Bill No. 448, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Matt Bartle
/s/ David Klindt
/s/ John Loudon
/s/ Ken Jacob
/s/ Harold Caskey

FOR THE HOUSE:

/s/ Richard Byrd
/s/ Jack Goodman
/s/ Jason Crowell
/s/ Connie Johnson
/s/ Robert Harris

**CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 552**

The Conference Committee appointed on House Committee Substitute for Senate Bill No. 552 begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate No. 552;
2. That the Senate recede from its position on Senate Bill No. 552;
3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Bill No. 552, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Sen. Anita Yeckel
/s/ Sen. John Loudon
/s/ Sen. John Cauthorn
/s/ Sen. James Mathewson

FOR THE HOUSE:

/s/ Rep. Richard Byrd
/s/ Rep. Todd Smith
/s/ Rep. Marilyn Ruestman
/s/ Rep. Margaret Donnelly

**CONFERENCE COMMITTEE REPORT NO. 2
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 19**

The Conference Committee appointed on House Committee Substitute for House Bill No. 19 begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Amendment No. 1 for House Committee Substitute for House Bill No. 19.
2. That the House recede from its position on House Committee Substitute for House Bill No. 19.
3. That the attached Conference Committee Substitute No. 2 for House Bill No. 19, be Truly Agreed To and Finally Passed.

FOR THE SENATE:

/s/ Sen. John T. Russell
/s/ Sen. Chuck Gross
/s/ Sen. Charles W. Shields
/s/ Sen. Wayne Goode
/s/ Sen. Pat Dougherty

FOR THE HOUSE:

/s/ Rep. Carl Bearden
/s/ Rep. Brad Lager
/s/ Rep. Kate Meiners
/s/ Rep. Sue Schoemehl

MESSAGES FROM THE GOVERNOR

EXECUTIVE OFFICE
May 8, 2003

TO THE CHIEF CLERK OF THE
HOUSE OF REPRESENTATIVES
FIRST REGULAR SESSION
92ND GENERAL ASSEMBLY
STATE OF MISSOURI

Herewith I return to you **Senate Committee Substitute for House Committee Substitute for House Bill No. 221** entitled:

"AN ACT"

An act to repeal sections 59.163, 173.387, 173.390, 306.410, 361.130, 361.140, 361.160, 361.170, 362.010, 362.105, 362.106, 362.170, 362.295, 362.910, 362.923, 369.159, 400.9-525, 407.433, 408.450, 408.455, 408.460, 408.465, 408.467, 408.470, 408.653 and 408.654, RSMo, and to enact in lieu thereof twenty-two new sections relating to banking, with an effective date for a certain section and penalty provisions.

On May 8, 2003, I approved said **Senate Committee Substitute for House Committee Substitute for House Bill No. 221**.

Respectfully submitted,

/s/ Bob Holden
Governor

EXECUTIVE OFFICE
May 8, 2003

TO THE CHIEF CLERK OF THE
HOUSE OF REPRESENTATIVES
FIRST REGULAR SESSION
92ND GENERAL ASSEMBLY
STATE OF MISSOURI

Herewith I return to you **Senate Committee Substitute for House Committee Substitute for House Bill No. 380** entitled:

"AN ACT"

To repeal sections 409.101, 409.102, 409.201, 409.202, 409.203, 409.204, 409.301, 409.302, 409.303, 409.304, 409.305, 409.306, 409.307, 409.401, 409.402, 409.403, 409.404, 409.405, 409.406, 409.407, 409.408, 409.409, 409.410, 409.411, 409.412, 409.413, 409.414, 409.415, 409.416, 409.418, 409.420, and 409.421, RSMo, and to enact in lieu thereof fifty-three new sections relating to securities regulation, with penalty provisions.

On May 8, 2003, I approved said **Senate Committee Substitute for House Committee Substitute for House Bill No. 380**.

Respectfully submitted,

/s/ Bob Holden
Governor

ADJOURNMENT

On motion of Representative Crowell, the House adjourned until 10:00 a.m., Friday, May 9, 2003.

CORRECTIONS TO THE HOUSE JOURNAL

AFFIDAVITS

I, State Representative Chris Shoemaker, District 8, hereby state and affirm that my vote as recorded on Pages 1580 and 1581 of the House Journal for Wednesday, May 7, 2003 showing that I voted absent with leave were incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and

1692 *Journal of the House*

affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 8th day of May 2003.

/s/ Chris Shoemaker
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 8th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Jim Avery, District 95, hereby state and affirm that my vote as recorded on Page 1581 of the House Journal for Wednesday, May 7, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 8th day of May 2003.

/s/ Jim Avery
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 8th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Mike Cunningham, District 145, hereby state and affirm that my vote as recorded on Page 1581 of the House Journal for Wednesday, May 7, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 8th day of May 2003.

/s/ Mike Cunningham
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 8th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Tom Dempsey, District 18, hereby state and affirm that my vote as recorded on Pages 1581 and 1586 of the House Journal for Wednesday, May 7, 2003 showing that I voted absent with leave were incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 8th day of May 2003.

/s/ Tom Dempsey
State Representative

[illegible]

Subscribed and sworn to before me this 8th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Steve Hobbs, District 21, hereby state and affirm that my vote as recorded on Page 1581 of the House Journal for Wednesday, May 7, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 8th day of May 2003.

/s/ Steve Hobbs
State Representative

[illegible]

Subscribed and sworn to before me this 8th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Annie Reinhart, District 34, hereby state and affirm that my vote as recorded on Page 1581 of the House Journal for Wednesday, May 7, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 8th day of May 2003.

/s/ Annie Reinhart
State Representative

[illegible]

Subscribed and sworn to before me this 8th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Brian Yates, District 56, hereby state and affirm that my vote as recorded on Page 1581 of the House Journal for Wednesday, May 7, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 8th day of May 2003.

/s/ Brian Yates
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 8th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Mike Dethrow, District 153, hereby state and affirm that my vote as recorded on Page 1597 of the House Journal for Wednesday, May 7, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 8th day of May 2003.

/s/ Mike Dethrow
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 8th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Chuck Purgason, District 151, hereby state and affirm that my vote as recorded on Pages 1600, 1601, 1602, 1603, 1604 and 1605 of the House Journal for Wednesday, May 7, 2003 showing that I voted absent with leave were incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 8th day of May 2003.

/s/ Chuck Purgason
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 8th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative James Guest, District 5, hereby state and affirm that my vote as recorded on Pages 1602 and 1610 of the House Journal for Wednesday, May 7, 2003 showing that I voted absent with leave were incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 8th day of May 2003.

/s/ James Guest
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 8th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Ron Richard, District 129, hereby state and affirm that my vote as recorded on Page 1603 of the House Journal for Wednesday, May 7, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 8th day of May 2003.

/s/ Ron Richard
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 8th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Russ Carnahan, District 59, hereby state and affirm that my vote as recorded on Pages 1607, 1612 and 1613 of the House Journal for Wednesday, May 7, 2003 showing that I voted absent with leave were incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted no. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 8th day of May 2003.

/s/ Russ Carnahan
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 8th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Al Liese, District 79, hereby state and affirm that my vote as recorded on Page 1607 of the House Journal for Wednesday, May 7, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 8th day of May 2003.

/s/ Al Liese
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 8th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Steve Hunter, District 127, hereby state and affirm that my vote as recorded on Page 1611 of the House Journal for Wednesday, May 7, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 8th day of May 2003.

/s/ Steve Hunter
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 8th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Ray Salva, District 51, hereby state and affirm that my vote as recorded on Pages 1612 and 1615 of the House Journal for Wednesday, May 7, 2003 showing that I voted absent with leave were incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that

I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 8th day of May 2003.

/s/ Ray Salva
State Representative[illegible]

Subscribed and sworn to before me this 8th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Vicki Schneider, District 17, hereby state and affirm that my vote as recorded on Pages 1612 and 1613 of the House Journal for Wednesday, May 7, 2003 showing that I voted absent with leave were incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 8th day of May 2003.

/s/ Vicki Schneider
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 8th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Marilyn Ruestman, District 131, hereby state and affirm that my vote as recorded on Page 1613 of the House Journal for Wednesday, May 7, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 8th day of May 2003.

/s/ Marilyn Ruestman
State Representative

[illegible]

Subscribed and sworn to before me this 8th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Robin Wright Jones, District 63, hereby state and affirm that my vote as recorded on Page 1615 of the House Journal for Wednesday, May 7, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 8th day of May 2003.

/s/ Robin Wright Jones
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 8th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Marilyn Ruestman, District 131, hereby state and affirm that my vote as recorded on Page 1615 of the House Journal for Wednesday, May 7, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted no. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 8th day of May 2003.

/s/ Marilyn Ruestman
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 8th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Trent Skaggs, District 31, hereby state and affirm that my vote as recorded on Page 1615 of the House Journal for Wednesday, May 7, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted no. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 8th day of May 2003.

/s/ Trent Skaggs
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 8th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Chris Shoemaker, District 8, hereby state and affirm that my vote as recorded on Page 1615 of the House Journal for Wednesday, May 7, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted no. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 8th day of May 2003.

/s/ Chris Shoemaker
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 8th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

BUDGET

Friday, May 9, 2003, 8:30 a.m. Hearing Room 3.

Public hearing, fiscal review, possible Executive Session.

Public Hearing to be held on: HB 698, HB 741, HB 745, HJR 26

CONFERENCE COMMITTEE NOTICE

Friday, May 9, 2003, 6:00 p.m. Side gallery or upon evening adjournment.

SCS HCS HB 427

CONFERENCE COMMITTEE NOTICE

Friday, May 9, 2003, 6:05 p.m. Side gallery or upon evening adjournment.

SCS HCS HB 613

RETIREMENT

Friday, May 9, 2003. Hearing Room 7 upon afternoon adjournment.

Executive Session will follow.

SS#2 SCS SBs 248, 100, 118, 233, 247, 341 & 420

HOUSE CALENDAR

SIXTY-EIGHTH DAY, FRIDAY, MAY 9, 2003

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 132, 173, 117 & 48 - Wright
- 2 HCS HB 215, 218, 115 & 83 - Myers
- 3 HCS HB 190 & 214 - Fares
- 4 HCS HB 51 - Mayer
- 5 HCS HB 387 - Pearce
- 6 HCS HB 109 & 34 - Fares
- 7 HB 263 - Cooper (120)
- 8 HCS HB 468 - Byrd
- 9 HCS HB 233 - Holand
- 10 HB 471 - Jackson
- 11 HCS HB 47 - Portwood
- 12 HCS HB 507 - Hubbard
- 13 HB 293, HCA 1 - Johnson (47)
- 14 HCS HB 345 - Cunningham (86)
- 15 HCS HB 385 - Cunningham (86)
- 16 HCS HB 447 - Townley
- 17 HB 618 - Yates
- 18 HCS HB 583 - Smith (118)

HOUSE BILL FOR PERFECTION - FEDERAL MANDATE

HB 697 - Mayer

HOUSE BILL FOR THIRD READING

HS HCS HB 404, 324, 403, 344, 426 & 541 - Rector

SENATE BILL FOR SECOND READING

SS SCS SB 361, 103, 156, & 329

SENATE CONCURRENT RESOLUTION

SCR 10, (2-26-03, Page 473) - Yates

SENATE BILL FOR THIRD READING - CONSENT

SB 214, HCA 1 - Byrd

SENATE BILLS FOR THIRD READING

- 1 SB 496 - Luetkemeyer
- 2 HCS SB 173 - Walton
- 3 SS SB 34 - Pratt
- 4 HCS SS SCS SB 30 - Schneider
- 5 HCS SCS SB 686, E.C. - Cunningham (86)
- 6 SS SB 13 - Byrd
- 7 HCS SB 469 - Byrd
- 8 HCS SS SCS SB 555, E.C. - Black
- 9 SS#2 SS SCS SB 2, E.C. - Smith (118)
- 10 HCS SB 39 - Mayer
- 11 SCS SB 620, E.C. - Dempsey
- 12 SS SB 219, E.C. (Budget 5-05-03) - Smith (14)
- 13 HCS SCS SB 11, E.C. - Cooper (120)
- 14 HCS SS#2 SCS SB 481 - Crawford
- 15 HCS SB 668, (Budget 5-07-03) - Myers
- 16 HCS SCS SB 199 - Johnson (47)
- 17 HCS SB 243, E.C. - Deeken
- 18 HCS SB 184, (Budget 5-08-03) - Mayer
- 19 HCS SCS SB 385 - Luetkemeyer

HOUSE BILLS WITH SENATE AMENDMENTS

- 1 SS HCS HB 73, as amended - Luetkemeyer
- 2 SCS HCS HB 346 & 174, E.C. - Dempsey
- 3 HCS HB 16, SCA 1 - Bearden
- 4 SCS HCS HB 17 - Bearden
- 5 HCS HB 18, SCAs 1 & 2 - Bearden

BILLS IN CONFERENCE

- 1 HS SCS SB 299 & 40, as amended - Bearden
- 2 HCS SB 401 - Pratt
- 3 CCR HCS SB 407 - Luetkemeyer
- 4 CCR HCS SB 552 - Byrd
- 5 CCR HCS SB 448 - Goodman
- 6 HCS SB 394, as amended - Byrd
- 7 CCR HCS SCS#2 SB 52 - Fares
- 8 CCR SS SS SCS HCS HB 600, as amended, E.C. - Cooper (120)
- 9 HCS SCS SB 379 - Wright
- 10 HCS SS SCS SB 36, as amended - Myers
- 11 CCR SS SCS HCS HB 289, as amended, E.C. - Dempsey
- 12 SCS HCS HB 427 - Byrd
- 13 CCR SS SCS HS HB 511, as amended, E.C. - Deeken

1702 *Journal of the House*

- 14 HS HCS SCS SB 246, as amended - Rector
- 15 HCS SB 186 - Munzlinger
- 16 CCR SCS HCS HB 13 - Bearden
- 17 SS SCS HS HB 668, as amended - Crawford
- 18 CCR#2 HCS HB 19, SCA 1 - Bearden
- 19 SCS HCS HB 613, as amended - Byrd
- 20 HCS SCS SB 69 - Baker

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

SIXTY-EIGHTH DAY, FRIDAY, MAY 9, 2003

Speaker Hanaway in the Chair.

Prayer by Representative Betty Thompson.

I thank God for another day, a day that You and I have never seen before. But a day that will make us a little bit better. We ask the Lord to bless each legislator, our families and the people we serve. Dear God, help us to understand why we're here and that we may effectively help the people we serve.

As we vote on issues, Dear God, that effect all people, give us the courage, strength, hope, faith and right guidance. As this session nears an end, help us to be more kind and more loving toward each other. We ask at this dark hour to shower Your many blessings upon us and pray in Your name. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Will Corrigan.

The Journal of the sixty-seventh day was approved as corrected by the following vote:

AYES: 095

Angst	Baker	Bean	Bearden	Behnen
Bivins	Black	Bough	Brown	Bruns
Byrd	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dusenberg	Emery
Engler	Ervin	Fares	Fraser	George
Guest	Hobbs	Holand	Hunter	Ice
Jackson	Jetton	Johnson 47	Kelly 144	King
Kingery	Kratky	Lager	Lembke	Liese
Lipke	Luetkemeyer	Marsh	May	Mayer
Moore	Morris	Munzlinger	Myers	Nieves
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Salva	Sander
Schaaf	Schlottach	Schneider	Self	Shoemaker
Smith 118	Smith 14	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Wallace	Walton	Wasson	Wilson 119	Wilson 130
Wood	Wright	Yaeger	Yates	Madam Speaker

NOES: 039

Abel	Bishop	Bland	Burnett	Campbell
Corcoran	Curls	Darrough	Daus	Green
Harris 110	Harris 23	Henke	Hilgemann	Hoskins
Hubbard	Johnson 90	Jones	Kuessner	LeVota
Meiners	Merideth	Muckler	Page	Ransdall
Sager	Schoemehl	Selby	Skaggs	Villa
Vogt	Walker	Walsh	Wildberger	Willoughby
Wilson 25	Wilson 42	Witte	Zweifel	

PRESENT: 022

Barnitz	Boykins	Bringer	Brooks	Carnahan
Davis 122	Dougherty	El-Amin	Graham	Hampton
Johnson 61	Jolly	Kelly 36	Lawson	Lowe
McKenna	Shoemyer	Spreng	Wagner	Ward
Whorton	Young			

ABSENT WITH LEAVE: 007

Adams	Avery	Goodman	Haywood	Miller
Seigfreid	St. Onge			

HOUSE RESOLUTION

Representative Behnen offered House Resolution No. 2755.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 2726	-	Representative Jetton
House Resolution No. 2727	-	Representative Selby
House Resolution No. 2728	-	Representative Mayer
House Resolution No. 2729	-	Representative St. Onge
House Resolution No. 2730	-	Representative Fares
House Resolution No. 2731		
and		
House Resolution No. 2732	-	Representative Baker
House Resolution No. 2733	-	Representatives Kuessner and Kingery
House Resolution No. 2734	-	Representative Kuessner
House Resolution No. 2735	-	Representative Muckler
House Resolution No. 2736		
through		
House Resolution No. 2738	-	Representative Wildberger
House Resolution No. 2739		
through		
House Resolution No. 2742	-	Representative Guest
House Resolution No. 2743	-	Representative Pearce
House Resolution No. 2744	-	Representative Ervin
House Resolution No. 2745	-	Representative Guest
House Resolution No. 2746	-	Representatives Carnahan and Daus

House Resolution No. 2747 - Representative Hobbs
House Resolution No. 2748
through
House Resolution No. 2754 - Representatives Harris (110) and Kuessner
House Resolution No. 2756 - Representative Jetton
House Resolution No. 2757 - Representative Holand
House Resolution No. 2758 - Representative Haywood
House Resolution No. 2759 - Representative Bruns
House Resolution No. 2760 - Representative May
House Resolution No. 2761 - Representatives Bivins and Schoemehl
House Resolution No. 2762 - Representative Lager
House Resolution No. 2763 - Representatives Crawford and Deeken
House Resolution No. 2764 - Representative Johnson (61)
House Resolution No. 2765
through
House Resolution No. 2767 - Representative Willoughby
House Resolution No. 2768
and
House Resolution No. 2769 - Representative Schaaf
House Resolution No. 2770
through
House Resolution No. 2772 - Representative Hanaway

SECOND READING OF SENATE BILL

SS SCS SBs 361, 103, 156 & 329 was read the second time.

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HS HB 8, as amended**, and has taken up and passed **CCS SCS HS HB 8**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HS HB 9, as amended**, and has taken up and passed **CCS SCS HS HB 9**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HS HB 10, as amended**, and has taken up and passed **CCS SCS HS HB 10**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HS HB 11, as amended**, and has taken up and passed **CCS SCS HS HB 11**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HS HB 12, as amended**, and has taken up and passed **CCS SCS HS HB 12**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate conferees on **HCS HB 19, as amended**, are allowed to exceed the differences by allowing them to include a provision concerning the Pierce City Armory and the DeSoto Armory.

BILL IN CONFERENCE

CCR SCS HCS HB 13, relating to appropriations, was taken up by Representative Bearden.

On motion of Representative Bearden, **CCR SCS HCS HB 13** was adopted by the following vote:

AYES: 153

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Henke	Hobbs
Holand	Hoskins	Hubbard	Hunter	Ice
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lipke	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Wagner	Walker
Wallace	Walsh	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yates
Young	Zweifel	Madam Speaker		

NOES: 004

Daus	Hilgemann	Merideth	Yaeger
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PRESENT: 002

Vogt Walton

ABSENT WITH LEAVE: 004

Adams Goodman Haywood Miller

On motion of Representative Bearden, **CCS SCS HCS HB 13** was read the third time and passed by the following vote:

AYES: 154

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Davis 122	Davis 19	Deeken	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Graham	Green	Guest	Hampton
Harris 110	Harris 23	Henke	Hobbs	Holand
Hoskins	Hubbard	Hunter	Icet	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly 144	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lawson	Lembke
LeVota	Liese	Lipke	Lowe	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yates	Young	Zweifel	Madam Speaker	

NOES: 004

Daus Hilgemann Merideth Yaeger

PRESENT: 000

ABSENT WITH LEAVE: 005

Adams Dempsey Goodman Haywood Miller

Speaker Hanaway declared the bill passed.

HOUSE BILLS WITH SENATE AMENDMENTS

HCS HB 16, with Senate Committee Amendment No. 1, relating to appropriations, was taken up by Representative Bearden.

On motion of Representative Bearden, the House concurred in **Senate Committee Amendment No. 1** by the following vote:

AYES: 153

Abel	Angst	Avery	Barnitz	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Boykins	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Graham	Green	Guest	Hampton
Harris 110	Harris 23	Henke	Hobbs	Holand
Hoskins	Hubbard	Hunter	Icet	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly 144	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lawson	Lembke
Le Vota	Liese	Lipke	Lowe	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Wagner	Walker	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yates
Young	Zweifel	Madam Speaker		

NOES: 005

Daus	Hilgemann	Merideth	Selby	Yaeger
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PRESENT: 000

ABSENT WITH LEAVE: 005

Adams	Baker	Goodman	Haywood	Miller
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On motion of Representative Bearden, **HCS HB 16, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 153

Abel	Angst	Avery	Baker	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Boykins	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 86	Curls	Darrough	Davis 122
Davis 19	Deeken	Dempsey	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Engler	Ervin	Fares	Fraser	George
Graham	Green	Guest	Hampton	Harris 110
Harris 23	Henke	Hobbs	Holand	Hoskins
Hubbard	Hunter	Ice	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Selby	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Wagner	Walker	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yates
Young	Zweifel	Madam Speaker		

NOES: 005

Barnitz	Daus	Hilgemann	Merideth	Yaeger
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PRESENT: 000

ABSENT WITH LEAVE: 005

Adams	Cunningham 145	Goodman	Haywood	Miller
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Speaker Hanaway declared the bill passed.

SCS HCS HB 17, relating to appropriations, was taken up by Representative Bearden.

On motion of Representative Bearden, **SCS HCS HB 17** was adopted by the following vote:

AYES: 154

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd

1710 *Journal of the House*

Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Graham	Green	Guest	Hampton
Harris 110	Harris 23	Henke	Hobbs	Holand
Hoskins	Hubbard	Hunter	Ice	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly 144	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lawson	Lembke
LeVota	Liese	Lipke	Lowe	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Wagner	Walker	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Young	Zweifel	Madam Speaker	

NOES: 003

Daus	Hilgemann	Merideth
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PRESENT: 000

ABSENT WITH LEAVE: 006

Adams	Dusenberg	Goodman	Haywood	Miller
Smith 118				

On motion of Representative Bearden, **SCS HCS HB 17** was truly agreed to and finally passed by the following vote:

AYES: 153

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Graham	Green	Guest	Hampton
Harris 110	Harris 23	Henke	Hobbs	Holand
Hoskins	Hubbard	Hunter	Ice	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jolly

Jones	Kelly 144	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lawson	Lembke
LeVota	Liese	Lipke	Lowe	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Walker
Wallace	Walsh	Walton	Ward	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yates
Young	Zweifel	Madam Speaker		

NOES: 004

Daus	Hilgemann	Merideth	Yaeger
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PRESENT: 000

ABSENT WITH LEAVE: 006

Adams	Cooper 155	Goodman	Haywood	Miller
Wasson				

Speaker Hanaway declared the bill passed.

HCS HB 18, with Senate Committee Amendment No. 1 and Senate Committee Amendment No. 2, relating to appropriations, was taken up by Representative Bearden.

On motion of Representative Bearden, the House concurred in **Senate Committee Amendment No. 1 and Senate Committee Amendment No. 2,** by the following vote:

AYES: 147

Abel	Angst	Avery	Baker	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Boykins	Brooks	Brown
Bruns	Campbell	Carnahan	Cooper 120	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Graham	Green	Guest	Hampton
Harris 110	Harris 23	Henke	Hilgemann	Hobbs
Holand	Hoskins	Hubbard	Hunter	Ice
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lipke	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna

1712 *Journal of the House*

Meiners	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Wagner	Walker	Wallace
Walton	Ward	Wasson	Whorton	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yates	Young
Zweifel	Madam Speaker			

NOES: 010

Barnitz	Bringer	Burnett	Darrough	Daus
Merideth	Salva	Selby	Walsh	Yaeger

PRESENT: 000

ABSENT WITH LEAVE: 006

Adams	Byrd	Cooper 155	Goodman	Haywood
Miller				

On motion of Representative Bearden, **HCS HB 18, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 145

Abel	Angst	Avery	Baker	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Boykins	Brooks	Brown
Bruns	Burnett	Byrd	Campbell	Carnahan
Cooper 120	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Graham	Green	Guest
Harris 110	Harris 23	Henke	Hobbs	Holand
Hoskins	Hubbard	Hunter	Ice	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly 144	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lawson	Lembke
LeVota	Liese	Lipke	Lowe	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Self	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt

Wagner	Walker	Wallace	Walton	Ward
Wasson	Whorton	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yates	Young	Zweifel	Madam Speaker

NOES: 013

Barnitz	Bringer	Corcoran	Darrough	Daus
Hampton	Hilgemann	Merideth	Salva	Selby
Shoemaker	Walsh	Yaeger		

PRESENT: 000

ABSENT WITH LEAVE: 005

Adams	Cooper 155	Goodman	Haywood	Miller
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Speaker Hanaway declared the bill passed.

BILL IN CONFERENCE

CCR#2 HCS HB 19, as amended, relating to appropriations, was taken up by Representative Bearden.

On motion of Representative Bearden, **CCR#2 HCS HB 19, as amended**, was adopted by the following vote:

AYES: 151

Abel	Angst	Avery	Baker	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Boykins	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Davis 122
Davis 19	Deeken	Dempsey	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Engler	Ervin	Fares	Fraser	George
Graham	Green	Guest	Hampton	Harris 110
Harris 23	Henke	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	Icet	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly 144	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lawson	Lembke
LeVota	Liese	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Self	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt

1714 *Journal of the House*

Wagner	Walker	Wallace	Walsh	Walton
Ward	Wasson	Whorton	Wildberger	Willoughby
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yates	Young	Zweifel
Madam Speaker				

NOES: 006

Barnitz	Daus	Merideth	Selby	Shoemaker
Yaeger				

PRESENT: 000

ABSENT WITH LEAVE: 006

Adams	Cooper 155	Goodman	Haywood	Lipke
Miller				

On motion of Representative Bearden, **CCS#2 HCS HB 19** was read the third time and passed by the following vote:

AYES: 149

Abel	Angst	Avery	Baker	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Boykins	Bringer	Brooks
Brown	Bruns	Burnett	Campbell	Carnahan
Cooper 120	Corcoran	Crawford	Crowell	Cunningham 145
Cunningham 86	Curls	Darrough	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Engler
Ervin	Fares	Fraser	George	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Henke	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Hunter	Ice	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lowe	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Self	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Wagner
Walker	Wallace	Walsh	Walton	Ward
Wasson	Whorton	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yates	Young	Madam Speaker	

NOES: 007

Barnitz	Daus	Merideth	Selby	Shoemaker
Yaeger	Zweifel			

PRESENT: 000

ABSENT WITH LEAVE: 007

Adams	Byrd	Cooper 155	Goodman	Haywood
Lipke	Miller			

Speaker Hanaway declared the bill passed.

THIRD READING OF SENATE BILL

HCS SS SCS SB 555, relating to electricity for smelting facilities, was taken up by Representative Black.

Representative Black offered **HS HCS SS SCS SB 555**.

Representative Willoughby offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Substitute for House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 555, Page 3, Section 91.026, Lines 2 to 3 of said page, by deleting the words “**more than thirty-five percent of**”.

Speaker Pro Tem Jetton assumed the Chair.

Representative Dempsey assumed the Chair.

Representative Willoughby moved that **House Amendment No. 1** be adopted.

Which motion was defeated by the following vote:

AYES: 067

Abel	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Campbell	Carnahan
Corcoran	Curls	Darrough	Daus	Davis 122
Donnelly	Dougherty	El-Amin	Fraser	George
Graham	Green	Hampton	Harris 110	Harris 23
Henke	Hilgemann	Hoskins	Hubbard	Johnson 90
Jolly	Jones	Kelly 36	Kratky	Kuessner
Lawson	LeVota	Liese	Lowe	McKenna
Meiners	Muckler	Page	Ransdall	Sager
Salva	Schoemehl	Seigfreid	Selby	Shoemyer
Skaggs	Spreng	Thompson	Villa	Vogt
Wagner	Walker	Walsh	Ward	Whorton
Wildberger	Willoughby	Wilson 25	Witte	Yaeger

1716 *Journal of the House*

Young Zweifel

NOES: 090

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Guest	Hobbs
Holand	Hunter	Icet	Jackson	Jetton
Johnson 47	Kelly 144	King	Kingery	Lager
Lembke	Luetkemeyer	Marsh	May	Mayer
Merideth	Moore	Morris	Munzlinger	Myers
Nieves	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sander
Schaaf	Schlottach	Schneider	Self	Shoemaker
Smith 118	Smith 14	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Threlkeld	Townley	Viebrock
Wallace	Walton	Wasson	Wilson 119	Wilson 130
Wilson 42	Wood	Wright	Yates	Madam Speaker

PRESENT: 000

ABSENT WITH LEAVE: 006

Adams	Goodman	Haywood	Johnson 61	Lipke
Miller				

Speaker Pro Tem Jetton resumed the Chair.

Representative Seigfreid offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Substitute for House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 555, Page 3, Section 91.026, Line 2, by adding after the word “percent”, “**at their cost including administrative costs, or below,**”.

Representative Myers raised a point of order that **House Amendment No. 2** amends previously amended material.

The Chair ruled the point of order not well taken.

Representative Seigfreid moved that **House Amendment No. 2** be adopted.

Which motion was defeated by the following vote:

AYES: 069

Abel	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Campbell	Carnahan
Corcoran	Curls	Darrough	Daus	Davis 122

Donnelly	Dougherty	El-Amin	Fraser	George
Graham	Green	Hampton	Harris 110	Harris 23
Henke	Hilgemann	Hoskins	Hubbard	Johnson 90
Jolly	Jones	Kelly 36	Kratky	Kuessner
Lawson	LeVota	Liese	Lowe	McKenna
Meiners	Muckler	Page	Ransdall	Sager
Salva	Schoemehl	Seigfreid	Selby	Shoemyer
Skaggs	Spreng	Thompson	Villa	Vogt
Wagner	Walker	Walsh	Walton	Ward
Whorton	Wildberger	Willoughby	Wilson 25	Wilson 42
Witte	Yaeger	Young	Zweifel	

NOES: 087

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Guest	Hobbs
Holand	Hunter	Ice	Jackson	Jetton
Johnson 47	Kelly 144	King	Kingery	Lager
Lembke	Luetkemeyer	May	Mayer	Merideth
Moore	Morris	Munzlinger	Myers	Nieves
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sander	Schaaf
Schlottach	Schneider	Self	Shoemaker	Smith 118
Smith 14	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Threlkeld	Townley	Viebrock	Wallace
Wasson	Wilson 119	Wilson 130	Wood	Wright
Yates	Madam Speaker			

PRESENT: 000

ABSENT WITH LEAVE: 007

Adams	Goodman	Haywood	Johnson 61	Lipke
Marsh	Miller			

Speaker Hanaway resumed the Chair.

On motion of Representative Black, **HS HCS SS SCS SB 555** was adopted by the following vote:

AYES: 094

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Campbell	Cooper 120	Cooper 155
Crawford	Crowell	Cunningham 145	Cunningham 86	Davis 122
Davis 19	Deeken	Dempsey	Dethrow	Dixon
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Guest	Hampton	Hobbs	Holand
Hubbard	Hunter	Ice	Jackson	Jetton
Johnson 47	Kelly 144	Kelly 36	King	Kingery
Lager	Lembke	Luetkemeyer	May	Mayer

1718 *Journal of the House*

Merideth	Moore	Morris	Munzlinger	Myers
Nieves	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sander
Schaaf	Schlottach	Schneider	Self	Shoemaker
Smith 118	Smith 14	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Threlkeld	Townley	Viebrock
Wagner	Wallace	Wasson	Wilson 119	Wilson 130
Wood	Wright	Yates	Madam Speaker	

NOES: 058

Abel	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Carnahan	Corcoran
Curls	Darrough	Daus	Donnelly	Dougherty
Fraser	George	Graham	Green	Harris 110
Harris 23	Henke	Hilgemann	Hoskins	Johnson 90
Jolly	Jones	Kuessner	LeVota	Liese
McKenna	Meiners	Muckler	Page	Sager
Salva	Schoemehl	Seigfreid	Selby	Shoemyer
Skaggs	Spreng	Thompson	Villa	Vogt
Walker	Walsh	Walton	Ward	Whorton
Wildberger	Willoughby	Wilson 25	Wilson 42	Witte
Yaeger	Young	Zweifel		

PRESENT: 002

Kratky	Ransdall
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ABSENT WITH LEAVE: 009

Adams	Goodman	Haywood	Johnson 61	Lawson
Lipke	Lowe	Marsh	Miller	

On motion of Representative Black, **HS HCS SS SCS SB 555** was read the third time and passed by the following vote:

AYES: 094

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Campbell	Cooper 120	Cooper 155
Crawford	Crowell	Cunningham 145	Cunningham 86	Davis 122
Davis 19	Deeken	Dempsey	Dethrow	Dixon
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Guest	Hampton	Hobbs	Holand
Hunter	Ice	Jackson	Jetton	Johnson 47
Kelly 144	Kelly 36	King	Kingery	Lager
Lembke	Luetkemeyer	May	Mayer	Merideth
Moore	Morris	Munzlinger	Myers	Nieves
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sander
Schaaf	Schlottach	Schneider	Self	Shoemaker
Smith 118	Smith 14	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Threlkeld	Townley	Viebrock
Wagner	Wallace	Wasson	Wilson 119	Wilson 130

Wood	Wright	Yates	Madam Speaker
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NOES: 059

Abel	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Carnahan	Corcoran
Curls	Darrough	Daus	Donnelly	Dougherty
Fraser	George	Graham	Green	Harris 110
Harris 23	Henke	Hilgemann	Hoskins	Hubbard
Johnson 90	Jolly	Jones	Kuessner	LeVota
Liese	McKenna	Meiners	Muckler	Page
Sager	Salva	Schoemehl	Seigfreid	Selby
Shoemyer	Skaggs	Spreng	Thompson	Villa
Vogt	Walker	Walsh	Walton	Ward
Whorton	Wildberger	Willoughby	Wilson 25	Wilson 42
Witte	Yaeger	Young	Zweifel	

PRESENT: 001

Kratky

ABSENT WITH LEAVE: 009

Adams	Goodman	Haywood	Johnson 61	Lawson
Lipke	Lowe	Marsh	Miller	

Speaker Hanaway declared the bill passed.

The emergency clause was defeated by the following vote:

AYES: 095

Angst	Avery	Baker	Barnitz	Bean
Bearden	Behnen	Bivins	Black	Bough
Boykins	Brown	Bruns	Byrd	Campbell
Cooper 120	Cooper 155	Crawford	Crowell	Cunningham 145
Cunningham 86	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dusenberg	El-Amin	Emery
Engler	Ervin	Fares	Guest	Hobbs
Holand	Ice	Jackson	Jetton	Johnson 47
Kelly 144	King	Kingery	Lager	Lembke
Luetkemeyer	May	Mayer	Merideth	Moore
Morris	Munzlinger	Myers	Nieves	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sander	Schaaf	Schlottach
Schneider	Seigfreid	Self	Shoemaker	Shoemyer
Smith 118	Smith 14	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Threlkeld	Townley	Viebrock
Villa	Wallace	Walton	Wasson	Wilson 119
Wilson 130	Wood	Wright	Yates	Madam Speaker

NOES: 056

Abel	Bishop	Bland	Bringer	Burnett
Carnahan	Corcoran	Curls	Darrough	Daus
Donnelly	Dougherty	Fraser	George	Graham

Green	Harris 110	Harris 23	Henke	Hilgemann
Hoskins	Hubbard	Hunter	Johnson 90	Jolly
Jones	Kelly 36	Kratky	Kuessner	LeVota
Liese	McKenna	Meiners	Muckler	Page
Ransdall	Sager	Salva	Schoemehl	Selby
Skaggs	Spreng	Thompson	Vogt	Walker
Walsh	Ward	Whorton	Wildberger	Willoughby
Wilson 25	Wilson 42	Witte	Yaeger	Young
Zweifel				

PRESENT: 004

Brooks	Hampton	Lowe	Wagner
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ABSENT WITH LEAVE: 008

Adams	Goodman	Haywood	Johnson 61	Lawson
Lipke	Marsh	Miller		

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SB 301** and has taken up and passed **HCS SB 301**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SB 325** and has taken up and passed **HCS SB 325**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **House Committee Amendment No. 1 to SB 468** and has taken up and passed **SB 468, as amended**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SB 474** and has taken up and passed **HCS SB 474**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SCS SB 666** and has taken up and passed **HCS SCS SB 666**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SCR 17**.

SENATE CONCURRENT RESOLUTION NO. 17

WHEREAS, faith-based and community organizations are currently providing quality social services and making a positive difference in the communities they serve; and

WHEREAS, faith-based and community organizations are serving their communities in areas such as the prevention and treatment of juvenile delinquency, child care services, support services for the elderly, the prevention of crime, the intervention in and prevention of domestic violence, and a number of other social service areas; and

WHEREAS, some of these faith-based and community organizations are currently receiving funds from federal government, or through a state, city, or local government that itself receives federal funds, to carry out their missions; and

WHEREAS, because of the quality services provided by these organizations, it is important for the state and local governments to utilize their services by working in partnership with faith-based and community organizations; and

WHEREAS, faith-based and community organizations that currently work in partnership with local governments or judicial circuits are doing so within the framework of the Constitutional church-state guidelines:

NOW THEREFORE BE IT RESOLVED that the members of the Missouri Senate, Ninety-Second General Assembly, First Regular Session, the House of Representatives concurring therein, hereby express their gratitude to faith-based and community organizations working in their communities to improve the lives of the citizens of this state; and

BE IT FURTHER RESOLVED that we support the mission of faith-based and community organizations to provide social services to improve the lives of our citizens; and

BE IT FURTHER RESOLVED that we support and encourage the state and all local governments to work in partnership with faith-based and community organizations to provide quality social services that improve the lives of so many of our citizens in particular and better our society in general; and

BE IT FURTHER RESOLVED that the Secretary of the Missouri Senate be instructed to prepare properly inscribed copies of this resolution for the Governor, the presiding judge of each judicial circuit in this state, and to the director of each state department.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SCR 20**.

SENATE CONCURRENT RESOLUTION NO. 20

WHEREAS, the national motto of the United States is "In God We Trust"; and

WHEREAS, the national motto was adopted in 1956 and is codified in the laws of the United States at Section 302 of Title 36, United States Code; and

WHEREAS, the national motto is a reference to the nation's "religious heritage" (*Lynch v. Donnelly*, 465 U.S. 668, 676 (1984)); and

WHEREAS, the national motto recognizes the religious beliefs and practices of the American people as an aspect of our national history and culture; and

WHEREAS, nearly every criminal law on the books can be traced to some religious principle or inspiration; and

WHEREAS, the national motto is deeply interwoven into the fabric of our civil polity; and

WHEREAS, the national motto recognizes the historical fact that our nation was believed to have been founded "under God"; and

WHEREAS, the content of the national motto is as old as the Republic itself and has always been as integral a part of the First Amendment as the very words of that charter of religious liberty; and

1722 *Journal of the House*

WHEREAS, the display and teaching of the national motto to public school children has a valid secular purpose, such secular purpose being to foster patriotism, symbolize the historical role of religion in our society, express confidence in the future, inculcate hope, and instruct in humility; and

WHEREAS, there is a long tradition of government acknowledgment of religion in mottos, oaths, and anthems; and

WHEREAS, the national motto serves "the legitimate secular purposes of solemnizing public occasions, expressing confidence in the future, and encouraging the recognition of what is worthy of appreciation in society" (*Lynch v. Donnelly*, 465 U.S. at 693 (O'Connor, J., concurring)); and

WHEREAS, the national motto reflects the sentiment that "[w]e are a religious people whose institutions presuppose a Supreme Being" (*Zorach v. Clauson*, 343 U.S. 306, 313 (1952)); and

WHEREAS, President George Washington, in his Farewell Address, stated, "[o]f all the dispositions and habits which lead to political prosperity, religion and morality are indispensable supports," and "[w]hatever may be conceded to the influence of refined education on minds of peculiar structure, reason and experience both forbid us to expect that national morality can prevail in exclusion of religious principle," and "let us with caution indulge the supposition that morality can prevail in exclusion of religious principle"; and

WHEREAS, President John Adams wrote that "it is religion and morality alone which can establish the principles upon which freedom can securely stand"; and

WHEREAS, the role of religion in public life is an important one which deserves the public's attention; and

WHEREAS, the signers of the Declaration of Independence appealed to the Supreme Judge of the World for the rectitude of their intentions, and avowed a firm reliance of the protection of Divine Providence; and

WHEREAS, President George Washington, in his First Inaugural Address, said that "it would be peculiarly improper to omit in this first official act my fervent supplications to that Almighty Being who rules over the universe, who presides in the councils of nations, and whose providential aids can supply every human defect, that His benediction may consecrate to the liberties and happiness of the people of the United States a Government instituted by themselves for these essential purposes"; and

WHEREAS, The First Congress urged President George Washington to proclaim "a day of public thanksgiving and prayer, to be observed by acknowledging with grateful hearts the many single favors of Almighty God"; and

WHEREAS, the First Congress reenacted the Northwest Ordinance, which stated that "[r]eligion, morality, and knowledge, being necessary to good government and the happiness of mankind, schools and the means of education shall forever be encouraged"; and

WHEREAS, the Declaration of Independence demonstrates this Nation was founded on transcendent values which flow from a belief in a Supreme Being; and

WHEREAS, the Founding Fathers believed devotedly that there was a God and that the unalienable rights of man were rooted in Him, is clearly evidenced in their writings, from the Mayflower Compact to the Constitution itself; and

WHEREAS, religion has been closely identified with the history and Government of the United States; and

WHEREAS, our national life reflects a religious people who earnestly pray that the Supreme Lawgiver guide them in every measure which may be worthy of His blessing; and

WHEREAS, the national motto is prominently engraved in the wall above the Speaker's dais in the Chamber of the House of Representatives, appears over the entrance to the Chamber of the Senate, and is depicted on all United States coins and currency:

NOW THEREFORE BE IT RESOLVED that the members of the Missouri Senate, Ninety-Second General Assembly, First Regular Session, the House of Representatives concurring therein, hereby affirm the support of the Missouri Legislature for the United State's national motto "In God We Trust", and encourages the display of the national motto of the United States in public buildings throughout the state; and

BE IT FURTHER RESOLVED that the Missouri General Assembly affirm our support for and encourage any elected or appointed official, state employee, teacher, administrator, or local school board in any public school district of this state, to read or post in any public building, school, classroom, or at a school event any excerpts or portions of any historical document, writing, or record relating to the founding of the United States of America or the state of Missouri, or both, and any historical document, writing, or record that represents a substantial influence on national or state history, including:

- (1) The Preamble to the Missouri Constitution;
- (2) The Declaration of Independence;
- (3) The Constitution of the United States of America;
- (4) The Mayflower Compact;
- (5) The national motto;
- (6) The National Anthem;
- (7) The Pledge of Allegiance;
- (8) The writings, speeches, documents, and proclamations of the founding fathers and Presidents of the United States of America;
- (9) The writings, speeches, and documents relating to civil rights leaders of the United States of America;
- (10) The writings, speeches, and documents relating to the signers of the Declaration of Independence and the Constitution of the United States of America;
- (11) The decisions of the Supreme Court of the United States of America; and
- (12) Acts of the Congress of the United States of America, including the published text of the Congressional record; and

BE IT FURTHER RESOLVED that there shall be no content-based censorship of American or Missouri history or heritage as represented in its historical documents, writings, and records based upon religious references contained within these documents, writings, and records; nor shall there be a use of such documents, writings, and records to advance or inhibit a religion or particular religious belief; and

BE IT FURTHER RESOLVED that the Secretary of the Missouri Senate be instructed to prepare properly inscribed copies of this resolution for the President of the United States Senate, the Speaker of the United States House of Representatives and the members of the Missouri Congressional delegation.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SCR 21**.

SENATE CONCURRENT RESOLUTION NO. 21

WHEREAS, Missouri's dairy industry has dramatically changed over the past three decades; and

WHEREAS, the number of dairy farms has declined by 83% and state milk production has dropped by 35% since 1975; and

WHEREAS, neighboring states around Missouri are making tremendous advances to expand their dairy industry and have found solutions in spite of state budget shortfalls; and

WHEREAS, the Missouri Dairy Growth Council has developed a "Dairy Producers' Industry Plan" that emphasizes necessary changes for expanding Missouri's dairy industry including:

- (1) Enhancing Missouri dairy operations by providing producer education and training;
- (2) Focusing on business planning, financial bench marking, employee training and management and risk management can lead to successful dairy enterprises;
- (3) Creating a business climate that promotes growth and investment in Missouri dairies will result in the long-term health and expansion of the Missouri dairy industry;
- (4) Expanding access to capital for dairy modernization, creation, and expansion is essential to the success of the dairies in Missouri; and
- (5) Providing a strong organizational and communications infrastructure to ensure long-term success for dairy producers; and

WHEREAS, the time is right to bring back the dairy industry in Missouri and reverse the downward trends:

NOW THEREFORE BE IT RESOLVED that the members of the Missouri Senate, Ninety-Second General Assembly, First Regular Session, the House of Representatives concurring therein, hereby endorse the recommendations of the Missouri Dairy Growth Council; and

BE IT FURTHER RESOLVED that Missouri's Department of Agriculture work in cooperation with the Missouri Dairy Growth Council to complete a five-year plan for Missouri's dairy industry including the establishment of a website for the marketing of all dairy production inputs; and

BE IT FURTHER RESOLVED the Department of Natural Resources reach an agreement with the dairy industry on what are required and acceptable regulations for dairy and heifer growing operations; and

BE IT FURTHER RESOLVED the Department of Economic Development receive a detailed briefing on the economic impact of Missouri dairy operations.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HCS HB 13** and has taken up and passed **CCS SCS HCS HB 13**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report #2 on **HCS HB 19, as amended**, and has taken up and passed **CCS#2 HCS HB 19**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SS SCS SB 298, as amended**, and requests that the House recede from its position and failing to do so grant the Senate a conference thereon.

BILL CARRYING REQUEST MESSAGE

HCS SS SCS SB 298, as amended, relating to liquor control, was taken up by Representative Johnson (47).

Representative Johnson (47) moved that the House refuse to recede from its position on **HCS SS SCS SB 298, as amended**, and grant the Senate a conference.

Which motion was adopted.

APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed the following Conference Committee to act with a like committee from the Senate on the following bill:

HCS SS SCS SB 298: Representatives Johnson (47), Engler, Emery, Villa and Jolly

BILLS IN CONFERENCE

CCR SS SCS HCS HB 289, as amended, relating to the Missouri Downtown Stimulus Act, was taken up by Representative Dempsey.

On motion of Representative Dempsey, **CCR SS SCS HCS HB 289, as amended**, was adopted by the following vote:

AYES: 155

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Graham	Guest
Hampton	Harris 110	Harris 23	Henke	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lowe	Luetkemeyer
May	Mayer	McKenna	Meiners	Merideth
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 000

PRESENT: 000

1726 *Journal of the House*

ABSENT WITH LEAVE: 008

Adams	Goodman	Green	Haywood	Johnson 61
Lipke	Marsh	Miller		

On motion of Representative Dempsey, **CCS SS SCS HCS HB 289** was third read and passed by the following vote:

AYES: 153

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Henke	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter
Iceet	Jackson	Jetton	Johnson 47	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lowe	Luetkemeyer
May	Mayer	McKenna	Meiners	Merideth
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Viebrock
Villa	Vogt	Wagner	Walker	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Zweifel	Madam Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 010

Adams	Byrd	Goodman	Haywood	Johnson 61
Lipke	Marsh	Miller	Townley	Young

Speaker Hanaway declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 155

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Henke	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter
Ice	Jackson	Jetton	Johnson 47	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lowe	Luetkemeyer
May	Mayer	McKenna	Meiners	Merideth
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 008

Adams	Cooper 155	Goodman	Haywood	Johnson 61
Lipke	Marsh	Miller		

Speaker Pro Tem Jetton resumed the Chair.

CCR SS SCS HS HB 511, as amended, relating to elections, was taken up by Representative Deeken.

On motion of Representative Deeken, **CCR SS SCS HS HB 511, as amended**, was adopted by the following vote:

AYES: 152

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins

1728 *Journal of the House*

Black	Bland	Bough	Boykins	Bringer
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenber
Emery	Engler	Ervin	Fares	Fraser
George	Graham	Green	Guest	Hampton
Harris 110	Harris 23	Henke	Hilgemann	Hobbs
Holand	Hubbard	Hunter	Ice	Jackson
Jetton	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lawson	Lembke	LeVota	Liese
Lowe	Luetkemeyer	May	Mayer	McKenna
Meiners	Merideth	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Selby	Self	Shoemaker	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Wagner	Walker	Wallace	Walsh	Walton
Ward	Wasson	Whorton	Wildberger	Willoughby
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 004

Brooks	El-Amin	Hoskins	Johnson 47
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PRESENT: 000

ABSENT WITH LEAVE: 007

Adams	Goodman	Haywood	Johnson 61	Lipke
Marsh	Miller			

On motion of Representative Deeken, **CCS SS SCS HS HB 511** was third read and passed by the following vote:

AYES: 153

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Daus	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenber
Emery	Engler	Ervin	Fares	Fraser
George	Graham	Green	Guest	Hampton
Harris 110	Harris 23	Henke	Hilgemann	Hobbs
Holand	Hubbard	Hunter	Ice	Jackson

Jetton	Johnson 47	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lowe	Luetkemeyer	May	Mayer
McKenna	Meiners	Merideth	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Townley	Viebrock	Villa
Vogt	Wagner	Walker	Wallace	Walsh
Walton	Ward	Wasson	Whorton	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 002

El-Amin Hoskins

PRESENT: 000

ABSENT WITH LEAVE: 008

Adams	Darrough	Goodman	Haywood	Johnson 61
Lipke	Marsh	Miller		

Speaker Pro Tem Jetton declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 149

Abel	Angst	Avery	Baker	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Boykins	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
Emery	Engler	Ervin	Fares	Fraser
George	Graham	Green	Guest	Hampton
Harris 110	Harris 23	Henke	Hilgemann	Hobbs
Holand	Hubbard	Ice	Jackson	Jetton
Johnson 47	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lawson	Lembke	LeVota	Liese
Lowe	Luetkemeyer	May	Mayer	McKenna
Meiners	Merideth	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard

1730 *Journal of the House*

Roark	Ruestman	Rupp	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemyer	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Wagner	Walker	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Young	Zweifel	Madam Speaker	

NOES: 005

Barnitz	El-Amin	Hoskins	Sager	Skaggs
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PRESENT: 000

ABSENT WITH LEAVE: 009

Adams	Goodman	Haywood	Hunter	Johnson 61
Lipke	Marsh	Miller	Shoemaker	

CCR HCS SB 407, relating to cancer screenings, was taken up by Representative Luetkemeyer.

On motion of Representative Luetkemeyer, **CCR HCS SB 407** was adopted by the following vote:

AYES: 155

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Ice	Jackson	Jetton	Johnson 47
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lowe
Luetkemeyer	May	Mayer	McKenna	Meiners
Merideth	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Walker

Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 001

Selby

PRESENT: 000

ABSENT WITH LEAVE: 007

Adams	Goodman	Haywood	Johnson 61	Lipke
Marsh	Miller			

On motion of Representative Luetkemeyer, **CCS HCS SB 407** was truly agreed to and finally passed by the following vote:

AYES: 155

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Ice	Jackson	Jetton	Johnson 47
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lowe
Luetkemeyer	May	Mayer	McKenna	Meiners
Merideth	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 001

Selby

1732 *Journal of the House*

PRESENT: 000

ABSENT WITH LEAVE: 007

Adams	Goodman	Haywood	Johnson 61	Lipke
Marsh	Miller			

Speaker Pro Tem Jetton declared the bill passed.

CCR HCS SB 448, relating to the statewide court automation fund, was taken up by Representative Byrd.

On motion of Representative Byrd, **CCR HCS SB 448** was adopted by the following vote:

AYES: 154

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Ice	Jackson	Jetton	Johnson 47
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lowe
Luetkemeyer	May	Mayer	McKenna	Meiners
Merideth	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Walker
Wallace	Walsh	Walton	Ward	Wasson
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Young	Zweifel	Madam Speaker	

NOES: 002

Selby	Whorton
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PRESENT: 000

ABSENT WITH LEAVE: 007

Adams	Goodman	Haywood	Johnson 61	Lipke
Marsh	Miller			

On motion of Representative Byrd, **CCS HCS SB 448** was truly agreed to and finally passed by the following vote:

AYES: 153

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Henke	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lowe	Luetkemeyer
May	Mayer	McKenna	Meiners	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Selby	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Wagner	Walker	Wallace
Walsh	Walton	Ward	Wasson	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 002

Merideth	Whorton
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PRESENT: 000

ABSENT WITH LEAVE: 008

Adams	Corcoran	Goodman	Haywood	Johnson 61
Lipke	Marsh	Miller		

Speaker Pro Tem Jetton declared the bill passed.

CCR HCS SCS#2 SB 52, relating to athletes and entertainers, was taken up by Representative Fares.

On motion of Representative Fares, **CCR HCS SCS#2 SB 52** was adopted by the following vote:

AYES: 154

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Ice	Jackson	Jetton	Johnson 47
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	Liese	Lowe	Luetkemeyer
May	Mayer	McKenna	Meiners	Merideth
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Walker
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Young	Zweifel	Madam Speaker	

NOES: 000

PRESENT: 001

Wallace

ABSENT WITH LEAVE: 008

Adams	Goodman	Haywood	Johnson 61	LeVota
Lipke	Marsh	Miller		

On motion of Representative Fares, **CCS HCS SCS#2 SB 52** was truly agreed to and finally passed by the following vote:

AYES: 154

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer

Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Jackson	Jetton	Johnson 47	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lowe	Luetkemeyer
May	Mayer	McKenna	Meiners	Merideth
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Walker
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Young	Zweifel	Madam Speaker	

NOES: 000

PRESENT: 001

Wallace

ABSENT WITH LEAVE: 008

Adams	Goodman	Haywood	Icet	Johnson 61
Lipke	Marsh	Miller		

Speaker Pro Tem Jetton declared the bill passed.

PERFECTION OF HOUSE BILL - FEDERAL MANDATE

HB 697, relating to sex offender registration, was taken up by Representative Mayer.

On motion of Representative Mayer, **HB 697** was ordered perfected and printed by the following vote:

AYES: 152

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Boykins	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford

1736 *Journal of the House*

Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Davis 19	Deeken	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Graham	Green	Guest	Hampton
Harris 110	Harris 23	Henke	Hilgemann	Hobbs
Holand	Hoskins	Hubbard	Icet	Jackson
Jetton	Johnson 47	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lowe	Luetkemeyer	May	Mayer
McKenna	Meiners	Merideth	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Viebrock	Villa	Vogt
Wagner	Walker	Wallace	Walsh	Walton
Ward	Wasson	Whorton	Wildberger	Willoughby
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 011

Adams	Bough	Dempsey	Goodman	Haywood
Hunter	Johnson 61	Lipke	Marsh	Miller
Townley				

SENATE CONCURRENT RESOLUTION

SCR 10, relating to acts and resolutions, was taken up by Representative Yates.

On motion of Representative Yates, **SCR 10** was adopted.

REFERRAL OF HOUSE JOINT RESOLUTION

The following House Joint Resolution was referred to the Committee indicated:

HJR 25 - Homeland Security and Veterans Affairs

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SB 236 - Workforce Development and Workplace Safety
SB 305 - Tax Policy
SCS SB 307 - Senior Security
SS SCS SB 346 - Financial Services
SS SCS SB 361, 103, 156 & 329 - Conservation and Natural Resources

COMMITTEE REPORTS

Committee on Budget, Chairman Bearden reporting:

Madam Speaker: Your Committee on Budget, to which was referred **SS SB 219** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

Madam Speaker: Your Committee on Budget, to which was referred **HJR 26**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Committee on Agriculture, Chairman Myers reporting:

Madam Speaker: Your Committee on Agriculture, to which was referred **SCS SB 38**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Committee on Corrections and State Institutions, Chairman Kelly (144) reporting:

Madam Speaker: Your Committee on Corrections and State Institutions, to which was referred **SCR 12**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Committee on Judiciary, Chairman Byrd reporting:

Madam Speaker: Your Committee on Judiciary, to which was referred **SB 12**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Madam Speaker: Your Committee on Judiciary, to which was referred **SS SB 242**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Madam Speaker: Your Committee on Judiciary, to which was referred **SS SS SCS SB 280**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Committee on Retirement, Chairman Smith (118) reporting:

Madam Speaker: Your Committee on Retirement, to which was referred **SS#2 SCS SBs 248, 100, 118, 233, 247, 341 & 420**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Committee on Rules, Chairman Crowell reporting:

Madam Speaker: Your Committee on Rules, to which was referred **HR 1086**, begs leave to report it has examined the same and recommends that it **Do Pass**.

HOUSE RESOLUTION NO. 1086

WHEREAS, the General Assembly of the State of Missouri has a long tradition of rendering assistance to worthwhile youth activities, especially those related to governmental or citizenship projects; and

WHEREAS, the 21st Century Leadership Academy has sought to instill leadership qualities in its participants through its excellent mock legislature program; and

WHEREAS, the General Assembly has maintained a policy of granting such organizations permission to use the House Chamber for the purpose of their governmental and citizenship programs:

NOW, THEREFORE, BE IT RESOLVED that we, the members of the Missouri House of Representatives, Ninety-second General Assembly, hereby grant the 21st Century Leadership Academy permission to use the House Chamber for the purpose of holding a mock legislative session on Wednesday, May 21, 2003, from 10 a.m. to 1 p.m.

Madam Speaker: Your Committee on Rules, to which was referred **HR 495**, begs leave to report it has examined the same and recommends that it **Do Pass**.

HOUSE RESOLUTION NO. 495

WHEREAS, the Missouri General Assembly has a long tradition of rendering assistance to those programs aimed at developing exemplary qualities of citizenship and leadership within our youth; and

WHEREAS, the Missouri Girls State program of the American Legion Auxiliary has earned considerable recognition for its success in providing young women with a unique and valuable insight into the process of democratic government through a format of direct role-playing experience; and

WHEREAS, during June 2003, the American Legion Auxiliary, Department of Missouri, is conducting the Sixty-Second annual session of Missouri Girls State; and

WHEREAS, an important highlight of this event will be a mock legislative session to be held in the House Chamber at our State Capitol where participants can gather to gain a more realistic insight into official governmental and electoral proceedings:

NOW, THEREFORE, BE IT RESOLVED that we, the members of the Missouri House of Representatives, Ninety-second General Assembly, hereby grant the adult leaders and participants of the Sixty-Second Session of the Missouri Girls State permission to use the House Chamber for the purpose of swearing in mock legislative officials and conducting a mock legislative session on June 24, 2003.

Madam Speaker: Your Committee on Rules, to which was referred **SCR 11**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Committee on Urban Issues, Chairman Bland reporting:

Madam Speaker: Your Committee on Urban Issues, to which was referred **SCS SCR 8**, begs leave to report it has examined the same and recommends that it **Do Pass**.

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House on **HCS SCS SB 69**: Senators Yeckel, Nodler, Scott, Kennedy and Wheeler.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SB 186** and has taken up and passed **CCS HCS SB 186**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HS HCS SCS SB 246, as amended**: Senators Steelman, Goode, Griesheimer, Klindt and Stoll.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SCS HCS HB 613, as amended**: Senators Bartle, Yeckel, Dolan, Wheeler and Caskey.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SB 448**, and has taken up and passed **CCS HCS SB 448**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate requests the House grant further conference on **HCS SB 552**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HS HCS HB 228**, entitled:

An act to amend chapter 407, RSMo, by adding thereto four new sections relating to unsolicited commercial electronic mail, with penalty provisions.

With Senate Amendment No. 1.

Senate Amendment No. 1

AMEND Senate Committee Substitute for House Substitute for House Committee Substitute for House Bill No. 228, Page 2, Section 407.1135, Line 25, by striking the word "ongoing" and inserting in lieu thereof the word "**established**".

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House on **HCS SS SCS SB 298, as amended**: Senators Griesheimer, Childers,

Steelman, Mathewson and Stoll.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SS SCS HCS HB 289, as amended**, and has taken up and passed **CCS SS SCS HCS HB 289**.

Emergency clause adopted.

**CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 186**

The Conference Committee appointed on House Committee Substitute for Senate Bill No. 186, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Bill No. 186;
2. That the Senate recede from its position on Senate Bill No. 186;
3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Bill No. 186, be Third Read and Finally Passed.

FOR THE SENATE

/s/ John Cauthorn
/s/ Charles Shields
/s/ Matt Bartle
/s/ Ed Quick
/s/ Harry Kennedy

FOR THE HOUSE

/s/ Brian Munzlinger
/s/ Bob Johnson
/s/ Randy Angst
/s/ Cathy Jolly
/s/ Rachel Bringer

ADJOURNMENT

On motion of Representative Crowell, the House adjourned until 2:00 p.m., Monday, May 12, 2003.

CORRECTIONS TO THE HOUSE JOURNAL

AFFIDAVITS

I, State Representative Chuck Graham, District 24, hereby state and affirm that my vote as recorded on Page 1640 of the House Journal for Thursday, May 8, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 9th day of May 2003.

/s/ Chuck Graham
State Representative

[illegible]

Subscribed and sworn to before me this 9th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Jeff Harris, District 23, hereby state and affirm that my vote as recorded on Page 1640 of the House Journal for Thursday, May 8, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted no. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 9th day of May 2003.

/s/ Jeff Harris
State Representative

[illegible]

Subscribed and sworn to before me this 9th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Bryan Pratt, District 55, hereby state and affirm that my vote as recorded on Pages 1640, 1669, 1674, 1676 and 1683 of the House Journal for Thursday, May 8, 2003 showing that I voted absent with leave were incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 9th day of May 2003.

/s/ Bryan Pratt
State Representative

[illegible]

Subscribed and sworn to before me this 9th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Amber Boykins, District 60, hereby state and affirm that my vote as recorded on Page 1644 of the House Journal for Thursday, May 8, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 9th day of May 2003.

/s/ Amber Boykins
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 9th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative David Pearce, District 121, hereby state and affirm that my vote as recorded on Page 1644 of the House Journal for Thursday, May 8, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 9th day of May 2003.

/s/ David Pearce
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 9th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Trent Skaggs, District 31, hereby state and affirm that my vote as recorded on Page 1651 of the House Journal for Thursday, May 8, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted no. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 9th day of May 2003.

/s/ Trent Skaggs
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 9th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Jason R. Brown, District 30, hereby state and affirm that my vote as recorded on Page 1658 of the House Journal for Thursday, May 8, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 9th day of May 2003.

/s/ Jason R. Brown
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 9th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Bob May, District 149, hereby state and affirm that my vote as recorded on Page 1666 of the House Journal for Thursday, May 8, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 9th day of May 2003.

/s/ Bob May
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 9th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Amber Boykins, District 60, hereby state and affirm that my vote as recorded on Pages 1669 and 1670 of the House Journal for Thursday, May 8, 2003 showing that I voted absent with leave were incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted no. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 9th day of May 2003.

/s/ Amber Boykins
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 9th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Scott T. Rupp, District 13, hereby state and affirm that my vote as recorded on Page 1669 of the House Journal for Thursday, May 8, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 9th day of May 2003.

/s/ Scott T. Rupp
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 9th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Harold R. Selby, District 105, hereby state and affirm that my vote as recorded on Page 1669 of the House Journal for Thursday, May 8, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted no. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 9th day of May 2003.

/s/ Harold R. Selby
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 9th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 9th day of May 2003.

Subscribed and sworn to before me this 9th day of May in the year 2003.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 9th day of May 2003.

Subscribed and sworn to before me this 9th day of May in the year 2003.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 9th day of May 2003.

State of Missouri)
) ss.
County of Cole)

1746 *Journal of the House*

Subscribed and sworn to before me this 9th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Patricia M. Yaeger, District 96, hereby state and affirm that my vote as recorded on Page 1672 of the House Journal for Thursday, May 8, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted no. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 9th day of May 2003.

/s/ Patricia M. Yaeger
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 9th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Russ Carnahan, District 59, hereby state and affirm that my vote as recorded on Page 1673 of the House Journal for Thursday, May 8, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted no. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 9th day of May 2003.

/s/ Russ Carnahan
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 9th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Tom Dempsey, District 18, hereby state and affirm that my vote as recorded on Page 1673 of the House Journal for Thursday, May 8, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 9th day of May 2003.

/s/ Tom Dempsey
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 9th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Kevin Threlkeld, District 109, hereby state and affirm that my vote as recorded on Page 1674 of the House Journal for Thursday, May 8, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 9th day of May 2003.

/s/ Kevin Threlkeld
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 9th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Vickie Walker, District 50, hereby state and affirm that my vote as recorded on Page 1678 of the House Journal for Thursday, May 8, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted no. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 9th day of May 2003.

/s/ Vickie Walker
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 9th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

1748 *Journal of the House*

I, State Representative Bob Behnen, District 2, hereby state and affirm that my vote as recorded on Page 1683 of the House Journal for Thursday, May 8, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 9th day of May 2003.

/s/ Bob Behnen
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 9th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Chris Shoemaker, District 8, hereby state and affirm that my vote as recorded on Page 1683 of the House Journal for Thursday, May 8, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 9th day of May 2003.

/s/ Chris Shoemaker
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 9th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

BUDGET

Monday, May 12, 2003, 12:00 p.m. Hearing Room 3. AMENDED NOTICE
Public hearing, fiscal review and possible Executive Session.
Public Hearing to be held on: SB 184, SB 668, SB 695

BUDGET

Tuesday, May 13, 2003, 8:30 a.m. Hearing Room 3.
Public hearing, fiscal review, possible Executive Session.
Public Hearing to be held on: SB 695

CONFERENCE COMMITTEE NOTICE

Monday, May 12, 2003, 10:30 a.m. Hearing Room 7.

Conference Committee on SS SCS HS HB 668. HEARING CANCELLED

CONFERENCE COMMITTEE NOTICE

Monday, May 12, 2003. Bingham Conference Room third floor upon evening adjournment.

HCS SS SCS SB 298.

FINANCIAL SERVICES

Monday, May 12, 2003, 1:00 p.m. Hearing Room 1.

Executive Session to follow.

Public Hearing to be held on: SB 346

SENIOR SECURITY

Monday, May 12, 2003. Hearing Room 6 upon evening adjournment.

Executive Session will follow.

Public Hearing to be held on: SB 307, SCR 6, SCR 9

HOUSE CALENDAR

SIXTY-NINTH DAY, MONDAY, MAY 12, 2003

HOUSE JOINT RESOLUTION FOR PERFECTION

HJR 26 - Roark

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 132, 173, 117 & 48 - Wright
- 2 HCS HB 215, 218, 115 & 83 - Myers
- 3 HCS HB 190 & 214 - Fares
- 4 HCS HB 51 - Mayer
- 5 HCS HB 387 - Pearce
- 6 HCS HB 109 & 34 - Fares
- 7 HB 263 - Cooper (120)
- 8 HCS HB 468 - Byrd
- 9 HCS HB 233 - Holand
- 10 HB 471 - Jackson
- 11 HCS HB 47 - Portwood
- 12 HCS HB 507 - Hubbard
- 13 HB 293, HCA 1 - Johnson (47)
- 14 HCS HB 345 - Cunningham (86)
- 15 HCS HB 385 - Cunningham (86)
- 16 HCS HB 447 - Townley

1750 *Journal of the House*

17 HB 618 - Yates

18 HCS HB 583 - Smith (118)

HOUSE BILL FOR THIRD READING

HS HCS HB 404, 324, 403, 344, 426 & 541 - Rector

HOUSE BILL FOR THIRD READING - FEDERAL MANDATE

HB 697 - Mayer

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING

1 SCS SCR 8, (4-14-03, Pages 1021-1022) - Bland

2 SCR 11, (4-29-03, Pages 1395-1396) - Crowell

SENATE CONCURRENT RESOLUTION

SCR 12, (4-09-03, Page 992) - Cooper (120)

SENATE BILL FOR THIRD READING - CONSENT

SB 214, HCA 1 - Byrd

SENATE BILLS FOR THIRD READING

1 SB 496 - Luetkemeyer

2 HCS SB 173 - Walton

3 SS SB 34 - Pratt

4 HCS SS SCS SB 30 - Schneider

5 HCS SCS SB 686, E.C. - Cunningham (86)

6 SS SB 13 - Byrd

7 HCS SB 469 - Byrd

8 HS HCS SS SCS SB 555, E.C. - Black

9 SS#2 SS SCS SB 2, E.C. - Smith (118)

10 HCS SB 39 - Mayer

11 SCS SB 620, E.C. - Dempsey

12 SS SB 219, E.C. - Smith (14)

13 HCS SCS SB 11, E.C. - Cooper (120)

14 HCS SS#2 SCS SB 481 - Crawford

15 HCS SB 668, (Budget 5-07-03) - Myers

16 HCS SCS SB 199 - Johnson (47)

17 HCS SB 243, E.C. - Deeken

18 HCS SB 184, (Budget 5-08-03) - Mayer

19 HCS SCS SB 385 - Luetkemeyer

- 20 HCS SB 12 - Byrd
- 21 SS SS SCS SB 280 - Byrd
- 22 HCS SS#2 SCS SB 248,100,118,233,247,341 & 420, E.C. - Smith (118)
- 23 HCS SCS SB 38 - Hobbs
- 24 HCS SS SB 242, E.C. - Byrd

HOUSE BILLS WITH SENATE AMENDMENTS

- 1 SS HCS HB 73, as amended - Luetkemeyer
- 2 SCS HCS HB 346 & 174, E.C. - Dempsey
- 3 SCS HS HCS HB 228, as amended - Pearce

BILLS IN CONFERENCE

- 1 HS SCS SB 299 & 40, as amended - Bearden
- 2 HCS SB 401 - Pratt
- 3 CCR HCS SB 552, (request House grant further conference) - Byrd
- 4 HCS SB 394, as amended - Byrd
- 5 CCR SS SS SCS HCS HB 600, as amended, E.C. - Cooper (120)
- 6 HCS SCS SB 379 - Wright
- 7 HCS SS SCS SB 36, as amended - Myers
- 8 SCS HCS HB 427 - Byrd
- 9 HS HCS SCS SB 246, as amended - Rector
- 10 CCR CCS HCS SB 186 - Munzlinger
- 11 SS SCS HS HB 668, as amended - Crawford
- 12 SCS HCS HB 613, as amended - Byrd
- 13 HCS SCS SB 69 - Baker
- 14 HCS SS SCS SB 298, as amended - Johnson (47)

HOUSE RESOLUTIONS

- 1 HR 495, (5-09-03) - Harris (23)
- 2 HR 1086, (5-09-03) - Hanaway

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

SIXTY-NINTH DAY, MONDAY, MAY 12, 2003

Speaker Hanaway in the Chair.

Prayer by Father David Buescher.

God, Creative Spirit, we thanked You yesterday for our mothers. You are a God of all societies, families, and communities. We trust that You attend here in the body politic as well. Gather all of us here into Your midst, that these men and women discover again in their centers and souls energy, strength, and wisdom – gifts of Your making.

During this, the last week of this 2003 Legislative Session, we especially need Your ingenious and resourceful company in our words and work. May the fatigue of long hours, difficult judgments and decisions, and many votes not sway the hope that in the middle of our lives dwells the presence of the heart of all societies and nations, You who live with us and guide us forever. Amen.

The Pledge of Allegiance to the flag was lead by MarQuan Pennington.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: MarQuan Pennington.

The Journal of the sixty-eighth day was approved as corrected by the following vote:

AYES: 094

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Davis 19	Deeken	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Guest
Hobbs	Holand	Hunter	Ice	Jackson
Jetton	Johnson 47	Kelly 144	King	Kingery
Lager	Lawson	Lembke	Lipke	Luetkemeyer
Marsh	May	Mayer	Miller	Moore
Morris	Myers	Nieves	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Rector	Richard	Roark	Ruestman	Rupp
Salva	Sander	Schaaf	Schlottach	Schneider
Self	Smith 118	Smith 14	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Viebrock	Vogt	Wagner	Wallace	Wasson
Whorton	Wilson 119	Wilson 130	Wilson 25	Wood
Wright	Yaeger	Yates	Madam Speaker	

1753 *Journal of the House*

NOES: 035

Burnett	Campbell	Darrough	Daus	Graham
Green	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hoskins	Johnson 90	Jones	LeVota
Liese	Lowe	Meiners	Merideth	Muckler
Page	Ransdall	Sager	Schoemehl	Seigfreid
Selby	Shoemaker	Shoemyer	Skaggs	Villa
Walker	Walsh	Wildberger	Witte	Zweifel

PRESENT: 025

Barnitz	Bland	Boykins	Bringer	Brooks
Carnahan	Corcoran	Curls	El-Amin	Fraser
George	Hampton	Hubbard	Johnson 61	Jolly
Kelly 36	Kratky	Kuessner	McKenna	Spreng
Walton	Ward	Willoughby	Wilson 42	Young

ABSENT WITH LEAVE: 009

Abel	Adams	Bishop	Cunningham 86	Davis 122
Dempsey	Munzlinger	Reinhart	Townley	

SPECIAL RECOGNITION

Morris Collins was introduced by Representative Pearce and recognized as an Outstanding Missourian.

Jaye Jackson was introduced by Representative Hobbs and recognized as an Outstanding Missourian.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 2773 - Representative Smith (118)
House Resolution No. 2774
and
House Resolution No. 2775 - Representative Schoemehl
House Resolution No. 2776
through
House Resolution No. 2789 - Representative Jetton
House Resolution No. 2790 - Representatives Harris (110) and Schlottach
House Resolution No. 2791 - Representative Johnson (61), et al
House Resolution No. 2792 - Representative Jetton
House Resolution No. 2793 - Representative Munzlinger
House Resolution No. 2794 - Representative Crawford
House Resolution No. 2795 - Representative Lager
House Resolution No. 2796 - Representative Pratt
House Resolution No. 2797 - Representative Purgason
House Resolution No. 2798 - Representative Yaeger
House Resolution No. 2799 - Representative Quinn

House Resolution No. 2800 - Representative Smith (118)
House Resolution No. 2801 - Representatives Bruns and Deeken

SUPPLEMENTAL CALENDAR (May 12, 2003)

SENATE CONCURRENT RESOLUTION

SCR 16, (4-29-03, Page 1397) - Cunningham (86)

SENATE BILLS FOR THIRD READING

SS#2 SB 695, as amended, E.C. - Bearden
HCS SS SCS SB 346 - Luetkemeyer

THIRD READING OF HOUSE BILL - FEDERAL MANDATE

HB 697, relating to sex offender registration, was taken up by Representative Mayer.

On motion of Representative Mayer, **HB 697** was read the third time and passed by the following vote:

AYES: 156

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Corcoran	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Icet	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lipke
Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Merideth	Miller	Moore
Morris	Muckler	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Wagner
Walker	Wallace	Walsh	Walton	Ward

1755 *Journal of the House*

Wasson	Whorton	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 007

Adams	Cooper 155	Crawford	Hunter	Munzlinger
Myers	Quinn			

Speaker Hanaway declared the bill passed.

THIRD READING OF SENATE BILLS

HCS SCS SB 686, relating to transfers of school funds, was taken up by Representative Jetton.

Representative Jetton offered **HS HCS SCS SB 686**.

Representative Wood offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 686, Page 45, Section 168.110, Line 24 of said page, by adding after all of said line the following:

“171.031. 1. Each school board shall prepare annually a calendar for the school term, specifying the opening date and providing a minimum term of at least one hundred seventy-four days and one thousand forty-four hours of actual pupil attendance. The opening date shall [not be earlier than the first day of September, except:

(1) If the first day of September falls on Labor Day or a Saturday or Sunday, the school board in any school district may move the starting day for that term to a subsequent school day;

(2) In school districts in which schools are in session for twelve months of each calendar year; and

(3) In school districts in which the school board determines students are needed for agricultural production purposes] **be on the Friday before the last Monday of August of each year, except in school districts in which schools are in session for twelve months of each calendar year.**

2. No school day shall be longer than seven hours except for vocational schools which may adopt an eight-hour day in a metropolitan school district and a school district in a first class county adjacent to a city not within a county.”; and

Further amend said title, enacting clause, and intersectional references accordingly.

Representative Fares offered **House Substitute Amendment No. 1 for House Amendment No. 1**.

*House Substitute Amendment No. 1
for
House Amendment No. 1*

AMEND House Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 686, Section 168.110, Page 45, Line 24 of said page, by adding after all of said line the following:

“171.031. 1. Each school board shall prepare annually a calendar for the school term, specifying the opening date and providing a minimum term of at least one hundred seventy-four days and one thousand forty-four hours of actual pupil attendance. [The opening date shall not be earlier than the first day of September, except:

(1) If the first day of September falls on Labor Day or a Saturday or Sunday, the school board in any school district may move the starting day for that term to a subsequent school day;

(2) In school districts in which schools are in session for twelve months of each calendar year; and

(3) In school districts in which the school board determines students are needed for agricultural production purposes.]

2. No school day shall be longer than seven hours except for vocational schools which may adopt an eight-hour day in a metropolitan school district and a school district in a first class county adjacent to a city not within a county.”; and

Further amend said title, enacting clause, and intersectional references accordingly.

On motion of Representative Fares, **House Substitute Amendment No. 1 for House Amendment No. 1** was adopted.

Representative Lager offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 686, Section 160.415, Page 4, by deleting the opening bracket “[“ from Line 19 of said page and the closing bracket “]” from Line 24 of said page.

Representative Cooper (120) offered **House Amendment No. 1 to House Amendment No. 2.**

*House Amendment No. 1
to
House Amendment No. 2*

AMEND House Amendment No. 2 to House Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 686, by deleting the last two lines of said amendment and inserting in lieu thereof the following: by deleting said section from the bill; and

Further amend the title, enacting clause, and intersectional references accordingly.

Representative Campbell offered **House Substitute Amendment No. 1 for House Amendment No. 1 to House Amendment No. 2.**

House Substitute Amendment No. 1 for House Amendment No. 1 to House Amendment No. 2 was withdrawn.

On motion of Representative Cooper (120), **House Amendment No. 1 to House Amendment No. 2** was adopted.

On motion of Representative Lager, **House Amendment No. 2, as amended**, was adopted.

Representative Dempsey offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 686, Page 46, Section 172.273, Lines 2-3, by removing “, and other commercial developments,”.

Representative Purgason assumed the Chair.

On motion of Representative Dempsey, **House Amendment No. 3** was adopted by the following vote:

AYES: 075

Angst	Avery	Baker	Bearden	Black
Bough	Brown	Bruns	Byrd	Cooper 120
Crowell	Cunningham 145	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dusenberg	El-Amin	Emery
Engler	Ervin	Goodman	Green	Holand
Hubbard	Hunter	Icet	Jackson	Jetton
Johnson 47	Johnson 90	Kelly 144	Kingery	Lembke
Lipke	Luetkemeyer	Marsh	Mayer	Merideth
Miller	Moore	Morris	Myers	Nieves
Parker	Phillips	Portwood	Purgason	Quinn
Reinhart	Richard	Roark	Ruestman	Rupp
Sander	Schaaf	Schneider	Seigfreid	Self
Skaggs	Smith 118	Smith 14	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Threlkeld	Wasson
Wilson 119	Wright	Young	Zweifel	Madam Speaker

NOES: 074

Abel	Barnitz	Bean	Behnen	Bishop
Bivins	Bland	Boykins	Bringer	Brooks
Burnett	Carnahan	Corcoran	Crawford	Curls
Darrough	Daus	Davis 122	Donnelly	Dougherty
Fraser	Graham	Guest	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hobbs
Hoskins	Jolly	Jones	King	Kuessner
Lager	Liese	Lowe	May	McKenna
Meiners	Muckler	Page	Pearce	Pratt
Ransdall	Rector	Sager	Salva	Schlottach
Schoemehl	Selby	Shoemaker	Shoemyer	Spreng
Thompson	Townley	Villa	Vogt	Walker
Wallace	Walsh	Walton	Ward	Whorton
Wildberger	Willoughby	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Yaeger	Yates	

PRESENT: 009

Campbell	Cunningham 86	Fares	George	Johnson 61
Kelly 36	Kratky	LeVota	Wagner	

ABSENT WITH LEAVE: 005

Adams	Cooper 155	Lawson	Munzlinger	Viebrock
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Representative Crowell moved the previous question.

Which motion was adopted by the following vote:

AYES: 089

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Guest
Hobbs	Holand	Hunter	Ice	Jackson
Jetton	Johnson 47	Kelly 144	King	Kingery
Lager	Lembke	Lipke	Luetkemeyer	Marsh
May	Mayer	Miller	Moore	Morris
Myers	Nieves	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Rector
Reinhart	Schard	Roark	Ruestman	Rupp
Sander	Schaaf	Schlottach	Schneider	Self
Shoemaker	Smith 118	Smith 14	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Threlkeld	Townley
Viebrock	Wallace	Wasson	Wilson 119	Wilson 130
Wood	Wright	Yates	Madam Speaker	

NOES: 072

Abel	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Campbell	Carnahan
Corcoran	Curls	Darrough	Daus	Davis 122
Donnelly	Dougherty	El-Amin	Fraser	George
Graham	Green	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hoskins	Hubbard
Johnson 61	Johnson 90	Jolly	Jones	Kelly 36
Kratky	Kuessner	Lawson	LeVota	Liese
Lowe	McKenna	Meiners	Merideth	Muckler
Page	Ransdall	Sager	Salva	Schoemehl
Seigfreid	Selby	Shoemyer	Skaggs	Spreng
Thompson	Villa	Vogt	Wagner	Walker
Walsh	Walton	Ward	Whorton	Wildberger
Willoughby	Wilson 25	Wilson 42	Witte	Yaeger
Young	Zweifel			

PRESENT: 000

ABSENT WITH LEAVE: 002

Adams	Munzlinger
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On motion of Representative Jetton, **HS HCS SCS SB 686, as amended**, was adopted.

On motion of Representative Jetton, **HS HCS SCS SB 686, as amended**, was read the third time and passed by the following vote:

AYES: 128

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bivins	Black
Bough	Boykins	Bringer	Brooks	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dougherty	Dusenberg
Emery	Engler	Ervin	Fares	Goodman
Guest	Hampton	Harris 110	Harris 23	Henke
Hilgemann	Hobbs	Holand	Hubbard	Hunter
Icet	Jackson	Jetton	Johnson 47	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lawson	Lembke	Liese	Lipke
Luetkemeyer	Marsh	May	Mayer	McKenna
Merideth	Miller	Moore	Morris	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Salva	Sander	Schaaf	Schlottach
Schneider	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Smith 118	Smith 14	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Wagner	Wallace
Ward	Wasson	Whorton	Wildberger	Willoughby
Wilson 119	Wilson 130	Wilson 42	Witte	Wood
Wright	Yates	Madam Speaker		

NOES: 033

Bishop	Bland	Burnett	Campbell	Carnahan
Donnelly	El-Amin	Fraser	George	Graham
Green	Haywood	Hoskins	Johnson 61	Johnson 90
Jolly	Jones	LeVota	Lowe	Meiners
Muckler	Sager	Schoemehl	Skaggs	Spreng
Vogt	Walker	Walsh	Walton	Wilson 25
Yaeger	Young	Zweifel		

PRESENT: 000

ABSENT WITH LEAVE: 002

Adams Munzlinger

Representative Purgason declared the bill passed.

The emergency clause was defeated by the following vote:

AYES: 108

Angst	Avery	Baker	Barnitz	Bean
Bearden	Behnen	Bivins	Black	Bough
Boykins	Bruns	Byrd	Cooper 120	Cooper 155
Corcoran	Crawford	Crowell	Cunningham 145	Cunningham 86
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Dougherty	Dusenberg	El-Amin	Emery
Engler	Ervin	Fares	Goodman	Guest
Hampton	Hilgemann	Hobbs	Holand	Hubbard
Hunter	Icet	Jackson	Jetton	Johnson 47
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	Liese
Lipke	Luetkemeyer	Marsh	May	Mayer
Merideth	Miller	Moore	Morris	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Purgason	Quinn	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Salva
Sander	Schaaf	Schlottach	Schneider	Seigfreid
Self	Shoemaker	Smith 118	Smith 14	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Threlkeld
Townley	Viebrock	Villa	Wallace	Walton
Ward	Wasson	Willoughby	Wilson 119	Wilson 130
Wood	Wright	Yates		

NOES: 040

Abel	Bishop	Bland	Burnett	Campbell
Carnahan	Curls	Darrough	Daus	Donnelly
Fraser	George	Graham	Green	Harris 23
Haywood	Henke	Hoskins	Johnson 61	Jones
LeVota	Lowe	Meiners	Muckler	Pratt
Sager	Schoemehl	Shoemyer	Skaggs	Spreng
Thompson	Vogt	Walsh	Wildberger	Wilson 25
Wilson 42	Witte	Yaeger	Young	Zweifel

PRESENT: 013

Bringer	Brooks	Brown	Harris 110	Johnson 90
Jolly	McKenna	Ransdall	Selby	Wagner
Walker	Whorton	Madam Speaker		

ABSENT WITH LEAVE: 002

Adams	Munzlinger
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HCS SB 173, relating to fire protection districts, was taken up by Representative Walton.

Representative Walton offered **HS HCS SB 173**.

Representative Boykins offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Substitute for House Committee Substitute for Senate Bill No. 173, Page 1, Section A, Line 9, by inserting after all of said line the following:

"190.133. 1. The department shall, within a reasonable time after receipt of an application, cause such investigation as the department deems necessary to be made of the applicant for an emergency medical response agency license.

2. The department shall issue a license to any emergency medical response agency which provides advanced life support if the applicant meets the requirements established pursuant to sections 190.001 to 190.245, and the rules adopted by the department pursuant to sections 190.001 to 190.245. The department may promulgate rules relating to the requirements for an emergency medical response agency including, but not limited to:

- (1) A licensure period of five years;
- (2) Medical direction;
- (3) Records and forms; and
- (4) Memorandum of understanding with local ambulance services.

3. Application for an emergency medical response agency license shall be made upon such forms as prescribed by the department in rules adopted pursuant to sections 190.001 to 190.245. The application form shall contain such information as the department deems necessary to make a determination as to whether the emergency medical response agency meets all the requirements of sections 190.001 to 190.245 and rules promulgated pursuant to sections 190.001 to 190.245.

4. No person or entity shall hold itself out as an emergency medical response agency that provides advanced life support or provide the services of an emergency medical response agency that provides advanced life support unless such person or entity is licensed by the department.

5. Only emergency medical response agencies [licensed and serving in any county of the first classification without a charter form of government and with more than one hundred eighty-four thousand but less than one hundred eighty-eight thousand inhabitants, any county with a charter form of government and with more than six hundred thousand but less than seven hundred thousand inhabitants, or any county of the first classification with more than seventy-three thousand seven hundred but less than seventy-three thousand eight hundred inhabitants] will be licensed to provide certain ALS services with the services of EMT-Is.

6. Emergency medical response agencies functioning with the services of EMT-Is must work in collaboration with an ambulance service providing advanced life support with personnel trained to the emergency medical technician-paramedic level."; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Boykins, **House Amendment No. 1** was adopted.

Representative Wildberger offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Substitute for House Committee Substitute for Senate Bill No. 173, Pages 6-9, Section 321.731, by deleting all of Section 321.731, beginning on Page 6 Line 3, through Page 9 Line 3; and

Further amend said bill in the title, enacting clause, and intersectional references accordingly.

Representative Wildberger moved that **House Amendment No. 2** be adopted.

Which motion was defeated.

Representative Seigfreid requested a division of the question on **HS HCS SB 173, as amended**.

On motion of Representative Walton, **Part I of HS HCS SB 173, as amended**, was adopted.

On motion of Representative Walton, **Part II of HS HCS SB 173** was adopted by the following vote:

AYES: 092

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bland	Bough
Boykins	Brooks	Brown	Byrd	Campbell
Cooper 120	Cooper 155	Crawford	Crowell	Cunningham 145
Cunningham 86	Curls	Davis 19	Dempsey	Dixon
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Goodman	Guest	Haywood	Hobbs
Holand	Hoskins	Hubbard	Hunter	Ice
Jackson	Jetton	Johnson 47	Johnson 61	Jones
King	Kingery	Lager	Lembke	Lipke
Luetkemeyer	Marsh	May	Mayer	Miller
Moore	Morris	Myers	Parker	Pearce
Phillips	Portwood	Purgason	Quinn	Reinhart
Richard	Roark	Ruestman	Sander	Schaaf
Schlottach	Self	Shoemaker	Smith 118	St. Onge
Stefanick	Stevenson	Taylor	Thompson	Threlkeld
Viebrock	Wallace	Walton	Wasson	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Wood	Wright
Yates	Madam Speaker			

NOES: 063

Barnitz	Bishop	Bringer	Bruns	Burnett
Carnahan	Corcoran	Darrough	Daus	Davis 122
Deeken	Dethrow	Dougherty	George	Graham
Green	Hampton	Harris 110	Henke	Johnson 90
Jolly	Kelly 144	Kelly 36	Kratky	Kuessner
Lawson	LeVota	Liese	Lowe	McKenna
Meiners	Merideth	Muckler	Nieves	Page
Ransdall	Rector	Rupp	Sager	Salva
Schneider	Schoemehl	Seigfreid	Selby	Shoemyer
Skaggs	Smith 14	Spreng	Sutherland	Townley
Villa	Vogt	Wagner	Walker	Walsh
Ward	Whorton	Wildberger	Willoughby	Witte
Yaeger	Young	Zweifel		

PRESENT: 001

Hilgemann

ABSENT WITH LEAVE: 007

Abel	Adams	Donnelly	Fraser	Harris 23
Munzlinger	Pratt			

On motion of Representative Walton, **Part III of HS HCS SB 173** was adopted.

On motion of Representative Walton, **HS HCS SB 173, as amended**, was read the third time and passed by the following vote:

1763 *Journal of the House*

AYES: 094

Angst	Avery	Baker	Barnitz	Bean
Bearden	Behnen	Bivins	Black	Bland
Bough	Boykins	Brooks	Brown	Byrd
Campbell	Cooper 120	Cooper 155	Crawford	Crowell
Curls	Davis 19	Deeken	Dempsey	Dixon
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Goodman	Guest	Haywood	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 61
Jones	King	Kingery	Lager	Lembke
Lipke	Luetkemeyer	Marsh	May	Mayer
Miller	Moore	Morris	Myers	Parker
Pearce	Phillips	Purgason	Quinn	Rector
Reinhart	Richard	Roark	Ruestman	Sander
Schaaf	Schlottach	Self	Shoemaker	Smith 118
Smith 14	St. Onge	Stefanick	Stevenson	Taylor
Thompson	Threlkeld	Viebrock	Wallace	Walton
Wasson	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Wood	Wright	Yates	Madam Speaker	

NOES: 063

Bishop	Bringer	Bruns	Burnett	Carnahan
Corcoran	Cunningham 145	Cunningham 86	Darrough	Daus
Davis 122	Dethrow	Dougherty	Fraser	George
Graham	Green	Hampton	Harris 110	Henke
Johnson 90	Jolly	Kelly 144	Kelly 36	Kratky
Kuessner	Lawson	LeVota	Liese	Lowe
McKenna	Meiners	Merideth	Muckler	Nieves
Page	Portwood	Ransdall	Rupp	Sager
Salva	Schneider	Schoemehl	Seigfreid	Selby
Shoemyer	Skaggs	Spreng	Sutherland	Townley
Villa	Vogt	Wagner	Walker	Walsh
Ward	Whorton	Wildberger	Willoughby	Witte
Yaeger	Young	Zweifel		

PRESENT: 000

ABSENT WITH LEAVE: 006

Abel	Adams	Donnelly	Harris 23	Munzlinger
Pratt				

Representative Purgason declared the bill passed.

HCS SCS SB 199, relating to county government, was taken up by Representative Johnson (47).

Representative Johnson (47) offered **HS HCS SCS SB 199**.

Speaker Pro Tem Jetton assumed the Chair.

Representative Smith (118) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 199, Page 4, Section 49.272, Line 20, by inserting after said line the following:

“49.650. 1. The governing authority of each county of the first classification, second classification, and fourth classification shall have the power to adopt ordinances or resolutions relating to its property, affairs, and local government for which no provision has been made in the constitution of this state or state statute regarding the following:

- (1) County roads controlled by the county;**
- (2) Homeland security;**
- (3) Emergency management;**
- (4) Nuisance abatement, excluding agricultural and horticultural property as defined in section 137.016, RSMo;**
- (5) Stormwater control, excluding agricultural and horticultural property as defined in section 137.016, RSMo;**
- (6) Economic development; and**
- (7) Parks and recreation.**

If any such ordinance, order, or resolution conflicts with a municipal ordinance, the municipal ordinance provisions shall prevail within the corporate boundaries of the municipality. All ordinances adopted pursuant to this section shall remain effective until repealed or amended by the governing authority, except that the general assembly shall have the power to further define, broaden, limit, or otherwise regulate the power of each such county to adopt ordinances, resolutions, or regulations.

2. The governing body of each county of the first classification, second classification, and fourth classification may submit any ordinance, resolution, or regulation proposed pursuant to this section for the approval of the qualified voters of the county. Any ordinance, resolution, or regulation submitted to the qualified voters pursuant to this section shall become effective if a majority of the qualified voters voting on the ordinance, resolution, or regulation are in favor of its adoption, but no ordinance, resolution, or regulation shall become effective if a majority of the qualified voters voting on the ordinance, resolution, or regulation are opposed to its adoption.

3. Notwithstanding any other provision of this section to the contrary, no tax shall be submitted to the voters of the county unless the tax has been authorized by statute by the general assembly.

4. No county shall have the power to adopt any ordinance, resolution, or regulation pursuant to this section governing any railroad company.”; and

Further amend said title, enacting clause, and intersectional references accordingly.

Representative Self offered **House Amendment No. 1 to House Amendment No. 1.**

House Amendment No. 1

to

House Amendment No. 1

AMEND House Amendment No. 1 to House Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 199, Page 2, Section 49.650(4), Line 27, by inserting after the word “railroad” the following: **“or telecommunications or wireless”**.

On motion of Representative Self, **House Amendment No. 1 to House Amendment No. 1** was adopted.

On motion of Representative Smith (118), **House Amendment No. 1, as amended**, was adopted.

Representative Angst offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 199, Page 12, Section 135.207, Line 18 of said page, by inserting after all of said line the following:

"135.261. In addition to all other enterprise zones authorized in this chapter, the department of economic development shall designate one such zone in any county of the third classification without a township form of government and with more than thirty-two thousand five hundred but less than thirty-two thousand six hundred inhabitants. Such enterprise zone designation shall only be made if such area which is to be included in the enterprise zone meets all the requirements of section 135.205."; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Angst, **House Amendment No. 2** was adopted.

Representative Seigfreid offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 199, Page 9, Section 64.907, Line 4 of said page, by inserting after all of said line the following:

"67.1775. 1. The governing body of a city not within a county, or any county of [the first classification with a charter form of government with a population not less than nine hundred thousand inhabitants, or any county of the first classification with a charter form of government with a population not less than two hundred thousand inhabitants and not more than six hundred thousand inhabitants, or any noncharter county of the first classification with a population not less than one hundred seventy thousand and not more than two hundred thousand inhabitants, or any noncharter county of the first classification with a population not less than eighty thousand and not more than eighty-three thousand inhabitants, or any third classification county with a population not less than twenty-eight thousand and not more than thirty thousand inhabitants, or any county of the third classification with a population not less than nineteen thousand five hundred and not more than twenty thousand inhabitants] **this state** may, after voter approval pursuant to this section, levy a sales tax not to exceed one-quarter of a cent in the county for the purpose of providing services described in section 210.861, RSMo, including counseling, family support, and temporary residential services to persons nineteen years of age or less. The question shall be submitted to the qualified voters of the county at a county or state general, primary or special election upon the motion of the governing body of the county or upon the petition of eight percent of the qualified voters of the county determined on the basis of the number of votes cast for governor in such county at the last gubernatorial election held prior to the filing of the petition. The election officials of the county shall give legal notice as provided in chapter 115, RSMo. The question shall be submitted in substantially the following form:

Shall County be authorized to levy a sales tax of (not to exceed one-quarter of a cent) in the county for the purpose of establishing a community children's services fund for the purpose of providing services to protect the well-being and safety of children and youth nineteen years of age or less and to strengthen families?

☐ Yes ☐ No

If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of the question, then the tax shall be levied and collected as otherwise provided by law. If a majority of the votes cast on the question by the qualified voters voting thereon are opposed to the question, then the tax shall not be levied unless and until the question is again submitted to the qualified voters of the county and a majority of such voters are in favor of such a tax, and not otherwise.

2. All revenues generated by the tax prescribed in this section shall be deposited in the county treasury to the credit of a special "Community Children's Services Fund". Such fund shall be administered by a board of directors, established pursuant to section 210.861, RSMo."; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Seigfreid, **House Amendment No. 3** was adopted.

Representative Portwood offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 199, Page 12, Section 135.207, Line 7, by inserting after all of said line the following:

"139.054. The county collector of all counties shall accept partial payment of all real estate property taxes paid by a taxpayer. Any amount of payment that is less than the total liability of the real or personal property tax owed by the taxpayer shall be considered timely and no penalty, additions to tax, or interest shall be applied to that portion that is partially paid."; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Salva offered **House Amendment No. 1 to House Amendment No. 4**.

Representative Purgason raised a point of order that **House Amendment No. 1 to House Amendment No. 4** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

Representative Stevenson offered **House Substitute Amendment No. 1 for House Amendment No. 4**.

*House Substitute Amendment No. 1
for
House Amendment No. 4*

AMEND House Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 199, Page 12, Section 135.207, Line 7, by inserting after all of said line the following:

"139.054. The county collector of all counties shall accept partial payment of all real estate property taxes paid by a taxpayer. Any amount of payment that is less than the total liability of the real estate property tax owed by the taxpayer shall be considered timely and no penalty, additions to tax, or interest shall be applied to that portion that is partially paid, interest may continue to be collected for the amounts not paid.".

Representative Stevenson moved that **House Substitute Amendment No. 1 for House Amendment No. 4** be adopted.

Which motion was defeated.

House Amendment No. 4 was withdrawn.

Representative Wasson offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 199, Page 12, Section 135.207, Line 18, by inserting after all of said line the following:

"190.306. No provision in this chapter shall be construed to require any municipality within any county of the third classification without a township form of government and with more than fifty-four thousand two hundred but less than fifty-four thousand three hundred inhabitants that has established an emergency telephone service to dissolve the service in the event that the county in which the municipality is located establishes an emergency telephone service and moves to a higher county classification."; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Henke raised a point of order that **House Amendment No. 5** goes beyond the scope of the bill.

The Chair ruled the point of order untimely.

On motion of Representative Wasson, **House Amendment No. 5** was adopted.

Representative Lembke offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 199, Page 1, In the Title, Line 3 of said page, by inserting after "RSMo," the following:

"and section 67.399, RSMo, as enacted by senate committee substitute for house substitute for house committee substitute for house bill nos. 977 & 1608, eighty-ninth general assembly, second regular session, and section 67.399, RSMo, as enacted by senate committee substitute for house bill no. 1352, eighty-ninth general assembly, second regular session,"; and

Further amend said bill, Page 1, Section A, Line 10 of said page, by inserting after "RSMo," the following: "and section 67.399, RSMo, as enacted by senate committee substitute for house substitute for house committee substitute for house bill nos. 977 & 1608, eighty-ninth general assembly, second regular session, and section 67.399, RSMo, as enacted by senate committee substitute for house bill no. 1352, eighty-ninth general assembly, second regular session,"; and

Further amend said bill, Page 9, Section 64.907, Line 4 of said page, by inserting after all of said line the following:

"67.399. 1. The governing body of any municipality **or county with a charter form of government and with more than one million inhabitants** may, by ordinance, establish a semiannual registration fee not to exceed two hundred dollars which shall be charged to the owner of any parcel of residential property improved by a residential structure, or commercial property improved by a structure containing multiple dwelling units, that is vacant, has been vacant for at least six months, and is characterized by violations of applicable housing codes established by such municipality.

2. The municipality shall designate a municipal officer to investigate any property that may be subject to the registration fee. The officer shall report his findings and recommendations, and shall determine whether any such property shall be subject to the registration fee. Within five business days, the clerk of the municipality **or county with a charter form of government and with more than one million inhabitants** shall notify by mail the owners of property on which the registration fee has been levied at their last known address according to the records of the city and the county. The property owner shall have the right to appeal the decision of the office to the municipal court within thirty days of such notification. Absent the existence of any valid appeal or request for reconsideration pursuant to

subsection 3 of this section, the registration fee shall begin to accrue on the beginning of the second calendar quarter after the decision of the municipal officer.

3. Within thirty days of the municipality **or county with a charter form of government and with more than one million inhabitants** making such notification, the property owner may complete any improvements to the property that may be necessary to revoke the levy of the registration fee, and then may request a reinspection of the property and a reconsideration of the levy of the registration fee by the municipality **or county with a charter form of government and with more than one million inhabitants**. If the municipal **or county** officer revokes the registration fee, no such assessment shall be made and the matter shall be considered closed. If the [municipal] officer affirms the assessment of the registration fee, the property owner shall have the right to appeal the reconsideration decision of the [municipal] officer to the municipal court within thirty days of such decision. Absent the existence of any valid appeal to the municipal court or other court of competent jurisdiction, the registration fee shall begin to accrue on the beginning of the second calendar quarter after the reconsideration decision of the municipal governing body.

4. The municipal governing body shall establish by ordinance procedures for payment of the registration fee and penalties for delinquent payments of such fees. Any registration fees which are delinquent for a period of one year shall become a lien on the property and shall be subject to foreclosure proceedings in the same manner as delinquent real property taxes. The owner of the property against which the assessment was originally made shall be able to redeem the property only by presenting evidence that the violations of the applicable housing code cited by the municipal **or county** officers have been cured and presenting payment of all registration fees and penalties. Upon bona fide sale of the property to an unrelated party said lien shall be considered released and the delinquent registration fee forgiven.

[67.399. 1. The governing body of any municipality contained wholly or partially within a county with a population of over six hundred thousand and less than nine hundred thousand may adopt an ordinance as provided in this section. The ordinance may establish a semiannual registration fee not to exceed two hundred dollars which shall be charged to the owner of any parcel of residential property improved by a residential structure, or commercial property improved by a structure containing multiple dwelling units, that is vacant, has been vacant for at least six months, and is characterized by violations of applicable housing codes established by such municipality.

2. The municipality shall designate a municipal officer to investigate any property that may be subject to the registration fee. The officer shall report his findings and recommendations, and shall determine whether any such property shall be subject to the registration fee. Within five business days, the clerk of the municipality shall notify by mail the owners of property on which the registration fee has been levied at their last known address according to the records of the city and the county. The property owner shall have the right to appeal the decision of the office to the municipal court within thirty days of such notification. Absent the existence of any valid appeal or request for reconsideration pursuant to subsection 3 of this section, the registration fee shall begin to accrue on the beginning of the second calendar quarter after the decision of the municipal officer.

3. Within thirty days of the municipality making such notification, the property owner may complete any improvements to the property that may be necessary to revoke the levy of the registration fee, and then may request a reinspection of the property and a reconsideration of the levy of the registration fee by the municipality. If the municipal officer revokes the registration fee, no such assessment shall be made and the matter shall be considered closed. If the municipal officer affirms the assessment of the registration fee, the property owner shall have the right to appeal the reconsideration decision of the municipal officer to the municipal court within thirty days of such decision. Absent the existence of any valid appeal to the municipal court or other court of competent jurisdiction, the registration fee shall begin to accrue on the beginning of the second calendar quarter after the reconsideration decision of the municipal governing body.

4. The municipal governing body shall establish by ordinance procedures for payment of the registration fee and penalties for delinquent payments of such fees. Any registration fees which are delinquent for a period of one year shall become a lien on the property and shall be subject to foreclosure proceedings in the same manner as delinquent real property taxes. The owner of the property against which the assessment was originally made shall be able to redeem the property only by presenting evidence that the violations of the applicable housing code cited by the municipal officers have been cured and presenting payment of all registration fees and penalties. Upon bona fide sale of the property to an unrelated party said lien shall be considered released and the delinquent registration fee forgiven.]" ; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Behnen assumed the Chair.

On motion of Representative Lembke, **House Amendment No. 6** was adopted.

Speaker Pro Tem Jetton resumed the Chair.

Representative Villa offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 199, Page 20, Section 473.730, Line 3, by inserting after said line the following:

“644.581. In addition to those sums authorized prior to August 28, 2004, the board of fund commissioners of the state of Missouri, as authorized by section 37(e) of article III of the Constitution of the state of Missouri, may borrow on the credit of this state the sum of ten million dollars in the manner described, and for the purposes set out, in chapter 640, RSMo, and this chapter.

644.582. In addition to those sums authorized prior to August 28, 2004, the board of fund commissioners of the state of Missouri, as authorized by section 37(g) of article III of the Constitution of the state of Missouri, may borrow on the credit of this state the sum of ten million dollars in the manner described, and for the purposes set out, in chapter 640, RSMo, and in this chapter.

644.583. In addition to those sums authorized prior to August 28, 2004, the board of fund commissioners of the state of Missouri, as authorized by section 37(h) of article III of the Constitution of the state of Missouri, may borrow on the credit of this state the sum of twenty million dollars in the manner described, and for the purposes set out, in chapter 640, RSMo, and in this chapter.”; and

Further amend said title, enacting clause, and intersectional references accordingly.

On motion of Representative Villa, **House Amendment No. 7** was adopted.

Representative Luetkemeyer offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 199, Page 9, Section 64.907, Line 4, by inserting after all of said line the following:

"67.2000. 1. This section shall be known as the "Exhibition Center and Recreational Facility District Act".

2. Whenever not less than fifty owners of real property located within any county of the first classification with more than thirty-seven thousand but less than thirty-seven thousand one hundred inhabitants, or any county of the third classification without a township form of government and with more than twenty-three thousand five hundred but less than twenty-three thousand six hundred inhabitants, or any county of the third classification without a township form of government and with more than nineteen thousand three hundred but less than nineteen thousand four hundred inhabitants, or any county of the first classification with more than eighty-five thousand nine hundred but less than eighty-six thousand inhabitants, or any county of the first classification without a charter form of government and with more than one hundred four thousand six hundred but less than one hundred four thousand seven hundred inhabitants, or any county of the second classification with more than fifty-two thousand six hundred but less than fifty-two thousand seven hundred inhabitants, or any county of the first classification without a charter form of government and with more than one hundred ninety-eight thousand but less than one hundred ninety-nine thousand two hundred inhabitants desire to create an exhibition center and recreational facility district, the property owners shall file a petition with the governing body of each county located within the boundaries of the proposed district requesting the creation of the district. The district boundaries may include all or part of the counties described in this section. The petition shall contain the following information:

(1) The name and residence of each petitioner and the location of the real property owned by the petitioner;

(2) A specific description of the proposed district boundaries, including a map illustrating the boundaries; and

(3) The name of the proposed district.

3. Upon the filing of a petition pursuant to this section, the governing body of any county described in this section may, by resolution, approve the creation of a district. Any resolution to establish such a district shall be adopted by the governing body of each county located within the proposed district, and shall contain the following information:

(1) A description of the boundaries of the proposed district;

(2) The time and place of a hearing to be held to consider establishment of the proposed district;

(3) The proposed sales tax rate to be voted on within the proposed district; and

(4) The proposed uses for the revenue generated by the new sales tax.

4. Whenever a hearing is held as provided by this section, the governing body of each county located within the proposed district shall:

(1) Publish notice of the hearing on two separate occasions in at least one newspaper of general circulation in each county located within the proposed district, with the first publication to occur not more than thirty days before the hearing, and the second publication to occur not more than fifteen days nor less than ten days before the hearing;

(2) Hear all protests and receive evidence for or against the establishment of the proposed district; and

(3) Rule upon all protests, which determinations shall be final.

5. If the governing body of each county located within the proposed district following the hearing decides to establish the proposed district, it shall adopt an order to that effect. The order shall contain the following:

(1) The description of the boundaries of the district;

(2) A statement that an exhibition center and recreational facility district has been established;

(3) The name of the district;

(4) The uses for any revenue generated by a sales tax imposed pursuant to this section; and

(5) A declaration that the district is a political subdivision of the state.

6. There is hereby created a board of trustees to administer any district created and the expenditure of revenue generated pursuant to this section, consisting of no more than twelve members. After adoption of the order creating the district, the governing body of each county located within the district shall appoint four residents of the portion of the district within the county to represent the district on the board of trustees. Each trustee shall be at least twenty-five years of age. Of the initial trustees appointed, two shall hold office for two years, and two shall hold office for four years. Trustees appointed after expiration of the initial terms shall be appointed to a four-year term by the governing body of the county the trustee represents, with the initially appointed trustee to remain in office until a successor is appointed, and shall take office upon being appointed. Each trustee may be reappointed. Vacancies shall be filled in the same manner in which the trustee vacating the office was originally appointed. The trustees shall not receive compensation for their services, but may be reimbursed for their actual and necessary expenses. The board shall elect a chair and other officers necessary for its membership.

7. The board of trustees shall have the following powers, authority, and privileges:

(1) To have and use a corporate seal;

(2) To sue and be sued, and be a party to suits, actions, and proceedings;

(3) To enter into contracts, franchises, and agreements with any person or entity, public or private, affecting the affairs of the district, including contracts with any municipality, district, or state, or the United States, and any of their agencies, political subdivisions, or instrumentalities, for the funding, including without limitation interest rate exchange or swap agreements, planning, development, construction, acquisition, maintenance, or operation of an exhibition center and recreational facilities or to assist in such activity;

(4) To borrow money and incur indebtedness and evidence the same by certificates, notes, or debentures, to issue bonds and use any one or more lawful funding methods the district may obtain for its purposes at such rates of interest as the district may determine. Any bonds, notes, and other obligations issued or delivered by the district may be secured by mortgage, pledge, or deed of trust of any or all of the property and income of the district. The district shall not mortgage, pledge, or give a deed of trust on any real property or interests which it obtained or acquired from the state or any agency or political subdivision thereof. Every issue of such bonds, notes, or other obligations shall be payable out of property and revenues of the district, and may be further secured by other property of the district which may be pledged, assigned, mortgaged, or a security interest

granted for such payment, without preference or priority of the first bonds issued, subject to any agreement with the holders of any other bonds pledging any specified property or revenues. Such bonds, notes, or other obligations shall be authorized by resolution of the district board, and shall bear such date or dates, and shall mature at such time or times, but not in excess of thirty years, as the resolution shall specify. Such bonds, notes, or other obligations shall be in such denomination, bear interest at such rate or rates, be in such form, either coupon or registered, be issued as current interest bonds, compound interest bonds, variable rate bonds, convertible bonds, or zero coupon bonds, be issued in such manner, be payable in such place or places, and be subject to redemption as such resolution may provide, notwithstanding section 108.170, RSMo. The bonds, notes, or other obligations may be sold at either public or private sale, at such interest rates, and at such price or prices as the district shall determine;

(5) To acquire, transfer, donate, lease, exchange, mortgage, and encumber real and personal property in furtherance of district purposes;

(6) To refund any bonds, notes, or other obligations of the district without an election. The terms and conditions of refunding obligations shall be substantially the same as those of the original issue, and the board shall provide for the payment of interest at not to exceed the legal rate, and the principal of such refunding obligations in the same manner as is provided for the payment of interest and principal of obligations refunded;

(7) To have the management, control, and supervision of all the business and affairs of the district, and the construction, installation, operation, and maintenance of district improvements therein; to collect rentals, fees, and other charges in connection with its services or for the use of any of its facilities;

(8) To hire and retain agents, employees, engineers, and attorneys;

(9) To receive and accept by bequest, gift, or donation any kind of property;

(10) To adopt and amend bylaws and any other rules and regulations not in conflict with the constitution and laws of this state, necessary for the carrying on of the business, objects, and affairs of the board and of the district; and

(11) To have and exercise all rights and powers necessary or incidental to or implied from the specific powers granted herein.

8. A district established pursuant to this section may, at a general, primary, or special election, submit to the qualified voters within the district boundaries a sales tax not to exceed one-half of one percent on all retail sales within the district which are subject to taxation pursuant to sections 144.010 to 144.525, RSMo, to fund the acquisition, construction, maintenance, operation, improvement, and promotion of an exhibition center and recreational facilities. The ballot of submission shall be in substantially the following form:

Shall the (name of district) impose a sales tax of (insert rate) to fund the acquisition, construction, maintenance, operation, improvement, and promotion of an exhibition center and recreational facilities?

☐ YES

☐ NO

If you are in favor of the question, place an "X" in the box opposite "YES". If you are opposed to the question, place an "X" in the box opposite "NO".

If a majority of the votes cast favor the proposal, then the sales tax shall become effective on the first day of the second calendar quarter immediately following the election. If a majority of the votes cast oppose the proposal, then the district shall not impose the sales tax authorized in this section until after the district has submitted another such sales tax proposal and the proposal is approved by a majority of the qualified voters voting thereon. However, if a sales tax proposal is not approved, the district shall not resubmit a proposal to the voters pursuant to this section sooner than twelve months from the date of the last proposal submitted pursuant to this section.

9. There is hereby created the "Exhibition Center and Recreational Facility District Sales Tax Trust Fund", which shall consist of all revenue collected pursuant to this section. The director of revenue shall be custodian of the trust fund, and moneys in the trust fund shall be used solely for the purposes authorized in this section. Moneys in the trust fund shall be considered nonstate funds pursuant to section 15, article IV, Constitution of Missouri. The director of revenue shall invest moneys in the trust fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the trust fund. All sales taxes collected by the director of revenue pursuant to this section on behalf of the district, less one percent for the cost of collection which shall be deposited in the state's general revenue fund after payment of premiums for surety bonds as provided in section 32.087, RSMo, shall be deposited in the trust fund. The director of revenue shall keep accurate records of the amount of moneys in the trust fund which was collected in the district imposing a sales tax pursuant to this section, and the records shall be open to the inspection of the officers

of each district and the general public. Not later than the tenth day of each month, the director of revenue shall distribute all moneys deposited in the trust fund during the preceding month to the district. The director of revenue may authorize refunds from the amounts in the trust fund and credited to the district for erroneous payments and overpayments made, and may redeem dishonored checks and drafts deposited to the credit of the district.

10. The sales tax authorized by this section is in addition to all other sales taxes allowed by law. Except as modified in this section, all provisions of sections 32.085 and 32.087, RSMo, apply to the sales tax imposed pursuant to this section.

11. Any sales tax imposed pursuant to this section shall reduce to a rate of one-tenth of one percent twenty-five years from the effective date of the sales tax unless an extension of the sales tax is submitted to and approved by the qualified voters in each district in the manner provided in this section. Each extension of the sales tax shall be for a period not to exceed twenty years. The ballot of submission for the extension shall be in substantially the following form:

Shall the (name of district) extend the sales tax of (insert rate) for a period of (insert number of years) years to fund the acquisition, construction, maintenance, operation, improvement, and promotion of an exhibition center and recreational facilities?

☐ YES

☐ NO

If you are in favor of the question, place an "X" in the box opposite "YES". If you are opposed to the question, place an "X" in the box opposite "NO".

If a majority of the votes cast favor the extension, then the sales tax shall remain in effect at the rate and for the time period approved by the voters. If a majority of the votes cast oppose the extension, then the district shall reduce the sales tax rate to one-tenth of one percent. If a sales tax extension is not approved, the district may submit another sales tax proposal as authorized in this section, but the district shall not submit such a proposal to the voters sooner than twelve months from the date of the last extension submitted.

12. Once the sales tax authorized by this section is abolished or terminated by any means, all funds remaining in the trust fund shall be used solely for the purposes approved in the ballot question authorizing the sales tax. The sales tax shall not be abolished or terminated while the district has any financing or other obligations outstanding. Any funds in the trust fund which are not needed for current expenditures may be invested by the district in the securities described in subdivisions (1) to (12) of subsection 1 of section 30.270, RSMo, or repurchase agreements secured by such securities. If the district abolishes the sales tax, the district shall notify the director of revenue of the action at least ninety days before the effective date of the repeal, and the director of revenue may order retention in the trust fund, for a period of one year, of two percent of the amount collected after receipt of such notice to cover possible refunds or overpayment of the sales tax and to redeem dishonored checks and drafts deposited to the credit of such accounts. After one year has elapsed after the effective date of abolition of the sales tax in the district, the director of revenue shall remit the balance in the account to the district and close the account of the district. The director of revenue shall notify the district of each instance of any amount refunded or any check redeemed from receipts due the district.

13. In the event that the district is dissolved or terminated by any means, the governing bodies of the counties in the district shall appoint a person to act as trustee for the district so dissolved or terminated. Before beginning the discharge of duties, the trustee shall take and subscribe an oath to faithfully discharge the duties of the office, and shall give bond with sufficient security, approved by the governing bodies of the counties, to the use of the dissolved or terminated district, for the faithful discharge of duties. The trustee shall have and exercise all powers necessary to liquidate the district, and upon satisfaction of all remaining obligations of the district, shall pay over to the county treasurer of each county in the district and take receipt for all remaining moneys in amounts based on the ratio the levy of each county bears to the total levy for the district in the previous three years or since the establishment of the district, whichever time period is shorter. Upon payment to the county treasurers, the trustee shall deliver to the clerk of the governing body of any county in the district all books, papers, records, and deeds belonging to the dissolved district.

14. After August 28, 2003, any county of the first classification with more than one hundred thirty-five thousand four hundred but less than one hundred thirty-five thousand five hundred inhabitants may create a district in any unincorporated area of the county, or in any incorporated area of the county upon approval of the governing body of the incorporated area by ordinance, pursuant to this section upon the filing of the required petition signed by all of the owners of property within the proposed district with the governing body of the county and upon unanimous approval of all owners of property within the district of the order creating the district and

the proposed sales tax ballot question. In the event that any county creates a district pursuant to this subsection, and no registered voters reside within the boundaries of the district, the proposed sales tax ballot question and the extension of the sales tax authorized by this section shall be submitted to the qualified voters of the county.

67.2015. 1. The governing body of any county of the third classification without a township form of government and with more than eight thousand three hundred but less than eight thousand four hundred inhabitants may impose, by ordinance or order, a surcharge on the sale of each ticket or other charge allowing admission to or participation in any private tourist attraction and on the daily rental of rooms or accommodations paid by transient guests of hotels, motels or campgrounds, as defined in section 94.802, RSMo, in such county, at a rate not to exceed five percent of such admission or amount. For purposes of this section, "private tourist attraction" means:

- (1) Organized trail rides; and
- (2) Canoe rentals.

Attractions operating on an occasional or intermittent basis for fund-raising purposes by nonprofit charitable organizations whose ordinary activities do not involve the operation of such attractions shall be exempt from the surcharge imposed by this section.

2. Every retailer, vendor, operator, and other person who sells goods and services subject to the surcharge imposed pursuant to this section shall be liable and responsible for the payment of surcharges due and shall make a return and remit such surcharges to the county, at such times and in such manner as the governing body of the county shall prescribe. The collection of the surcharges imposed by this section shall be computed in accordance with schedules or systems approved by the governing body of the county.

3. All surcharges authorized and collected under this section shall be deposited by the county in a special trust fund to be known as the "County Tourism Surcharge Trust Fund". The moneys in such fund shall not be commingled with any funds of the county. Moneys in the fund shall be used solely by the county for the promotion of tourism within the county. The surcharge authorized by this section shall be in addition to any and all other taxes allowed by law, but no order imposing a surcharge pursuant to this section shall be effective unless the governing body of the county submits to the voters of the county at a county or state general, primary, or special election a proposal to authorize the governing body of the county to impose such surcharge.

4. The ballot of submission shall contain, but need not be limited to:

Shall the county of (insert name of county) impose a surcharge of (insert rate of tax) percent on the sales, charges or admissions on all hotels, motels or campgrounds rented for thirty days or less, and on the sales, charges or admissions to all private tourist attractions in the county?

☐ YES

☐ NO

If a majority of the votes cast on the proposal by the qualified voters voting thereon are in favor of the proposal, then the order imposing the surcharge shall be effective. If a majority of the votes cast by the qualified voters voting on the proposal are opposed to the proposal, then the governing body of the county shall have no power to impose the surcharge authorized in this section unless and until the governing body of the county again submits another proposal to authorize the governing body of the county to impose the surcharge authorized by this section, and such proposal is approved by the requisite majority of the qualified voters voting thereon.

5. The surcharge authorized by this section shall become effective within ninety days from the date such surcharges are approved by the voters of the county pursuant to this section. After the effective date of any surcharge imposed by this section, the county shall perform all functions incident to the administration, collection, enforcement, and operation of the surcharge. The surcharge imposed by this section shall be reported upon such forms as may be prescribed by the governing body of the county."; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Luetkemeyer, **House Amendment No. 8** was adopted.

Representative Mayer offered **House Amendment No. 9**.

House Amendment No. 9

AMEND House Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 199, Page 4, Section 49.272, Line 20 of said section, by inserting immediately after said line the following:

“50.550. 1. The annual budget shall present a complete financial plan for the ensuing budget year. It shall set forth all proposed expenditures for the administration, operation and maintenance of all offices, departments, commissions, courts and institutions; the actual or estimated operating deficits or surpluses from prior years; all interest and debt redemption charges during the year and expenditures for capital projects.

2. The budget shall contain adequate provisions for the expenditures necessary for the care of insane pauper patients in state hospitals, for the cost of holding elections and for the costs of holding circuit court in the county that are chargeable against the county, for the repair and upkeep of bridges other than on state highways and not in any special road district, and for the salaries, office expenses and deputy and clerical hire of all county officers and agencies.

3. In addition, the budget shall set forth in detail the anticipated income and other means of financing the proposed expenditures.

4. All receipts of the county for operation and maintenance shall be credited to the general fund, and all expenditures for these purposes shall be charged to this fund; except, that receipts from the special tax levy for roads and bridges shall be kept in a special fund and expenditures for roads and bridges may be charged to the special fund.

5. All receipts from the sale of bonds for any purpose shall be credited to the bond fund created for the purpose, and all expenditures for this purpose shall be charged to the fund. All receipts for the retirement of any bond issue shall be credited to a retirement fund for the issue, and all payments to retire the issue shall be charged to the fund. All receipts for interest on outstanding bonds and all premiums and accrued interest on bonds sold shall be credited to the interest fund, and all payments of interest on the bonds shall be charged to the interest fund.

6. **Subject to the provisions of section 50.565 the county commission may create a fund to be known as "The County Crime Reduction Fund".**

7. The county commission may create other funds as are necessary from time to time.

50.565. 1. A county commission may establish by ordinance or order a fund whose proceeds may be expended only for the purposes provided for in subsection 3 of this section. The fund shall be designated as a county crime reduction fund and shall be under the supervision of a board of trustees consisting of one citizen of the county appointed by the presiding commissioner of the county, one citizen of the county appointed by the sheriff of the county, and one citizen of the county appointed by the county prosecuting attorney.

2. Money from the county crime reduction fund shall only be expended upon the approval of a majority of the members of the county crime reduction fund's board of trustees and only for the purposes provided for by subsection 3 of this section.

3. Money from the county crime reduction fund shall only be expended for the following purposes:

(1) Narcotics investigation, prevention, and intervention;

(2) Purchase of law enforcement related equipment and supplies for the sheriff's office;

(3) Matching funds for federal or state law enforcement grants;

(4) Funding for the reporting of all state and federal crime statistics or information; and

(5) Any law enforcement related expense, including those of the prosecuting attorney, approved by the board of trustees for the county crime reduction fund that is reasonably related to investigation, preparation, trial, and disposition of criminal cases before the courts of the state of Missouri.

4. The county commission may not reduce any law enforcement agency's budget as a result of funds the law enforcement agency receives from the county crime reduction fund. The crime reduction fund is to be used only as a supplement to the law enforcement agency's funding received from other county, state, or federal funds.

5. County crime reduction funds shall be audited as are all other county funds.”; and

Further amend said bill, Page 20, Section 473.730, Line 3 of said page, by inserting immediately after said line the following:

“558.019. 1. This section shall not be construed to affect the powers of the governor under article IV, section 7, of the Missouri Constitution. This statute shall not affect those provisions of section 565.020, RSMo, section 558.018 or section 571.015, RSMo, which set minimum terms of sentences, or the provisions of section 559.115, RSMo, relating to probation.

2. The provisions of this section shall be applicable to all classes of felonies except those set forth in chapter 195, RSMo, and those otherwise excluded in subsection 1 of this section. For the purposes of this section, "prison commitment" means and is the receipt by the department of corrections of a defendant after sentencing. For purposes of this section, prior prison commitments to the department of corrections shall not include commitment to a regimented discipline program established pursuant to section 217.378, RSMo. Other provisions of the law to the contrary notwithstanding, any defendant who has pleaded guilty to or has been found guilty of a felony other than a dangerous felony as defined in section 556.061, RSMo, and is committed to the department of corrections shall be required to serve the following minimum prison terms:

(1) If the defendant has one previous prison commitment to the department of corrections for a felony offense, the minimum prison term which the defendant must serve shall be forty percent of his sentence or until the defendant attains seventy years of age, and has served at least forty percent of the sentence imposed, whichever occurs first;

(2) If the defendant has two previous prison commitments to the department of corrections for felonies unrelated to the present offense, the minimum prison term which the defendant must serve shall be fifty percent of his sentence or until the defendant attains seventy years of age, and has served at least forty percent of the sentence imposed, whichever occurs first;

(3) If the defendant has three or more previous prison commitments to the department of corrections for felonies unrelated to the present offense, the minimum prison term which the defendant must serve shall be eighty percent of his sentence or until the defendant attains seventy years of age, and has served at least forty percent of the sentence imposed, whichever occurs first.

3. Other provisions of the law to the contrary notwithstanding, any defendant who has pleaded guilty to or has been found guilty of a dangerous felony as defined in section 556.061, RSMo, and is committed to the department of corrections shall be required to serve a minimum prison term of eighty-five percent of the sentence imposed by the court or until the defendant attains seventy years of age, and has served at least forty percent of the sentence imposed, whichever occurs first.

4. For the purpose of determining the minimum prison term to be served, the following calculations shall apply:

(1) A sentence of life shall be calculated to be thirty years;

(2) Any sentence either alone or in the aggregate with other consecutive sentences for crimes committed at or near the same time which is over seventy-five years shall be calculated to be seventy-five years.

5. For purposes of this section, the term "minimum prison term" shall mean time required to be served by the defendant before he is eligible for parole, conditional release or other early release by the department of corrections. Except that the board of probation and parole, in the case of consecutive sentences imposed at the same time pursuant to a course of conduct constituting a common scheme or plan, shall be authorized to convert consecutive sentences to concurrent sentences, when the board finds, after hearing with notice to the prosecuting or circuit attorney, that the sum of the terms results in an unreasonably excessive total term, taking into consideration all factors related to the crime or crimes committed and the sentences received by others similarly situated.

6. (1) A sentencing advisory commission is hereby created to consist of eleven members. One member shall be appointed by the speaker of the house. One member shall be appointed by the president pro tem of the senate. One member shall be the director of the department of corrections. Six members shall be appointed by and serve at the pleasure of the governor from among the following: the public defender commission; private citizens; a private member of the Missouri Bar; the board of probation and parole; and a prosecutor. Two members shall be appointed by the supreme court, one from a metropolitan area and one from a rural area. All members of the sentencing commission appointed prior to August 28, 1994, shall continue to serve on the sentencing advisory commission at the pleasure of the governor.

(2) The commission shall study sentencing practices in the circuit courts throughout the state for the purpose of determining whether and to what extent disparities exist among the various circuit courts with respect to the length of sentences imposed and the use of probation for defendants convicted of the same or similar crimes and with similar criminal histories. The commission shall also study and examine whether and to what extent sentencing disparity among economic and social classes exists in relation to the sentence of death and if so, the reasons therefor. It shall compile statistics, examine cases, draw conclusions, and perform other duties relevant to the research and investigation of disparities in death penalty sentencing among economic and social classes.

(3) The commission shall establish a system of recommended sentences, within the statutory minimum and maximum sentences provided by law for each felony committed under the laws of this state. This system of recommended sentences shall be distributed to all sentencing courts within the state of Missouri. The recommended sentence for each crime shall take into account, but not be limited to, the following factors:

(a) The nature and severity of each offense;

(b) The record of prior offenses by the offender;
(c) The data gathered by the commission showing the duration and nature of sentences imposed for each crime;
and

(d) The resources of the department of corrections and other authorities to carry out the punishments that are imposed.

(4) The commission shall publish and distribute its system of recommended sentences on or before July 1, 1995. The commission shall study the implementation and use of the system of recommended sentences until July 1, 1998, and return a final report to the governor, the speaker of the house of representatives, and the president pro tem of the senate. Following the July 1, 1998, report, the commission may revise the recommended sentences every three years.

(5) The governor shall select a chairperson who shall call meetings of the commission as required or permitted pursuant to the purpose of the sentencing commission.

(6) The members of the commission shall not receive compensation for their duties on the commission, but shall be reimbursed for actual and necessary expenses incurred in the performance of these duties and for which they are not reimbursed by reason of their other paid positions.

(7) The circuit and associate circuit courts of this state, the office of the state courts administrator, the department of public safety, and the department of corrections shall cooperate with the commission by providing information or access to information needed by the commission. The office of the state courts administrator will provide needed staffing resources.

7. If the imposition or execution of a sentence is suspended, the court may consider ordering restorative justice methods pursuant to section 217.777, RSMo, including any or all of the following, or any other method that the court finds just or appropriate:

- (1) Restitution to any victim for costs incurred as a result of the offender's actions;
- (2) Offender treatment programs;
- (3) Mandatory community services;
- (4) Work release programs in local facilities; and
- (5) Community-based residential and nonresidential programs.

8. If the imposition or execution of a sentence is suspended, in addition to the provisions of subsection 7 of this section, the court may order the assessment and payment of a designated amount of money to a county crime reduction fund established by the county commission pursuant to section 50.565, RSMo. Such contribution shall not exceed one thousand dollars for any charged offense. Any money deposited into the county crime reduction fund pursuant to this section shall only be expended pursuant to the provisions of section 50.565, RSMo. County crime reduction funds shall be audited as are all other county funds.

[7.] 9. The provisions of this section shall apply only to offenses occurring on or after August 28, 1994.”; and

“559.021. 1. The conditions of probation shall be such as the court in its discretion deems reasonably necessary to ensure that the defendant will not again violate the law. When a defendant is placed on probation he shall be given a certificate explicitly stating the conditions on which he is being released.

2. In addition to such other authority as exists to order conditions of probation, the court may order such conditions as the court believes will serve to compensate the victim, any dependent of the victim, or society. Such conditions may include, but shall not be limited to:

- (1) Restitution to the victim or any dependent of the victim, in an amount to be determined by the judge; and
- (2) The performance of a designated amount of free work for a public or charitable purpose, or purposes, as determined by the judge.

3. In addition to such other authority as exists to order conditions of probation, in the case of a plea of guilty or a finding of guilt, the court may order the assessment and payment of a designated amount of money to a county crime reduction fund established by the county commission pursuant to section 50.565, RSMo. Such contribution shall not exceed one thousand dollars for any charged offense. Any money deposited into the county crime reduction fund pursuant to this section shall only be expended pursuant to the provisions of section 50.565, RSMo. County crime reduction funds shall be audited as are all other county funds.

[3.] 4. The defendant may refuse probation conditioned on the performance of free work. If he does so, the court shall decide the extent or duration of sentence or other disposition to be imposed and render judgment accordingly. Any county, city, person, organization, or agency, or employee of a county, city, organization or agency charged with the supervision of such free work or who benefits from its performance shall be immune from any suit by the defendant or any person deriving a cause of action from him if such cause of action arises from such supervision of performance, except for an intentional tort or gross negligence. The services performed by the defendant shall not be deemed

employment within the meaning of the provisions of chapter 288, RSMo. A defendant performing services pursuant to this section shall not be deemed an employee within the meaning of the provisions of chapter 287, RSMo.

[4.] **5.** The court may modify or enlarge the conditions of probation at any time prior to the expiration or termination of the probation term.

6. The defendant may refuse probation conditioned on a payment to a county crime reduction fund. If he or she does so, the court shall decide the extent or duration of sentence or other disposition to be imposed and render judgment accordingly. A judge may order payment to a crime reduction fund only if such fund had been created prior to sentencing by ordinance or resolution of a county of the state of Missouri. A judge shall not have any direct supervisory authority or administrative control over any fund to which the judge is ordering the probationers to make payments. A defendant who fails to make a payment or payments to a county crime reduction fund may not have his probation revoked solely for failing to make such payment unless the judge, after evidentiary hearing, makes a finding supported by a preponderance of the evidence that the defendant either willfully refused to make the payment or that the defendant willfully, intentionally, and purposefully failed to make sufficient bona fide efforts to acquire the resources to pay.”; and

Further amend said bill, by amending the title and enacting clause accordingly.

Representative Seigfreid raised a point of order that **House Amendment No. 9** goes beyond the scope of the bill.

The Chair ruled the point of order not well taken.

Representative Smith (118) offered **House Amendment No. 1 to House Amendment No. 9.**

*House Amendment No. 1
to
House Amendment No. 9*

AMEND House Amendment No. 9 to House Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 199, Page 11, Line 6, by inserting after all of said line the following:

"Section 1. After September 1, 2003, no fund shall be created to be used as a depository for moneys received or collected to fund additional costs and expenses incurred by any county office. Any moneys received or collected to fund additional costs and expenses incurred by any county office, excluding any moneys collected pursuant to any section in effect before September 1, 2003, shall be deposited in the general revenue fund of the county.”; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Smith (118) moved that **House Amendment No. 1 to House Amendment No. 9** be adopted.

Which motion was defeated.

On motion of Representative Mayer, **House Amendment No. 9** was adopted.

Representative Salva offered **House Amendment No. 10.**

House Amendment No. 10

AMEND House Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 199, Page 10, Section 135.207, Line 20, by inserting immediately after said line the following:

“(4) In addition to all other satellite zones authorized in this section, any city of the fourth classification with more than three thousand eight hundred but less than four thousand inhabitants and located in more than one county and which city lies adjacent to any home rule city with more than one hundred thirteen thousand two hundred but less than one hundred thirteen thousand three hundred inhabitants and which contains an enterprise zone may, upon approval of the director and the governing authorities of the city of the fourth classification and the home rule city, designate on satellite zone within its corporate limits. The satellite enterprise zone authorized by this subsection shall be designated only if it meets the criteria established by subdivisions (1) to (4) of subsection 2 of this section. Retail businesses, as identified by the 1997 North American Industry Classification System (NAICS) sector number 44-45, located within the satellite enterprise zone shall be eligible for all benefits provided pursuant to the provisions of sections 135.200 to 135.258.”; and

Further amend said title, enacting clause, and intersectional references accordingly.

Representative Byrd raised a point of order that **House Amendment No. 10** goes beyond the scope of the bill.

The Chair ruled the point of order not well taken.

Representative Salva moved that **House Amendment No. 10** be adopted.

Which motion was defeated.

Representative Riback Wilson (25) offered **House Amendment No. 11**.

Representative Stevenson raised a point of order that **House Amendment No. 11** is not germane and goes beyond the scope of the underlying bill.

The Chair ruled the point of order well taken.

On motion of Representative Johnson (47), **HS HCS SCS SB 199, as amended**, was adopted.

On motion of Representative Johnson (47), **HS HCS SCS SB 199, as amended**, was read the third time and passed by the following vote:

AYES: 151

Angst	Avery	Baker	Barnitz	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Boykins	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	Emery

1779 *Journal of the House*

Engler	Ervin	Fares	Fraser	George
Goodman	Graham	Green	Guest	Hampton
Harris 110	Harris 23	Henke	Hilgemann	Hobbs
Holand	Hunter	Icet	Jackson	Jetton
Johnson 47	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lawson	Lembke	LeVota	Liese
Lipke	Lowe	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Merideth	Miller
Moore	Morris	Muckler	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Townley	Viebrock	Villa
Vogt	Wagner	Walker	Wallace	Walsh
Walton	Ward	Wasson	Whorton	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 004

El-Amin	Hoskins	Hubbard	Selby
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PRESENT: 000

ABSENT WITH LEAVE: 008

Abel	Adams	Davis 19	Haywood	Johnson 61
Munzlinger	Wildberger	Willoughby		

Speaker Pro Tem Jetton declared the bill passed.

Speaker Hanaway resumed the Chair.

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has third read and passed **HCR 15**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SS SCS HS HB 511**, as **amended**, and has taken up and passed **CCS SS SCS HS HB 511**.

Emergency clause adopted.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HS HCS SS SCS SB 555**, and requests the House to recede from its position, and failing to do so, grant the Senate a conference thereon.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS HS HCS HBs 679 & 396**, entitled:

An act to repeal sections 43.500, 43.503, 43.506, 43.521, 43.527, 43.530, 43.540, 43.543, 135.327, 168.071, 192.016, 207.050, 207.060, 208.047, 208.152, 208.204, 210.025, 210.109, 210.110, 210.145, 210.152, 210.160, 210.183, 210.201, 210.211, 210.254, 210.518, 210.565, 210.760, 210.903, 210.909, 210.922, 210.937, 211.031, 211.032, 211.059, 211.171, 211.181, 211.321, 302.272, 402.199, 402.200, 402.205, 402.215, 402.217, 453.020, 453.030, 453.060, 453.110, 475.024, 491.075, 492.304, 537.046, 610.120, 610.123, 630.140, 630.167, 630.170, 630.210, and 660.317, RSMo, and to enact in lieu thereof eighty-six new sections relating to the state foster care and protective services for children, with penalty provisions.

With Senate Amendment No. 3, Senate Amendment No. 5, Senate Amendment No. 6, Senate Amendment No. 7, Senate Amendment No. 9, Senate Amendment No. 10, Senate Amendment No. 11, Senate Amendment No. 13, Senate Amendment No. 14, Senate Amendment No. 15, Senate Amendment No. 16, Senate Amendment No. 17, Senate Amendment No. 18, Senate Amendment No. 19, Senate Amendment No. 20, Senate Amendment No. 21, Senate Amendment No. 22, Senate Amendment No. 23, Senate Amendment No. 24, Senate Amendment No. 1 to Senate Amendment No. 25, Senate Amendment No. 25, as amended.

Senate Amendment No. 3

AMEND Senate Substitute for House Substitute for House Committee Substitute for House Bill Nos. 679 & 396, Page 101, Section 210.518, Line 17 of said page, by striking the word “monthly” and inserting in lieu thereof the words “**as frequently as appropriate**”.

Senate Amendment No. 5

AMEND Senate Substitute for House Substitute for House Committee Substitute for House Bill Nos. 679 & 396, Page 111, Section 211.031, Line 16, by deleting said line and inserting in lieu thereof the following:

“5. Nothing in subsection 4 shall be interpreted as”.

Senate Amendment No. 6

AMEND Senate Substitute for House Substitute for House Committee Substitute for House Bill Nos. 679 & 396, Page 89, Section 210.187, Line 13 of said page, by inserting after the word “services” the following:

“, with a member from each congressional district who shall have been selected by the division from nominees provided by the Missouri Press Association,”.

Senate Amendment No. 7

AMEND Senate Substitute for House Substitute for House Committee Substitute for House Bills Nos. 679 & 396, Page 92, Section 210.201, Lines 13-29, by striking said lines from the Act; and

Further amend said section, Page 93, Lines 1-23, by striking said lines from the act; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 9

AMEND Senate Substitute for House Substitute for House Committee Substitute for House Bill Nos. 679 & 396, Page 6, Section 37.730, Lines 24-27, by deleting all underlined words after “**office.**” on Line 24 and before “**Every**” on Line 27.

Senate Amendment No. 10

AMEND Senate Substitute for House Substitute for House Committee Substitute for House Bill Nos. 679 & 396, Page 80, Section 210.145, Line 18, following section 210.145.20, by inserting the following:

“21. Any interview of a child by the division or any member of any interdisciplinary team or emergency child protection team or by any representative of the Office of Child Advocate For Children’s Protection and Services shall be videotape or audiotape recorded in its entirety. The division shall develop interview protocols to be followed by the division and the local office and the office of Child Advocate For Children’s Protection and Services and shall promulgate said protocols as rules and regulations pursuant to the provisions of section 207.021.1, RSMo, and chapter 536, RSMo.”.

Senate Amendment No. 11

AMEND Senate Substitute for House Substitute for House Committee Substitute for House Bill Nos. 679 & 396, Page 39, Section 207.085.4, Lines 27 and 28, following the words “serious physical injury or death” insert the following:

“to a child or that results in civil liability to the state or any of its agencies or subdivisions whether by settlement or trial.”.

Senate Amendment No. 13

AMEND Senate Substitute for House Substitute for House Committee Substitute for House Bill Nos. 679 & 396, Page 57, Section 210.109.3(3), Line 15, following the words “classification of the reporter” insert the following:

“and except that no employee of the division of family services or of a juvenile office shall make an anonymous report.”.

Senate Amendment No. 14

AMEND Senate Substitute for House Substitute for House Committee Substitute for House Bill Nos. 679 & 396, Page 183, Section 207.050, Line 19, by deleting the brackets on Line 19 and Line 9 on Page 184; and

Further amend said section, Page 183, Line 19, by deleting the word “shall” on said line and insert in lieu thereof the word “**may**”; and

Further amend said section and page, Line 29, by deleting the words beginning with the word “if” on said line and deleting to the period “.” on Line 37; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 15

AMEND Senate Substitute for House Substitute for House Committee Substitute for House Bill Nos. 679 & 396, Page 102, Section 210.565, Line 14 of said page, by inserting immediately after said line the following:

“4. Any relative who has a child placed in their custody pursuant to this section, including any other relatives who are residing in their household, shall not be required to submit fingerprints for a criminal background check pursuant to subdivision (2) of subsection 1 of section 210.487.”; and

by renumbering the remaining subsections accordingly.

Senate Amendment No. 16

AMEND Senate Substitute for House Substitute for House Committee Substitute for House Bill Nos. 679 & 396, Page 103, Section 210.760, Line 19 of said page, by adding after all of said line the following:

“3. No employee of the division or any employee of a public or charter school within this state shall perform a strip search, as that term is defined in section 544.193, RSMo, of any student of any such school without the signed permission of one of the student's parents or guardian.

(1) No strip search of any minor shall performed outside the presence of any parent or guardian not otherwise the subject of an investigation of abuse or neglect if said parent or guardian request to be present. Any qualified parent or guardian shall be notified of their right to request said presence.

(2) In addition, no employee of the division or any employee of a public or charter school shall direct a student to take part in, direct, or supervise a strip search of a fellow student. For the purposes of this section, the term “employee” shall include all temporary and part-time employees of the division or such public and charter schools.

(3) Any employee of the division or any employee of a public school or charter school who violate the provisions of this section shall be immediately suspended without pay, pending an evidentiary hearing when such employee is entitled by statute or contract to such hearing.”.

Senate Amendment No. 17

AMEND Senate Substitute for House Substitute for House Committee Substitute for House Bill Nos. 679 & 396, Page 115, Section 211.059, Line 14, following Subsection 211.059.2 insert the following:

“3. Any interrogation of or interview with a child taken into custody by a juvenile officer or law enforcement official shall be audiotape recorded or videotape recorded in its entirety. “Custody”, for purposes of this section, is defined as any situation in which a child has been deprived of his liberty to leave. Any failure to comply with the provisions of this section shall render any and all statements made by the child inadmissible in any future judicial proceeding. Each of the warnings in section 211.059.1 shall be given while recording.”.

Senate Amendment No. 18

AMEND Senate Substitute for House Substitute for House Committee Substitute for House Bill Nos. 679 & 396, Page 59, Section 210.110, Line 2 of said page, by striking the word “any” and inserting in lieu thereof the words **“death or serious”**; and

Further amend said line by inserting after the word “or” the following: **“severe”**; and

Further amend said bill, Page 60, Section 210.110, Line 6 of said page, by inserting after all of said line the following:

“(7) “Emergency”, a real and substantive risk of sexual abuse, imminent danger of death, or serious physical harm;”; and

Further amend by renumbering the remaining subdivisions accordingly; and

Further Lines 25-26 of said page, by striking all of said lines and inserting in lieu thereof the following:

“nutrition [or], medical[, or surgical[, or any other care necessary for the child's well-being] **treatment;**”.

Senate Amendment No. 19

AMEND Senate Substitute for House Substitute for House Committee Substitute for House Bill Nos. 679 & 396, Page 153, Section 453.110, Line 27 of said page, by inserting after all of said line the following:

“454.470. 1. [If a court order has not been previously entered or if a support order has been entered but is not entitled to recognition pursuant to sections 454.850 to 454.997,] the director may issue a notice and finding of financial responsibility to a parent who owes a state debt or who is responsible for the support of a child on whose behalf the custodian of that child is receiving support enforcement services from the division pursuant to section 454.425 **if a court order has not been previously entered against that parent or if a support order from another state has been entered but is not entitled to recognition pursuant to sections 454.850 to 454.997.** A copy of the notice and finding shall be mailed to the last known address of both parents and any person or agency having custody of the child within fourteen days of the issuance of such notice and finding. When appropriate to the circumstances of the individual action, the notice shall state:

(1) The name of the person or agency with custody of the dependent child and the name of the dependent child for whom support is to be paid;

(2) The monthly future support for which the parent shall be responsible;

(3) The state debt, if any, accrued and accruing, and the monthly payment to be made on the state debt which has accrued;

(4) A statement of the costs of collection, including attorney's fees, which may be assessed against the parent;

(5) That the parent shall be responsible for providing medical insurance for the dependent child;

(6) That if a parent desires to discuss the amount of support that should be paid, the parent or person having custody of the child may, within twenty days after being served, contact the division office which sent the notice and request a negotiation conference. The other parent or person having custody of the child shall be notified of the negotiated conference and may participate in the conference. If no agreement is reached on the monthly amount to be paid, the director may issue a new notice and finding of financial responsibility, which may be sent to the parent required to pay support by regular mail addressed to the parent's last known address or, if applicable, the parent's attorney's last known address. A copy of the new notice and finding shall be sent by regular mail to the other parent or person having custody of the child;

(7) That if a parent or person having custody of the child objects to all or any part of the notice and finding of financial responsibility and no negotiation conference is requested, within twenty days of the date of service the parent or person having custody of the child shall send to the division office which issued the notice a written response which sets forth any objections and requests a hearing; and, that if the director issues a new notice and finding of financial responsibility, the parent or person having custody of the child shall have twenty days from the date of issuance of the new notice to send a hearing request;

(8) That if such a timely response is received by the appropriate division office, and if such response raises factual questions requiring the submission of evidence, the parent or person having custody of the child shall have the right to a hearing before an impartial hearing officer who is an attorney licensed to practice law in Missouri and, that if no timely written response is received, the director may enter an order in accordance with the notice and finding of financial responsibility;

(9) That the parent has the right to be represented at the hearing by an attorney of the parent's own choosing;

(10) That the parent or person having custody of the child has the right to obtain evidence and examine witnesses as provided for in chapter 536, RSMo, together with an explanation of the procedure the parent or person having custody of the child shall follow in order to exercise such rights;

(11) That as soon as the order is entered, the property of the parent required to pay support shall be subject to collection actions, including, but not limited to, wage withholding, garnishment, liens, and execution thereon;

(12) A reference to sections 454.460 to 454.510;

(13) That the parent is responsible for notifying the division of any change of address or employment;

(14) That if the parent has any questions, the parent should telephone or visit the appropriate division office or consult an attorney; and

(15) Such other information as the director finds appropriate.

2. The statement of periodic future support required by subdivision (2) of subsection 1 of this section is to be computed as follows:

(1) If there is sufficient information available to the division regarding the parent's financial and living situation, the scale and formula provided for in section 454.480 shall be used; or

(2) If there is insufficient information available to use the scale and formula, an estimate of ability to pay shall be the basis of the statement.

3. Any time limits for notices or requests may be extended by the director, and such extension shall have no effect on the jurisdiction of the court, administrative body, or other entity having jurisdiction over the proceedings.

4. If a timely written response setting forth objections and requesting a hearing is received by the appropriate division office, and if such response raises a factual question requiring the submission of evidence, a hearing shall be held in the manner provided by section 454.475. If no timely written response and request for hearing is received by the appropriate division office, the director may enter an order in accordance with the notice, and shall specify:

(1) The amount of periodic support to be paid, with directions on the manner of payment;

(2) The amount of state debt, if any, accrued in favor of the department;

(3) The monthly payment to be made on state debt, if any;

(4) The amount of costs of collection, including attorney's fees, assessed against the parent;

(5) The name of the person or agency with custody of the dependent child and the name and birth date of the dependent child for whom support is to be paid;

(6) That the property of the parent is subject to collection actions, including, but not limited to, wage withholding, garnishment, liens, and execution thereon; and

(7) If appropriate, that the parent shall provide medical insurance for the dependent child, or shall pay the reasonable and necessary medical expenses of the dependent child.

5. The parent or person having custody of the child shall be sent a copy of the order by registered or certified mail, return receipt requested, addressed to the parent's last known address or, if applicable, the parent's attorney's last known address. The order is final, and action by the director to enforce and collect upon the order, including arrearages, may be taken from the date of issuance of the order. A copy of the order shall also be sent by regular mail to the person having custody of a child for whom an order is issued pursuant to this section.

6. Copies of the orders issued pursuant to this section shall be mailed within fourteen days of the issuance of the order.

7. Any parent or person having custody of the child who is aggrieved as a result of any allegation or issue of fact contained in the notice and finding of financial responsibility shall be afforded an opportunity for a hearing, upon the request in writing filed with the director not more than twenty days after service of the notice and finding is made upon such parent or person having custody of the child, and if in requesting such hearing, the aggrieved parent or person having custody of the child raises a factual issue requiring the submission of evidence.”; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 20

AMEND Senate Substitute for House Substitute for House Committee Substitute for House Bill Nos. 679 & 396, Page 58, Section 210.109, Line 14, by inserting after the word “RSMo” the following:

“and shall submit names of all employees to the Family Care Safety Registry”; and

Further amend said bill, Page 62, Section 210.112, Line 28, by deleting all of said line and renumber subdivisions accordingly and further amend said section, Page 63, Line 7, by inserting at the end of said line the following:

“Any contracts entered into by the division shall be in accordance with all federal laws and regulations and shall not result in a loss of federal funding.”; and

Further amend said bill, Page 66, Section 210.112, Line 21, by inserting after all of said line, the following:

“6. If the division of family services is unable to reach any of the goals provided by the provisions of subsection 5 of this section by the target date, the division shall report such facts to the task force on children’s justice established by the division of family services.”; and

1785 *Journal of the House*

Further amend said bill, Page 67, Section 210.113, Lines 27-29, by deleting the following:

"The pilot project described in this section shall be in addition to all other privatization described by subdivision (8) of subsection 3 of section 210.109."; and

Further amend said bill, Pages 145-149, Section 453.030, by striking all of said section from the bill; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 21

AMEND Senate Substitute for House Substitute for House Committee Substitute for House Bill Nos. 679 & 396, Page 66, Section 210.112, Lines 5-6 of said page, by striking the word "twenty-five" on said line and inserting in lieu thereof the word "**twenty**"; and

Further amend Line 9 of said page, by striking the word "forty" and inserting in lieu thereof the word "**thirty-five**"; and

Further amend Line 12 of said page, by striking the word "fifty-five" and inserting in lieu thereof the words "**at least fifty**"; and

Further amend Lines 13-15 of said page, by striking all of said lines.

Senate Amendment No. 22

AMEND Senate Substitute for House Substitute for House Committee Substitute for House Bill Nos. 679 & 396, Page 183, Section 3, Line 11 of said page, by inserting after all of said line the following:

"[26.740. 1. There is hereby created within the office of the governor a "Child Abuse, Custody and Neglect Commission" which shall evaluate the laws and rules relating to child abuse, neglect, child custody and visitation and termination of parental rights and shall make recommendations on further action or legislative remedies, if any, to be taken as necessary. The commission shall review and recommend standardized guidelines for judicial review of what constitutes the best interest of the child.

2. The child abuse, custody and neglect commission shall be composed of twelve members to be appointed by the governor, including a county prosecutor, a law enforcement officer, a juvenile officer, a certified guardian ad litem, a juvenile court judge, a member of the clergy, a psychologist, a pediatrician, an educator, the chairman of the children's services commission, a division of family services designee, and one citizen of the state of Missouri, chosen to reflect the racial composition of the state, to serve four-year terms and of the members first appointed, four shall serve for a term of two years, four shall serve for a term of three years, and four shall serve for a term of four years.

3. The commission shall make its first report to the governor and the general assembly by February 1, 2002, and any subsequent reports shall be made to the governor, the chief justice of the supreme court and the general assembly as necessary.

4. All members shall serve without compensation but shall be reimbursed for all actual and necessary expenses incurred in the performance of their official duties for the commission.

5. The office of the governor shall provide funding, administrative support, and staff for the effective operation of the commission.

6. This section shall expire on August 28, 2004.]; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 23

AMEND Senate Substitute for House Substitute for House Committee Substitute for House Bill Nos. 679 & 396, Page 59, Section 210.110(2), Line 23, at the end of the last sentence of section 210.110(2), following the words "shall remain

on the registry” insert the words **“unless the events which caused that person’s name to be placed on the registry are currently under investigation or an appeal of the division’s determination is currently pending”**.

Senate Amendment No. 24

AMEND Senate Substitute for House Substitute for House Committee Substitute for House Bill Nos. 679 & 396, Page 70, Section 210.113, Line 18 of said page, by inserting immediately after said line the following:

“210.115. 1. When any physician, medical examiner, coroner, dentist, chiropractor, optometrist, podiatrist, resident, intern, nurse, hospital or clinic personnel that are engaged in the examination, care, treatment or research of persons, and any other health practitioner, psychologist, mental health professional, social worker, day care center worker or other child-care worker, juvenile officer, probation or parole officer, jail or detention center personnel, teacher, principal or other school official, minister as provided by section 352.400, RSMo, [Christian Science practitioner,] peace officer or law enforcement official, or other person with responsibility for the care of children has reasonable cause to suspect that a child has been or may be subjected to abuse or neglect or observes a child being subjected to conditions or circumstances which would reasonably result in abuse or neglect, that person shall immediately report or cause a report to be made to the division in accordance with the provisions of sections 210.109 to 210.183. As used in this section, the term “abuse” is not limited to abuse inflicted by a person responsible for the child’s care, custody and control as specified in section 210.110, but shall also include abuse inflicted by any other person.

2. Whenever such person is required to report pursuant to sections 210.109 to 210.183 in an official capacity as a staff member of a medical institution, school facility, or other agency, whether public or private, the person in charge or a designated agent shall be notified immediately. The person in charge or a designated agent shall then become responsible for immediately making or causing such report to be made to the division. Nothing in this section, however, is meant to preclude any person from reporting abuse or neglect.

3. Notwithstanding any other provision of sections 210.109 to 210.183, any child who does not receive specified medical treatment by reason of the legitimate practice of the religious belief of the child’s parents, guardian, or others legally responsible for the child, for that reason alone, shall not be found to be an abused or neglected child, and such parents, guardian or other persons legally responsible for the child shall not be entered into the central registry. However, the division may accept reports concerning such a child and may subsequently investigate or conduct a family assessment as a result of that report. Such an exception shall not limit the administrative or judicial authority of the state to ensure that medical services are provided to the child when the child’s health requires it.

4. In addition to those persons and officials required to report actual or suspected abuse or neglect, any other person may report in accordance with sections 210.109 to 210.183 if such person has reasonable cause to suspect that a child has been or may be subjected to abuse or neglect or observes a child being subjected to conditions or circumstances which would reasonably result in abuse or neglect.

5. Any person or official required to report pursuant to this section, including employees of the division, who has probable cause to suspect that a child who is or may be under the age of eighteen, who is eligible to receive a certificate of live birth, has died shall report that fact to the appropriate medical examiner or coroner. If, upon review of the circumstances and medical information, the medical examiner or coroner determines that the child died of natural causes while under medical care for an established natural disease, the coroner, medical examiner or physician shall notify the division of the child’s death and that the child’s attending physician shall be signing the death certificate. In all other cases, the medical examiner or coroner shall accept the report for investigation, shall immediately notify the division of the child’s death as required in section 58.452, RSMo, and shall report the findings to the child fatality review panel established pursuant to section 210.192.

6. Any person or individual required to report may also report the suspicion of abuse or neglect to any law enforcement agency or juvenile office. Such report shall not, however, take the place of reporting or causing a report to be made to the division.

7. If an individual required to report suspected instances of abuse or neglect pursuant to this section has reason to believe that the victim of such abuse or neglect is a resident of another state or was injured as a result of an act which occurred in another state, the person required to report such abuse or neglect may, in lieu of reporting to the Missouri division of family services, make such a report to the child protection agency of the other state with the authority to receive such reports pursuant to the laws of such other state. If such agency accepts the report, no report is required to be made, but may be made, to the Missouri division of family services.”; and

Further amend said bill, page 130, Section 302.272, line 18 of said page, by inserting immediately after said line the following:

“352.400. 1. As used in this section, the following words and phrases shall mean:

(1) “Abuse”, any physical injury, sexual abuse, or emotional abuse, injury or harm to a child under circumstances required to be reported pursuant to sections 210.109 to 210.183, RSMo;

(2) “Child”, any person regardless of physical or mental condition, under eighteen years of age;

(3) “Minister”, any person while practicing as a minister of the gospel, clergyperson, priest, rabbi, **Christian Science practitioner**, or other person serving in a similar capacity for any religious organization who is responsible for or who has supervisory authority over one who is responsible for the care, custody, and control of a child or has access to a child;

(4) “Neglect”, failure to provide the proper or necessary support or services by those responsible for the care, custody, and control of a child, under circumstances required to be reported pursuant to sections 210.109 to 210.183, RSMo;

(5) “Religious organization”, any society, sect, persuasion, mission, church, parish, congregation, temple, convention or association of any of the foregoing, diocese or presbytery, or other organization, whether or not incorporated, that meets at more or less regular intervals for worship of a supreme being or higher power, or for mutual support or edification in piety or with respect to the idea that a minimum standard of behavior from the standpoint of overall morality is to be observed, or for the sharing of common religious bonds and convictions;

(6) “Report”, the communication of an allegation of abuse or neglect pursuant to sections 210.109 to 210.183, RSMo.

2. When a minister or agent designated pursuant to subsection 3 of this section has reasonable cause to suspect that a child has been or may be subjected to abuse or neglect under circumstances required to be reported pursuant to sections 210.109 to 210.183, RSMo, the minister or designated agent shall immediately report or cause a report to be made as provided in sections 210.109 to 210.183, RSMo. Notwithstanding any other provision of this section or sections 210.109 to 210.183, RSMo, a minister shall not be required to report concerning a privileged communication made to him or her in his or her professional capacity.

3. A religious organization may designate an agent or agents required to report pursuant to sections 210.109 to 210.183, RSMo, in an official capacity on behalf of the religious organization. In the event a minister, official or staff member of a religious organization has probable cause to believe that the child has been subjected to abuse or neglect under circumstances required to be reported pursuant to sections 210.109 to 210.183, RSMo, and the minister, official or staff member of the religious organization does not personally make a report pursuant to sections 210.109 to 210.183, RSMo, the designated agent of the religious organization shall be notified. The designated agent shall then become responsible for making or causing the report to be made pursuant to sections 210.109 to 210.183, RSMo. This section shall not preclude any person from reporting abuse or neglect as otherwise provided by law.”; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 25

AMEND Senate Substitute for House Substitute for House Committee Substitute for House Bill Nos. 679 & 396, Page 183, Section 3, Line 11 of said page, by inserting after all of said line the following:

“Section 4. For the purposes of proceedings and investigations conducted pursuant to chapter 211, RSMo, nonmarital children shall not be discriminated against because their biological parents are not married. Children shall be promptly returned to the care and custody of a non-offending biological parent without regard for marital status where:

(1) The unmarried parents have continuously maintained joint domicile for a period of at least six months prior to the alleged incident, or where the parents are maintaining separate households; and

(2) Where a preponderance of the evidence indicates that only one of the parents is the subject of an investigation of abuse or neglect; and

(3) The non-offending parent does not have a history of criminal behavior, drug or alcohol abuse, child abuse, or child neglect, within the past five years; and

(4) Where the biological parents are maintaining joint domicile and offending parent is removed from the home either voluntarily or involuntarily, or when the biological parents live separately and the child must be removed from the home of the custodial parent; and

(5) A non-offending parent requests custody of the child and agrees to cooperate with any orders of the court limiting contact or establishing visitation with the abusive parent and the non-offending parent complies with such orders; and

(6) When the biological parents maintain joint domicile, it shall be presumed that the offending parent has given permission for the non-offending parent to live in the household; and

(7) The court shall order either a temporary or permanent change of custody of the child if the non-offending parent does not have legal custody of the child, and shall order modifications to any welfare benefits which may be required to assure the well being of the child.”; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 1

to

Senate Amendment No. 25

AMEND Senate Amendment No. 25 to Senate Substitute for House Substitute for House Committee Substitute for House Bill Nos. 679 & 396, Page 1, Section 4, Line 18, by inserting after the word “neglect,” the following “**domestic violence, stalking, or orders of protection against them**”.

In which the concurrence of the House is respectfully requested.

BILL CARRYING REQUEST MESSAGE

HS HCS SS SCS SB 555, relating to electricity for smelting facilities, was taken up by Representative Black.

Representative Black moved that the House refuse to recede from its position on **HS HCS SS SCS SB 555** and grant the Senate a conference.

Which motion was adopted.

BILLS IN CONFERENCE

HCS SCS SB 379, relating to community improvement districts, was taken up by Representative Wright.

Representative Wright moved that the House conferees be allowed to exceed the differences on **HCS SCS SB 379**.

Which motion was adopted by the following vote:

AYES: 087

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Deeken	Dempsey

1789 *Journal of the House*

Dethrow	Dixon	Dougherty	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Guest
Hobbs	Holand	Hunter	Icet	Jackson
Jetton	Johnson 47	Kelly 144	King	Kingery
Lager	Lembke	Lipke	Luetkemeyer	Marsh
May	Mayer	Miller	Moore	Morris
Myers	Nieves	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Rector
Richard	Roark	Ruestman	Rupp	Sander
Schaaf	Schlottach	Self	Shoemaker	Smith 118
Smith 14	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Threlkeld	Townley	Viebrock	Wallace
Wasson	Wilson 119	Wilson 130	Wood	Wright
Yates	Madam Speaker			

NOES: 064

Barnitz	Bishop	Bland	Boykins	Bringer
Brooks	Burnett	Campbell	Carnahan	Corcoran
Curls	Darrough	Daus	Davis 122	Donnelly
Fraser	George	Graham	Green	Hampton
Harris 110	Harris 23	Henke	Hilgemann	Hoskins
Hubbard	Johnson 61	Johnson 90	Jolly	Jones
Kelly 36	Kratky	Kuessner	LeVota	Liese
Lowe	McKenna	Meiners	Merideth	Muckler
Page	Ransdall	Sager	Schoemehl	Seigfreid
Selby	Shoemyer	Skaggs	Spreng	Thompson
Villa	Vogt	Wagner	Walker	Walsh
Walton	Ward	Whorton	Wilson 25	Wilson 42
Witte	Yaeger	Young	Zweifel	

PRESENT: 001

El-Amin

ABSENT WITH LEAVE: 011

Abel	Adams	Davis 19	Haywood	Lawson
Munzlinger	Reinhart	Salva	Schneider	Wildberger
Willoughby				

HCS SB 552, relating to retirement and profit-sharing exemptions, was taken up by Representative Byrd.

Representative Byrd moved that the House grant the Senate a further conference on **HCS SB 552**.

Which motion was adopted.

APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed the following Conference Committee to act with a like committee from the Senate on the following bill:

HS HCS SS SCS SB 555: Representatives Black, Myers, Byrd, George and Walsh

RE-APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker re-appointed the following Conference Committee to act with a like committee from the Senate on the following bill:

HCS SB 552: Representatives Byrd, Smith (118), Ruestman, Haywood and Donnelly

Representative Purgason resumed the Chair.

HOUSE BILL WITH SENATE AMENDMENTS

SS HS HCS HBs 679 & 396, as amended, relating to the state foster care system, was taken up by Representative Hanaway.

Representative Hanaway moved that the House refuse to adopt **SS HS HCS HBs 679 & 396, as amended**, and request the Senate to recede from its position or, failing to do so, grant the House a conference.

Which motion was adopted.

REFERRAL OF SENATE CONCURRENT RESOLUTION

The following Senate Concurrent Resolution was referred to the Committee indicated:

SCR 11 - Budget (Fiscal Note)

COMMITTEE REPORTS

Committee on Budget, Chairman Bearden reporting:

Madam Speaker: Your Committee on Budget, to which was referred **SS#2 SB 695, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Committee on Education, Chairman Cunningham (86) reporting:

Madam Speaker: Your Committee on Education, to which was referred **SCR 16**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Committee on Financial Services, Chairman Luetkemeyer reporting:

Madam Speaker: Your Committee on Financial Services, to which was referred **SS SCS SB 346**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Committee on Senior Security, Chairman Portwood reporting:

Madam Speaker: Your Committee on Senior Security, to which was referred **SCS SB 307**, begs leave to report it has examined the same and recommends that it **Do Pass**.

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 427**

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 427 begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 427;
2. That the House recede from its position on House Committee Substitute for House Bill No. 427;
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 427, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Sen. Matt Bartle
/s/ Sen. Charles Wheeler
/s/ Sen. Joan Bray
/s/ Sen. David Klindt
/s/ Sen. Charles Shields

FOR THE HOUSE:

/s/ Rep. Richard Byrd
/s/ Rep. Bryan Stevenson
/s/ Rep. Robert Mayer
/s/ Rep. Philip Willoughby
/s/ Rep. Daniel Bishop

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 613**

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 613, with Senate Amendment No. 1, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 613, as amended;
2. That the House recede from its position on House Committee Substitute for House Bill No. 613;
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 613, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Sen. Matt Bartle
/s/ Sen. Charles Wheeler
/s/ Sen. Harold Caskey
/s/ Sen. Anita Yeckel
/s/ Sen. Jon Dolan

FOR THE HOUSE:

/s/ Rep. Richard Byrd
/s/ Rep. Scott Lipke
/s/ Rep. Marilyn Ruestman
/s/ Rep. Connie Johnson
/s/ Rep. Rick Johnson

**CONFERENCE COMMITTEE REPORT #2
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 36**

The Conference Committee appointed on House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 36, with House Amendment Nos. 1, 2, 3, 4, House Amendment No. 1 to House Amendment No. 5, House Amendment No. 3 to House Amendment No. 5, House Amendment No. 5, as amended, House Amendments Nos. 6, 7, 9, 10, House Substitute Amendment No. 1 for House Amendment No. 11, and House Amendment No. 12, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 36, as amended;
2. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for Senate Bill No. 36;
3. That the attached Conference Committee Substitute #2 for House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 36, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ David Klindt
/s/ Sarah Steelman
/s/ Dan Clemens
/s/ Harold L. Caskey
/s/ Harry Kennedy

FOR THE HOUSE:

/s/ Peter Myers
/s/ Dennis Wood
/s/ Merrill Townley
/s/ Wes Shoemyer
/s/ Rachel Bringer

**CONFERENCE COMMITTEE REPORT
ON
HOUSE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
SENATE BILLS NOS. 299 & 40**

The Conference Committee appointed on House Substitute for Senate Committee Substitute for Senate Bills Nos. 299 & 40, with House Amendment Nos. 1 and 3 to House Substitute (Part II) for Senate Committee Substitute for Senate Bills Nos. 299 & 40, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Substitute For Senate Committee Substitute for Senate Bills Nos. 299 & 40, as amended;
2. That the Senate recede from its position on Senate Committee Substitute for Senate Bills Nos. 299 & 40;
3. That the attached Conference Committee Substitute for House Substitute For Senate Committee Substitute for Senate Bills Nos. 299 & 40, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Norma Champion
/s/ John Cauthorn
/s/ Chuck Gross
/s/ Harry Kennedy
/s/ Stephen M. Stoll

FOR THE HOUSE:

/s/ Carl Bearden
/s/ Brad Lager
/s/ Roy Holand
/s/ Marsha Campbell

**CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 394**

The Conference Committee appointed on House Committee Substitute for Senate Bill No. 394, with House Perfecting Amendment No. 1, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. The House recedes from its position on House Committee Substitute for Senate Bill No. 394, with House Perfecting Amendment No. 1;
2. The Senate recedes from its position on Senate Bill No. 394;
3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Bill No. 394, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Matt Bartle
/s/ Anita Yeckel
/s/ Dan Clemens
/s/ Maida Coleman
/s/ Harry Kennedy

FOR THE HOUSE:

/s/ Richard Byrd
/s/ Bryan Pratt
/s/ Rick Johnson
/s/ Scott Lipke
/s/ Michael Vogt

ADJOURNMENT

On motion of Representative Crowell, the House adjourned until 10:00 a.m., Tuesday, May 13, 2003.

CORRECTIONS TO THE HOUSE JOURNAL

AFFIDAVITS

I, State Representative Jim Avery, District 95, hereby state and affirm that my vote as recorded on Page 1704 of the House Journal for Friday, May 9, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 12th day of May 2003.

/s/ Jim Avery
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 12th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Neal St. Onge, District 88, hereby state and affirm that my vote as recorded on Page 1704 of the House Journal for Friday, May 9, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

/s/ Neal St. Onge
State Representative

/s/ Stephen S. Davis
Chief Clerk

/s/ Tom Dempsey
State Representative

/s/ Stephen S. Davis
Chief Clerk

/s/ Mike Cunningham
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 12th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Gary Dusenberg, District 54, hereby state and affirm that my vote as recorded on Page 1710 of the House Journal for Friday, May 9, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 12th day of May 2003.

/s/ Gary Dusenberg
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 12th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Clint Zweifel, District 78, hereby state and affirm that my vote as recorded on Page 1715 of the House Journal for Friday, May 9, 2003 showing that I voted no was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 12th day of May 2003.

/s/ Clint Zweifel
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 12th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Steve Hunter, District 127, hereby state and affirm that my vote as recorded on Pages 1730 and 1736 of the House Journal for Friday, May 9, 2003 showing that I voted absent with leave were incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 12th day of May 2003.

[illegible]

Subscribed and sworn to before me this 12th day of May in the year 2003.

I, State Representative Michael G. Corcoran, District 77, hereby state and affirm that my vote as recorded on Page 1733 of the House Journal for Friday, May 9, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 12th day of May 2003.

[illegible]

Subscribed and sworn to before me this 12th day of May in the year 2003.

I, State Representative Jerry Bough, District 142, hereby state and affirm that my vote as recorded on Page 1736 of the House Journal for Friday, May 9, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 12th day of May 2003.

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 12th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

BUDGET

Tuesday, May 13, 2003, 8:30 a.m. Hearing Room 3. AMENDED NOTICE

Public hearing, fiscal review, possible Executive Session.

Public Hearing to be held on: SB 184, SB 668, SCR 11

BUDGET

Wednesday, May 14, 2003, 8:30 a.m. Hearing Room 3.

Public hearing, fiscal review and possible Executive Session.

Public Hearing to be held on: SB 184, SCR 11

BUDGET

Thursday, May 15, 2003, 8:30 a.m. Hearing Room 3.

Public hearing, fiscal review, possible Executive Session on any legislation referred to committee.

BUDGET

Friday, May 16, 2003, 8:30 a.m. Hearing Room 3.

Public hearing, fiscal review, possible Executive Session on legislation referred to committee.

CONFERENCE COMMITTEE NOTICE

Wednesday, May 14, 2003, 8:00 a.m. Hearing Room 7.

Conference Committee on SS SCS HS HB 668.

CONSERVATION AND NATURAL RESOURCES

Tuesday, May 13, 2003. Hearing Room 1 upon evening adjournment.

Executive Session may follow.

Public Hearing to be held on: SB 361

HOMELAND SECURITY AND VETERANS AFFAIRS

Tuesday, May 13, 2003, 5:00 p.m. Hearing Room 7.

Executive Session may follow.

Public Hearing to be held on: HB 751, HCR 35, HJR 25, HR 1848, SCR 14

JOINT COMMITTEE ON CAPITAL IMPROVEMENTS AND LEASES OVERSIGHT

Wednesday, May 14, 2003, 8:30 a.m. Hearing Room 6.

TAX POLICY

Tuesday, May 13, 2003, 12:00 p.m. Hearing Room 7.

Executive Session may follow.

Public Hearing to be held on: SB 675

HOUSE CALENDAR

SEVENTIETH DAY, TUESDAY, MAY 13, 2003

HOUSE JOINT RESOLUTION FOR PERFECTION

HJR 26 - Roark

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 132, 173, 117 & 48 - Wright
- 2 HCS HB 215, 218, 115 & 83 - Myers
- 3 HCS HB 190 & 214 - Fares
- 4 HCS HB 51 - Mayer
- 5 HCS HB 387 - Pearce
- 6 HCS HB 109 & 34 - Fares
- 7 HB 263 - Cooper (120)
- 8 HCS HB 468 - Byrd
- 9 HCS HB 233 - Holand
- 10 HB 471 - Jackson
- 11 HCS HB 47 - Portwood
- 12 HCS HB 507 - Hubbard
- 13 HB 293, HCA 1 - Johnson (47)
- 14 HCS HB 345 - Cunningham (86)
- 15 HCS HB 385 - Cunningham (86)
- 16 HCS HB 447 - Townley
- 17 HB 618 - Yates
- 18 HCS HB 583 - Smith (118)

HOUSE BILL FOR THIRD READING

HS HCS HB 404, 324, 403, 344, 426 & 541 - Rector

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING

- 1 SCS SCR 8, (4-14-03, Pages 1021-1022) - Bland
- 2 SCR 11, (4-29-03, Pages 1395-1396, Budget 5-12-03) - Crowell

SENATE CONCURRENT RESOLUTIONS

- 1 SCR 12, (4-09-03, Page 992) - Cooper (120)
- 2 SCR 16, (4-29-03, Page 1397) - Cunningham (86)

SENATE BILL FOR THIRD READING - CONSENT

SB 214, HCA 1 - Byrd

SENATE BILLS FOR THIRD READING

- 1 SB 496 - Luetkemeyer
- 2 SS SB 34 - Pratt
- 3 HCS SS SCS SB 30 - Schneider
- 4 SS SB 13 - Byrd
- 5 HCS SB 469 - Byrd
- 6 SS#2 SS SCS SB 2, E.C. - Smith (118)
- 7 HCS SB 39 - Mayer
- 8 SCS SB 620, E.C. - Dempsey
- 9 SS SB 219, E.C. - Smith (14)
- 10 HCS SCS SB 11, E.C. - Cooper (120)
- 11 HCS SS#2 SCS SB 481 - Crawford
- 12 HCS SB 668, (Budget 5-07-03) - Myers
- 13 HCS SB 243, E.C. - Deeken
- 14 HCS SB 184, (Budget 5-08-03) - Mayer
- 15 HCS SCS SB 385 - Luetkemeyer
- 16 HCS SB 12 - Byrd
- 17 SS SS SCS SB 280 - Byrd
- 18 HCS SS#2 SCS SB 248,100,118,233,247,341 & 420, E.C. - Smith (118)
- 19 HCS SCS SB 38 - Hobbs
- 20 HCS SS SB 242, E.C. - Byrd
- 21 SS#2 SB 695, as amended, E.C. - Bearden
- 22 HCS SS SCS SB 346 - Luetkemeyer
- 23 SCS SB 307, E.C. - Portwood

HOUSE BILLS WITH SENATE AMENDMENTS

- 1 SS HCS HB 73, as amended - Luetkemeyer
- 2 SCS HCS HB 346 & 174, E.C. - Dempsey
- 3 SCS HS HCS HB 228, as amended - Pearce

BILL CARRYING REQUEST MESSAGE

SS HS HCS HB 679 & 396, as amended, (request Senate recede/ grant conference) - Hanaway

BILLS IN CONFERENCE

- 1 CCR HS SCS SB 299 & 40, as amended - Bearden
- 2 HCS SB 401 - Pratt
- 3 CCR HCS SB 552 - Byrd
- 4 CCR HCS SB 394, as amended - Byrd
- 5 CCR SS SS SCS HCS HB 600, as amended, E.C. - Cooper (120)
- 6 HCS SCS SB 379 - Wright
- 7 CCR#2 HCS SS SCS SB 36, as amended - Myers
- 8 CCR SCS HCS HB 427 - Byrd
- 9 HS HCS SCS SB 246, as amended - Rector
- 10 CCR HCS SB 186 - Munzlinger
- 11 SS SCS HS HB 668, as amended - Crawford
- 12 CCR SCS HCS HB 613, as amended - Byrd
- 13 HCS SCS SB 69 - Baker
- 14 HCS SS SCS SB 298, as amended - Johnson (47)
- 15 HS HCS SS SCS SB 555 - Black

HOUSE RESOLUTIONS

- 1 HR 495, (5-09-03, Page 1738) - Harris (23)
- 2 HR 1086, (5-09-03, Page 1738) - Hanaway

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

SEVENTIETH DAY, TUESDAY, MAY 13, 2003

Speaker Hanaway in the Chair.

Prayer by Reverend James Earl Jackson.

Heavenly Father, we declare this truth from Your Word, "You have been my stronghold and a refuge in the day of my distress. Trust in Him at all times, O people; pour out your heart before Him; God is a refuge for us." We take this moment to give thanks to You for never giving up on us as we sought to complete our part of Your plan for this state.

We acknowledge that there is more, so much more concerning that plan. We haven't completed it yet. Continue to speak through us and bring change to things that could not be changed any other way.

The plans of the heart belong to man, but we expectantly await Your answer. This we do know, we may plan all kinds of things, but only Your will is going to be done.

Now may the words of our mouths and the meditations of our hearts be acceptable in Your sight this day and forever.

To You be the glory, both now and forever, in the name of Your Son we pray. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Justice Butterfield, Tiffany Clark, Alex Puckett, Joel Stunz, Katey Thompson, Rose Anderson, Robert Schaaf, Renee Schaaf and Lance Uthe.

The Journal of the sixty-ninth day was approved as corrected.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 2802	-	Representatives Harris (110) and Schlottach
House Resolution No. 2803	-	Representative Cooper (120)
House Resolution No. 2804	-	Representative McKenna
House Resolution No. 2805	-	Representative King
House Resolution No. 2806		
and		
House Resolution No. 2807	-	Representative Salva
House Resolution No. 2808	-	Representatives Yaeger and Lembke
House Resolution No. 2809		
and		
House Resolution No. 2810	-	Representative Riback Wilson (25)

- House Resolution No. 2811 - Representative Wildberger
- House Resolution No. 2812 - Representative Carnahan
- House Resolution No. 2813 - Representative Abel, et al
- House Resolution No. 2814 - Representative Lipke
- House Resolution No. 2815 - Representative Jolly
- House Resolution No. 2816 - Representative Rector
- House Resolution No. 2817 - Representatives Rector and Baker
- House Resolution No. 2818 - Representative Rector
- House Resolution No. 2819 - Representatives Rector and Davis (122)
- House Resolution No. 2820
and
- House Resolution No. 2821 - Representatives Rector and Johnson (47)
- House Resolution No. 2822 - Representative Rector
- House Resolution No. 2823 - Representative Shoemyer (9)
- House Resolution No. 2824
and
- House Resolution No. 2825 - Representative Guest
- House Resolution No. 2826
and
- House Resolution No. 2827 - Representative Donnelly
- House Resolution No. 2828 - Representative Johnson (61)
- House Resolution No. 2829 - Representative Crawford
- House Resolution No. 2830 - Representative Moore
- House Resolution No. 2831
through
- House Resolution No. 2833 - Representative Whorton
- House Resolution No. 2834
through
- House Resolution No. 2857 - Representative Hobbs
- House Resolution No. 2858 - Representative LeVota
- House Resolution No. 2859 - Representative Roark
- House Resolution No. 2860 - Representative Pratt
- House Resolution No. 2861 - Representatives Villa and Johnson (90)

COMMITTEE REPORT

Committee on Budget, Chairman Bearden reporting:

Madam Speaker: Your Committee on Budget, to which was referred **HCS SB 668** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

MOTION

Representative Crowell moved that Rule 23 be suspended to allow the Tax Policy Committee to meet while the House is in session pursuant to already posted notices on committee hearings.

Which motion was adopted by the following vote:

AYES: 089

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Guest
Hobbs	Holand	Hunter	Ice	Jackson
Jetton	Johnson 47	Kelly 144	King	Kingery
Lager	Lembke	Lipke	Luetkemeyer	Marsh
May	Mayer	Moore	Morris	Munzlinger
Myers	Nieves	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sander	Schaaf	Schlottach	Schneider	Self
Shoemaker	Smith 118	Smith 14	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Threlkeld	Townley
Viebrock	Wallace	Wasson	Wilson 119	Wilson 130
Wood	Wright	Yates	Madam Speaker	

NOES: 070

Abel	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Campbell	Carnahan
Corcoran	Curls	Darrough	Daus	Davis 122
Donnelly	Dougherty	El-Amin	Fraser	George
Graham	Green	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hoskins	Hubbard
Johnson 61	Johnson 90	Jolly	Jones	Kelly 36
Kratky	Kuessner	LeVota	Liese	Lowe
McKenna	Meiners	Merideth	Muckler	Page
Ransdall	Sager	Salva	Schoemehl	Seigfreid
Selby	Shoemyer	Skaggs	Spreng	Thompson
Villa	Vogt	Wagner	Walker	Walsh
Walton	Ward	Wildberger	Willoughby	Wilson 25
Wilson 42	Witte	Yaeger	Young	Zweifel

PRESENT: 001

Whorton

ABSENT WITH LEAVE: 003

Adams	Lawson	Miller
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Representative Purgason assumed the Chair.

THIRD READING OF SENATE BILLS

HCS SS SB 242, relating to appeal bonds, was taken up by Representative Byrd.

Representative Burnett offered **House Amendment No. 1**.

House Amendment No. 1 was withdrawn.

On motion of Representative Byrd, **HCS SS SB 242** was adopted.

On motion of Representative Byrd, **HCS SS SB 242** was read the third time and passed by the following vote:

AYES: 159

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	Icet	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly 144	Kelly 36	King	Kingery
Kratky	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Merideth
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Wagner	Walker	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Young	Zweifel	Madam Speaker	

NOES: 001

Selby

PRESENT: 001

Kuessner

ABSENT WITH LEAVE: 002

Adams Miller

Representative Purgason declared the bill passed.

The emergency clause was defeated by the following vote:

AYES: 108

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Bland	Bough	Bringer
Brown	Bruns	Burnett	Byrd	Carnahan
Cooper 120	Cooper 155	Crawford	Crowell	Cunningham 145
Cunningham 86	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Guest
Hampton	Haywood	Hilgemann	Hobbs	Holand
Hunter	Ice	Jackson	Jetton	Johnson 47
Jolly	Jones	Kelly 144	King	Kingery
Lager	Lembke	Lipke	Lowe	Luetkemeyer
May	Mayer	McKenna	Meiners	Moore
Morris	Muckler	Myers	Nieves	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Salva	Sander	Schaaf
Schlottach	Schneider	Seigfreid	Self	Shoemaker
Skaggs	Smith 118	Smith 14	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Threlkeld	Townley
Viebrock	Villa	Wallace	Walton	Wasson
Whorton	Wilson 119	Wilson 130	Witte	Wood
Wright	Yates	Young		

NOES: 027

Barnitz	Campbell	Corcoran	Darrough	Daus
Graham	Green	Harris 110	Henke	Hoskins
Hubbard	Johnson 61	Johnson 90	Kratky	Kuessner
LeVota	Merideth	Page	Sager	Selby
Thompson	Vogt	Walker	Walsh	Wilson 25
Yaeger	Zweifel			

PRESENT: 024

Abel	Bishop	Black	Boykins	Brooks
Curls	Dougherty	Fraser	George	Harris 23
Kelly 36	Liese	Marsh	Munzlinger	Ransdall
Schoemehl	Shoemyer	Spreng	Wagner	Ward
Wildberger	Willoughby	Wilson 42	Madam Speaker	

1807 *Journal of the House*

ABSENT WITH LEAVE: 004

Adams Goodman Lawson Miller

HCS SCS SB 385, relating to workers' compensation, was taken up by Representative Luetkemeyer.

On motion of Representative Luetkemeyer, **HCS SCS SB 385** was adopted.

On motion of Representative Luetkemeyer, **HCS SCS SB 385** was read the third time and passed by the following vote:

AYES: 150

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Guest	Hampton
Harris 110	Harris 23	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	Ice	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jolly
Kelly 36	King	Kingery	Kratky	Lager
Lawson	Lembke	LeVota	Liese	Lipke
Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Merideth	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Self	Shoemaker	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Wagner	Walker	Wallace	Walsh	Ward
Wasson	Whorton	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Yates	Young	Madam Speaker

NOES: 010

Boykins	El-Amin	Green	Haywood	Henke
Jones	Kuessner	Selby	Walton	Zweifel

PRESENT: 000

ABSENT WITH LEAVE: 003

Adams Kelly 144 Miller

Representative Purgason declared the bill passed.

Speaker Pro Tem Jetton assumed the Chair.

BILLS IN CONFERENCE

CCR SS SS SCS HCS HB 600, as amended, relating to the collection of taxes, was taken up by Representative Cooper (120).

Representative Cooper (120) moved that **CCR SS SS SCS HCS HB 600, as amended**, be adopted.

Representative Riback Wilson (25) made a substitute motion that the House refuse to adopt **CCR SS SS SCS HCS HB 600, as amended**, request the Senate to grant further conference and the conferees be bound to accepting Senate Amendment No. 13.

Representative Byrd raised a point of order that the substitute motion is not a true substitute motion.

The Chair ruled the point of order not well taken.

Representative Riback Wilson (25) again moved that the House refuse to adopt **CCR SS SS SCS HCS HB 600, as amended**, request the Senate to grant further conference and the conferees be bound to accepting Senate Amendment No. 13.

Which motion was defeated by the following vote:

AYES: 069

Abel	Barnitz	Bishop	Boykins	Bringer
Brooks	Burnett	Campbell	Carnahan	Corcoran
Curls	Darrough	Daus	Davis 122	Donnelly
Dougherty	El-Amin	Fraser	George	Graham
Green	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hoskins	Hubbard	Johnson 61
Johnson 90	Jolly	Jones	Kelly 36	Kratky
Kuessner	LeVota	Liese	Lowe	McKenna
Meiners	Merideth	Muckler	Page	Ransdall
Sager	Salva	Schoemehl	Seigfreid	Selby
Shoemyer	Skaggs	Spreng	Thompson	Villa
Vogt	Walker	Walsh	Walton	Ward
Whorton	Wildberger	Willoughby	Wilson 25	Wilson 42
Witte	Yaeger	Young	Zweifel	

NOES: 091

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bland	Bough
Brown	Bruns	Byrd	Cooper 120	Cooper 155
Crawford	Crowell	Cunningham 145	Cunningham 86	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Dusenberg

1809 *Journal of the House*

Emery	Engler	Ervin	Fares	Goodman
Guest	Hobbs	Holand	Hunter	Ice
Jackson	Jetton	Johnson 47	Kelly 144	King
Kingery	Lager	Lembke	Lipke	Luetkemeyer
Marsh	May	Mayer	Moore	Morris
Munzlinger	Myers	Nieves	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sander	Schaaf	Schlottach	Schneider
Self	Shoemaker	Smith 118	Smith 14	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Threlkeld
Townley	Viebrock	Wagner	Wallace	Wasson
Wilson 119	Wilson 130	Wood	Wright	Yates
Madam Speaker				

PRESENT: 000

ABSENT WITH LEAVE: 003

Adams	Lawson	Miller
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Representative Abel made a substitute motion that the House refuse to adopt **CCR SS SS SCS HCS HB 600, as amended**, request the Senate to grant further conference and the conferees be allowed to exceed the differences.

Which motion was defeated by the following vote:

AYES: 072

Abel	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Campbell	Carnahan
Corcoran	Cunningham 86	Curls	Darrough	Daus
Davis 122	Donnelly	Dougherty	El-Amin	Fraser
George	Graham	Green	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hoskins
Hubbard	Johnson 61	Johnson 90	Jolly	Jones
Kelly 36	Kratky	Kuessner	LeVota	Liese
Lowe	McKenna	Meiners	Merideth	Muckler
Page	Ransdall	Sager	Salva	Schoemehl
Seigfreid	Selby	Shoemyer	Skaggs	Spreng
Thompson	Villa	Vogt	Wagner	Walker
Walsh	Walton	Ward	Whorton	Wildberger
Willoughby	Wilson 25	Wilson 42	Witte	Yaeger
Young	Zweifel			

NOES: 086

Angst	Avery	Bean	Bearden	Behnen
Bivins	Black	Bough	Brown	Bruns
Byrd	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Dusenberg	Emery	Engler	Ervin
Goodman	Guest	Hobbs	Holand	Hunter
Ice	Jackson	Jetton	Johnson 47	Kelly 144
King	Kingery	Lager	Lembke	Lipke
Luetkemeyer	Marsh	May	Mayer	Moore
Morris	Munzlinger	Myers	Nieves	Parker

Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sander	Schaaf	Schlottach
Schneider	Self	Shoemaker	Smith 118	Smith 14
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Threlkeld	Townley	Viebrock	Wallace	Wasson
Wilson 119	Wilson 130	Wood	Wright	Yates
Madam Speaker				

PRESENT: 000

ABSENT WITH LEAVE: 005

Adams	Baker	Fares	Lawson	Miller
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Representative Mayer assumed the Chair.

Representative Behnen assumed the Chair.

Speaker Pro Tem Jetton resumed the Chair.

Representative Cooper (120) again moved that **CCR SS SS SCS HCS HB 600, as amended**, be adopted.

Which motion was adopted by the following vote:

AYES: 085

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Guest	Hobbs
Holand	Hunter	Iceet	Jackson	Jetton
Johnson 47	Kelly 144	King	Kingery	Lager
Lembke	Lipke	Luetkemeyer	Marsh	May
Mayer	Merideth	Moore	Morris	Myers
Nieves	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Rector	Richard
Ruestman	Rupp	Sander	Schaaf	Schlottach
Schneider	Self	Shoemaker	Smith 118	Smith 14
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Threlkeld	Townley	Viebrock	Wallace	Wasson
Wilson 119	Wilson 130	Wright	Yates	Madam Speaker

NOES: 067

Abel	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Campbell	Carnahan
Corcoran	Curls	Darrough	Daus	Davis 122
Donnelly	Dougherty	El-Amin	Fraser	George
Graham	Green	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hoskins	Hubbard
Johnson 61	Johnson 90	Jolly	Kelly 36	Kratky

1811 *Journal of the House*

Kuessner	LeVota	Liese	Lowe	McKenna
Meiners	Muckler	Page	Ransdall	Roark
Sager	Salva	Schoemehl	Seigfreid	Selby
Skaggs	Spreng	Thompson	Villa	Vogt
Walker	Walsh	Walton	Ward	Whorton
Wildberger	Wilson 25	Wilson 42	Witte	Yaeger
Young	Zweifel			

PRESENT: 003

Reinhart	Shoemyer	Wood
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ABSENT WITH LEAVE: 008

Adams	Goodman	Jones	Lawson	Miller
Munzlinger	Wagner	Willoughby		

Representative Johnson (90) requested a verification of the roll call on the motion to adopt **CCR SS SS SCS HCS HB 600, as amended.**

On motion of Representative Cooper (120) **CCS SS SS SCS HCS HB 600** was read the third time and passed by the following vote:

AYES: 099

Angst	Avery	Baker	Barnitz	Bean
Bearden	Behnen	Bivins	Black	Bough
Bringer	Brown	Bruns	Byrd	Cooper 120
Cooper 155	Crawford	Crowell	Cunningham 145	Cunningham 86
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Dusenberg	Emery	Engler	Ervin
Fares	Goodman	Guest	Hampton	Hobbs
Holand	Hunter	Ice	Jackson	Jetton
Johnson 47	Jolly	Kelly 144	Kelly 36	King
Kingery	Lager	Lembke	Lipke	Luetkemeyer
Marsh	May	Mayer	McKenna	Merideth
Moore	Morris	Munzlinger	Myers	Nieves
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Rector	Richard	Ruestman
Rupp	Sander	Schaaf	Schlottach	Schneider
Seigfreid	Selby	Self	Shoemaker	Smith 118
Smith 14	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Threlkeld	Townley	Viebrock	Wagner
Wallace	Whorton	Wildberger	Wilson 119	Wilson 130
Wright	Yates	Young	Madam Speaker	

NOES: 051

Bishop	Bland	Boykins	Brooks	Burnett
Campbell	Carnahan	Corcoran	Curls	Darrrough
Daus	Donnelly	Dougherty	El-Amin	Fraser
George	Graham	Green	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hoskins	Hubbard
Johnson 61	Johnson 90	Jones	Kuessner	LeVota
Lowe	Meiners	Muckler	Page	Roark
Sager	Salva	Schoemehl	Skaggs	Spreng
Thompson	Villa	Vogt	Walker	Walsh

Walton	Wilson 25	Wilson 42	Witte	Yaeger
Zweifel				

PRESENT: 009

Abel	Kratky	Liese	Ransdall	Reinhart
Shoemyer	Ward	Wasson	Wood	

ABSENT WITH LEAVE: 004

Adams	Lawson	Miller	Willoughby
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Speaker Pro Tem Jetton declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 124

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bivins	Black
Bough	Boykins	Bringer	Brooks	Brown
Bruns	Byrd	Campbell	Cooper 120	Cooper 155
Corcoran	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dusenberg
Emery	Engler	Ervin	Fares	George
Goodman	Guest	Hampton	Hilgemann	Hobbs
Holand	Hubbard	Hunter	Ice	Jackson
Jetton	Johnson 47	Jolly	Kelly 144	Kelly 36
King	Kingery	Lager	Lembke	Liese
Lipke	Lowe	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Ruestman	Rupp	Sander	Schaaf
Schlottach	Schneider	Seigfreid	Selby	Self
Shoemaker	Smith 118	Smith 14	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Threlkeld	Townley
Viebrock	Villa	Wagner	Wallace	Walsh
Walton	Ward	Wasson	Whorton	Wildberger
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Wood
Wright	Yates	Young	Madam Speaker	

NOES: 033

Bishop	Bland	Burnett	Carnahan	Dougherty
El-Amin	Fraser	Graham	Green	Harris 110
Harris 23	Haywood	Henke	Hoskins	Johnson 61
Johnson 90	Jones	Kratky	Kuessner	LeVota
Merideth	Roark	Sager	Salva	Schoemehl
Skaggs	Spreng	Thompson	Vogt	Willoughby
Witte	Yaeger	Zweifel		

PRESENT: 003

Darrough	Shoemyer	Walker
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ABSENT WITH LEAVE: 003

Adams

Lawson

Miller

Speaker Hanaway resumed the Chair.

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCR 3**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCR 5**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCR 11**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SS HS HCS HBs 679 & 396, as amended**, and grants the House a conference thereon.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House on **SS HS HCS HBs 679 & 396, as amended**: Senators Shields, Foster, Champion, Dougherty and Kennedy.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate requests the House grant further conference on **HCS SS SCS SB 36, as amended**, and that the conferees be allowed to exceed the differences.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has re-appointed the following Conference Committee to act with a like Committee from the House on **HCS SB 552**: Senators Yeckel, Loudon, Cauthorn, Mathewson and Coleman.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House on **HS HCS SS SCS SB 555**: Senators Kinder, Steelman, Klindt, Goode and Dougherty.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HS HCS SCS SB 686, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed the following Conference Committee to act with a like committee from the Senate on the following bill:

SS HS HCS HBs 679 & 396: Representatives Hanaway, Wright, Stevenson, Wilson (42) and Fraser

Speaker Pro Tem Jetton resumed the Chair.

THIRD READING OF SENATE BILL

HCS SB 668, relating to agricultural tax credits, was taken up by Representative Myers.

Representative Myers offered **HS HCS SB 668**.

Representative Schaaf offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Substitute for House Committee Substitute for Senate Bill No. 668, Page 57, Section 578.407, Lines 12 to 25 of said page, by deleting all of said lines and inserting in lieu thereof the following:

"(7) Intentionally or knowingly release or introduce any"; and

Further amend said bill, Page 58, Section 578.409, Lines 9 and 10 of said page, by deleting all of said lines and inserting in lieu thereof the following:

"(2) Shall be guilty of a class D felony if the loss, theft, or"; and

Further amend said bill, Page 58, Section 578.409, Line 19 of said page, by deleting the number **"(8)"** and inserting in lieu thereof the number **"(7)"**; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Johnson (90) offered **House Substitute Amendment No. 1 for House Amendment No. 1**.

House Substitute Amendment No. 1

for

House Amendment No. 1

AMEND House Substitute for House Committee Substitute for Senate Bill No. 668, Page 56, Section 578.405, Lines 10-13, by deleting all of said lines and inserting in lieu thereof the following: **"are pastured, housed, or otherwise quartered;"**; and on Page 57, Section 578.407, Lines 12-24, by deleting all of said lines; and on Line 25, by deleting the **"(8)"** and inserting in lieu thereof **(7)**; and on Page 58, Section 578.409, Lines 9-10, by deleting the words **"for a violation of subdivision (7) of section 578.407 or"**; and on Page 58, Section 578.409, Line 19, by deleting the **"(8)"** and inserting in lieu thereof **"(7)"**; and

Further amend title, enacting clause and intersectional references accordingly.

On motion of Representative Johnson (90), **House Substitute Amendment No. 1 for House Amendment No. 1** was adopted.

Representative Hobbs offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Substitute for House Committee Substitute for Senate Bill No. 668, Page 68, Section 644.051, Lines 2 to 6 of said page, by deleting all of said lines and inserting in lieu thereof the following:

"contrary, notices of violation shall not be issued for a release of a water contaminant from an animal confinement facility or the animal waste application system, excluding lagoons, that is totally confined on the owner's property, so long as it does not enter waters of the state and clean up begins within twenty-four hours and is remediated as soon as practicable."; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Hobbs, **House Amendment No. 2** was adopted.

Representative Dempsey assumed the Chair.

Representative Bringer offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Substitute for House Committee Substitute for Senate Bill No. 668, Page 33, Section 265.300, Line 15 of said page, by inserting after all of said line the following:

"266.141. 1. This section shall be known and may be cited as the "Missouri Seed Availability and Competition Act".

2. Any farmer who plants patented seed and seeks to retain seed from the harvest of such planting for replanting on the farmer's property the following planting season shall register with the department of agriculture. Such farmer shall provide the department with the number of bushels of seed to be retained and pay a seven-dollar per bushel fee for the retention of such seed. Six dollars of the seven-dollar fee shall be collected by the department and paid on a quarterly basis to the person or persons holding the patent for the seed. One dollar of the seven-dollar fee may be used by the department for administrative costs associated with the registration of such seed. Any portion of the one-dollar fee not used by the department for administrative costs shall be deposited into a subaccount of the genetically engineered seed fund established in subsection 3 of this section and shall be subject to appropriation to the University of Missouri for agricultural research and development.

3. There is hereby created in the state treasury the "Genetically Engineered Seed Fund", which shall consist of fees collected pursuant to this section. The fund shall be administered by the department of agriculture and all moneys in the fund shall be distributed by the department of agriculture in accordance with this section. Notwithstanding the provisions of section 33.080, RSMo, to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.

4. A farmer who plants such seed shall only be liable for any health, safety, and environmental impacts if such farmer intentionally or negligently fails to substantially follow the patent holder's and manufacturer's instructions and guidelines for planting such seed."; and

Further amend said title, enacting clause and intersectional references accordingly.

Speaker Pro Tem Jetton resumed the Chair.

Speaker Hanaway resumed the Chair.

Representative Bringer moved that **House Amendment No. 3** be adopted.

Which motion was defeated by the following vote:

AYES: 062

Adams	Barnitz	Bean	Bishop	Bland
Bringer	Brooks	Burnett	Campbell	Carnahan
Corcoran	Curls	Darrough	Davis 122	Donnelly
Dougherty	Engler	Fraser	George	Graham
Green	Hampton	Harris 110	Harris 23	Henke
Hoskins	Johnson 61	Johnson 90	Jolly	Kelly 36
King	Kuessner	LeVota	Liese	Meiners
Merideth	Muckler	Ransdall	Sager	Salva
Schneider	Schoemehl	Selby	Shoemyer	Skaggs
Spreng	Thompson	Wagner	Walker	Walsh
Walton	Ward	Whorton	Wildberger	Willoughby
Wilson 25	Wilson 42	Witte	Wright	Yaeger
Young	Zweifel			

NOES: 090

Angst	Avery	Baker	Bearden	Behnen
Bivins	Black	Bough	Boykins	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Daus	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Dusenberg
El-Amin	Emery	Ervin	Fares	Guest
Haywood	Hilgemann	Hobbs	Hubbard	Hunter
Icet	Jackson	Jetton	Johnson 47	Jones
Kelly 144	Kingery	Kratky	Lager	Lembke
Lipke	Luetkemeyer	Marsh	May	Mayer
McKenna	Moore	Morris	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Rector
Reinhart	Roark	Ruestman	Rupp	Sander
Schaaf	Schlottach	Self	Shoemaker	Smith 14
Stefanick	Stevenson	Sutherland	Taylor	Threlkeld
Townley	Viebrock	Villa	Vogt	Wasson
Wilson 119	Wilson 130	Wood	Yates	Madam Speaker

PRESENT: 002

Seigfreid Wallace

ABSENT WITH LEAVE: 009

Abel	Goodman	Holand	Lawson	Lowe
Miller	Richard	Smith 118	St. Onge	

Representative Crowell moved the previous question.

Which motion was adopted by the following vote:

1817 *Journal of the House*

AYES: 088

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Guest
Hobbs	Holand	Hunter	Ice	Jackson
Jetton	Johnson 47	Kelly 144	King	Kingery
Lager	Lembke	Lipke	Luetkemeyer	Marsh
May	Mayer	Moore	Morris	Munzlinger
Myers	Nieves	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sander	Schaaf	Schlottach	Schneider	Self
Shoemaker	Smith 118	Smith 14	Stefanick	Stevenson
Sutherland	Taylor	Threlkeld	Townley	Viebrock
Wallace	Wasson	Wilson 119	Wilson 130	Wood
Wright	Yates	Madam Speaker		

NOES: 071

Abel	Adams	Barnitz	Bishop	Bland
Boykins	Bringer	Burnett	Campbell	Carnahan
Corcoran	Curls	Darrough	Daus	Davis 122
Donnelly	Dougherty	El-Amin	Fraser	George
Graham	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hoskins	Hubbard	Johnson 61
Johnson 90	Jolly	Jones	Kelly 36	Kratky
Kuessner	Lawson	LeVota	Liese	Lowe
McKenna	Meiners	Merideth	Muckler	Page
Ransdall	Sager	Salva	Schoemehl	Seigfreid
Selby	Shoemyer	Skaggs	Spreng	Thompson
Villa	Vogt	Wagner	Walker	Walsh
Walton	Ward	Whorton	Wildberger	Willoughby
Wilson 25	Wilson 42	Witte	Yaeger	Young
Zweifel				

PRESENT: 001

Brooks

ABSENT WITH LEAVE: 003

Green Miller St. Onge

On motion of Representative Myers, **HS HCS SB 668, as amended**, was adopted.

On motion of Representative Myers, **HS HCS SB 668, as amended**, was read the third time and passed by the following vote:

AYES: 116

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bivins	Black
Bough	Boykins	Bringer	Brown	Bruns

Byrd	Campbell	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Dougherty
Dusenberg	Emery	Engler	Ervin	Fares
George	Goodman	Graham	Green	Guest
Hampton	Henke	Hobbs	Holand	Hubbard
Hunter	Icet	Jackson	Jetton	Johnson 47
Johnson 61	Kelly 144	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lawson	Lembke
LeVota	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Merideth	Moore
Morris	Munzlinger	Myers	Nieves	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Salva	Sander
Schaaf	Schlottach	Schneider	Seigfreid	Shoemaker
Smith 118	Smith 14	Spreng	Stefanick	Stevenson
Sutherland	Taylor	Threlkeld	Townley	Viebrock
Villa	Wallace	Ward	Wasson	Wildberger
Wilson 119	Wilson 130	Wood	Wright	Yates
Madam Speaker				

NOES: 042

Adams	Bishop	Bland	Brooks	Burnett
Carnahan	Corcoran	Curls	Darrough	Daus
Donnelly	El-Amin	Fraser	Harris 110	Harris 23
Haywood	Hilgemann	Hoskins	Johnson 90	Jolly
Jones	Liese	Meiners	Muckler	Page
Sager	Schoemehl	Selby	Shoemyer	Skaggs
Thompson	Vogt	Walker	Walsh	Walton
Whorton	Willoughby	Wilson 25	Wilson 42	Yaeger
Young	Zweifel			

PRESENT: 002

St. Onge	Witte
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ABSENT WITH LEAVE: 003

Miller	Self	Wagner
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Speaker Hanaway declared the bill passed.

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HS HCS SCS SB 199, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SB 394, as amended**, and has taken up and passed **CCS HCS SB 394**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SCS SB 69**, and has taken up and passed **CCS HCS SCS SB 69**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HS HCS SB 173, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HS SCS SBs 299 & 40, as amended**, and has taken up and passed **CCS HS SCS SBs 299 & 40**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report No. 2 on **HCS SB 552**, and has taken up and passed **SB 552**.

BILLS CARRYING REQUEST MESSAGES

HS HCS SB 173, as amended, relating to fire protection districts, was taken up by Representative Walton.

Representative Walton moved that the House refuse to recede from its position on **HS HCS SB 173, as amended**, and grant the Senate a conference.

Which motion was adopted.

HS HCS SCS SB 199, as amended, relating to county government, was taken up by Representative Johnson (47).

Representative Johnson (47) moved that the House refuse to recede from its position on **HS HCS SCS SB 199, as amended**, and grant the Senate a conference.

Which motion was adopted.

HS HCS SCS SB 686, as amended, relating to the transfers of school funds, was taken up by Representative Cunningham (86).

Representative Cunningham (86) moved that the House refuse to recede from its position on **HS HCS SCS SB 686, as amended**, and grant the Senate a conference and the House conferees be allowed to exceed the differences.

Representative Johnson (90) made a substitute motion that the House refuse to recede from its position on **HS HCS SCS SB 686, as amended**, and grant the Senate a conference and the House conferees be allowed to exceed the differences by allowing school districts to place on the ballot bond issues for the purposes of rebuilding property damaged by severe weather.

Which motion was adopted by the following vote:

AYES: 148

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Hoskins	Hubbard	Hunter
Ice	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lipke	Lowe
Luetkemeyer	Marsh	May	Mayer	Meiners
Merideth	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Quinn	Ransdall
Reinhart	Richard	Ruestman	Rupp	Sager
Salva	Sander	Schlottach	Schneider	Schoemehl
Seigfreid	Selby	Self	Shoemaker	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	Stefanick
Stevenson	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Walker
Wallace	Walsh	Walton	Ward	Wasson
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 005

Bivins	Holand	King	Roark	Wright
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PRESENT: 001

Whorton

ABSENT WITH LEAVE: 009

Davis 19	Green	McKenna	Miller	Purgason
Rector	Schaaf	St. Onge	Sutherland	

BILL IN CONFERENCE

HCS SS SCS SB 36, as amended, relating to environmental regulations, was taken up by Representative Myers.

Representative Myers moved that the House grant the Senate a further conference on **HCS SS SCS SB 36, as amended**, and the House conferees be allowed to exceed the differences.

Which motion was adopted.

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committees to act with like committees from the Senate on the following bills:

HS HCS SCS SB 199: Representatives Johnson (47), Mayer, Wasson, George and Villa

HCS SS SCS SB 36: Representatives Myers, Wood, Townley, Shoemyer (9) and Bringer

HS HCS SCS SB 686: Representatives Jetton, Cunningham (86), Wallace, Davis (122) and Corcoran

THIRD READING OF SENATE BILL

SS#2 SS SCS SB 2, relating to employment security, was taken up by Representative Smith (118).

Representative Smith (118) offered **HS SS#2 SS SCS SB 2**.

Representative Smith (118) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Substitute for Senate Substitute No. 2 for Senate Substitute for Senate Committee Substitute for Senate Bill No. 2, Page 33, Section 288.121, Line 10, following the word “received,” by deleting the following:

“any increase in”; and

Further amend House Substitute for Senate Substitute No.2 for Senate Substitute for Senate Committee Substitute for Senate Bill No. 2, Page 33, Section 288.121, Line 12, following the word “shall” by deleting the words “remain in effect” and inserting in lieu thereof:

“**not decrease**”; and

Further amend House Substitute for Senate Substitute No.2 for Senate Substitute for Senate Committee Substitute for Senate Bill No. 2, Page 42, Section 288.330, Line 1, following the word “this” by deleting the word “section” and inserting in lieu thereof the word:

“**act**”; and

Further amend title and enacting clause accordingly.

On motion of Representative Smith (118), **House Amendment No. 1** was adopted.

Representative Morris offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Substitute for Senate Substitute No. 2 for Senate Substitute for Senate Committee Substitute for Senate Bill No. 2, Page 14, Section 288.040, Line 13, by inserting after all of said line the following:

"(3) A professionally administered and documented positive chemical test result for a controlled substance, as defined pursuant to section 195.010, RSMo, or for blood alcohol content of eight-hundredths of one percent or more by weight of alcohol in the claimant's blood, performed by a laboratory meeting the certification standards required by the United States Department of Transportation, the College of American Pathologists, the state of Missouri, or equivalent accrediting body, shall be deemed misconduct connected with work. Ineligibility pursuant to a positive chemical test shall apply only in claims against the employer who employed the claimant at the time of the positive test result. The employer suspending an employee pursuant to this provision shall have notified the employee of the employer's controlled substance and alcohol workplace policy by conspicuously posting the policy in the workplace, by including the policy in an employee handbook, or by statement of such policy in a collective bargaining agreement governing employment of the employee. The policy shall state that a positive test result shall be deemed misconduct and may result in suspension or termination of employment."; and

Further amend said bill, Page 26, Section 288.050, Line 7, by inserting after all of said line the following:

"(3) For the purposes of this chapter, a professionally administered and documented positive chemical test result for a controlled substance, as defined pursuant to section 195.010, RSMo, or for blood alcohol content of eight-hundredths of one percent or more by weight of alcohol in the claimant's blood, performed by a laboratory meeting the certification standards required by the United States Department of Transportation, the College of American Pathologists, the state of Missouri, or equivalent accrediting body, shall be deemed misconduct connected with work. Disqualification for benefits pursuant to a positive chemical test shall apply only in claims against the employer who employed the claimant at the time of the positive test result. The employer discharging an employee pursuant to this provision shall have notified the employee of the employer's controlled substance and alcohol workplace policy by conspicuously posting the policy in the workplace, by including the policy in an employee handbook, or by statement of such policy in a collective bargaining agreement governing employment of the employee. The policy shall state that a positive test result shall be deemed misconduct and may result in suspension or termination of employment."; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Crowell moved the previous question.

Which motion was adopted by the following vote:

AYES: 087

Angst	Avery	Bean	Bearden	Behnen
Bivins	Black	Bough	Brown	Bruns
Byrd	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dusenberg	Emery	Engler
Ervin	Fares	Goodman	Guest	Hobbs
Holand	Hunter	Icet	Jackson	Jetton
Johnson 47	Kelly 144	King	Kingery	Lager
Lembke	Lipke	Luetkemeyer	Marsh	May
Mayer	Moore	Morris	Munzlinger	Myers
Nieves	Parker	Pearce	Phillips	Portwood

1823 *Journal of the House*

Pratt	Purgason	Quinn	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sander
Schaaf	Schlottach	Schneider	Self	Smith 118
Smith 14	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Threlkeld	Townley	Viebrock	Wallace
Wasson	Wilson 119	Wilson 130	Wood	Wright
Yates	Madam Speaker			

NOES: 071

Adams	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Campbell	Carnahan
Corcoran	Curls	Darrough	Daus	Davis 122
Donnelly	Dougherty	El-Amin	Fraser	George
Graham	Green	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hoskins	Hubbard
Johnson 61	Johnson 90	Jolly	Jones	Kelly 36
Kratky	Kuessner	Lawson	LeVota	Liese
Lowe	McKenna	Meiners	Merideth	Muckler
Page	Ransdall	Sager	Salva	Schoemehl
Seigfreid	Selby	Shoemyer	Skaggs	Spreng
Thompson	Villa	Vogt	Wagner	Walker
Walsh	Walton	Ward	Whorton	Wildberger
Willoughby	Wilson 25	Witte	Yaeger	Young
Zweifel				

PRESENT: 002

Shoemaker	Wilson 42
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ABSENT WITH LEAVE: 003

Abel	Baker	Miller
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On motion of Representative Morris, **House Amendment No. 2** was adopted by the following vote:

AYES: 094

Angst	Avery	Barnitz	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Burnett	Byrd	Cooper 120	Cooper 155
Crawford	Crowell	Cunningham 145	Cunningham 86	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Dusenberg
Emery	Engler	Ervin	Fares	Goodman
Guest	Hobbs	Holand	Hunter	Ice
Jackson	Jetton	Johnson 47	Kelly 144	King
Kingery	Kuessner	Lager	Lembke	Lipke
Luetkemeyer	Marsh	May	Mayer	Merideth
Moore	Morris	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sander
Schaaf	Schlottach	Schneider	Self	Shoemaker
Skaggs	Smith 118	Smith 14	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Threlkeld	Townley
Viebrock	Wallace	Wasson	Wilson 119	Wilson 130
Wood	Wright	Yates	Madam Speaker	

NOES: 064

Adams	Bishop	Bland	Boykins	Bringer
Brooks	Campbell	Carnahan	Corcoran	Curls
Darrough	Daus	Davis 122	Donnelly	Dougherty
El-Amin	Fraser	George	Graham	Green
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hoskins	Hubbard	Johnson 61	Johnson 90
Jolly	Jones	Kratky	Lawson	LeVota
Liese	Lowe	McKenna	Meiners	Muckler
Ransdall	Sager	Salva	Schoemehl	Seigfreid
Selby	Shoemyer	Spreng	Thompson	Villa
Vogt	Walker	Walsh	Walton	Ward
Whorton	Wildberger	Willoughby	Wilson 25	Wilson 42
Witte	Yaeger	Young	Zweifel	

PRESENT: 001

Kelly 36

ABSENT WITH LEAVE: 004

Abel	Baker	Miller	Wagner
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Representative Hunter offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Substitute for Senate Substitute No. 2 for Senate Substitute for Senate Committee Substitute for Senate Bill No. 2, Page 12, Section 288.040, Lines 12-18, by deleting the entirety of said lines and inserting in lieu thereof the following:

“(d) The director of the division of employment security has determined that the claimant is prevented from reporting due to emergency conditions that limit access by the general public to an office that serves the area where the claimant resides, but only during the time such circumstances exist. The director may make this decision absent an official state declaration of disaster, but shall notify the state emergency management director as well as the governor of this decision.”; and

Further amend said title, enacting clause, and intersectional references accordingly.

On motion of Representative Hunter, **House Amendment No. 3** was adopted.

Representative Byrd offered **House Amendment No. 4.**

House Amendment No. 4

AMEND Senate Substitute No. 2 for Senate Substitute for Senate Committee Substitute for Senate Bill No. 2, Page 26, Section 288.395, Line 9, by inserting after said line the following:

“Section 1. If any provision of this act is found by a court of competent jurisdiction to be invalid or unconstitutional it is the stated intent of the legislature that the legislature would have approved the remaining portions of the act, and the remaining portions of the act shall remain in full force and effect.”; and

Further amend said title, enacting clause, and intersectional references accordingly.

On motion of Representative Byrd, **House Amendment No. 4** was adopted.

Representative Roark offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Substitute for Senate Substitute No. 2 for Senate Substitute for Senate Committee Substitute for Senate Bill No. 2, Page 48, Section 288.395, Line 13, by inserting after said line the following:

"288.500. 1. There is created under this section a voluntary "Shared Work Unemployment Compensation Program". In connection therewith, the division may adopt rules and establish procedures, not inconsistent with this section, which are necessary to administer this program.

2. As used in this section, the following terms mean:

(1) "Affected unit", a specified department, shift, or other unit of three or more employees which is designated by an employer to participate in a shared work plan;

(2) "Division", the division of employment security;

(3) "Fringe benefit", health insurance, a retirement benefit received under a pension plan, a paid vacation day, a paid holiday, sick leave, and any other analogous employee benefit that is provided by an employer;

(4) "Normal weekly hours of work", as to any individual, the lesser of forty hours or the average obtained by dividing the total number of hours worked per week in the preceding twelve-week period by the number twelve;

(5) "Participating employee", an employee who works a reduced number of hours under a shared work plan;

(6) "Participating employer", an employer who has a shared work plan in effect;

(7) "Shared work benefit", an unemployment compensation benefit that is payable to an individual in an affected unit because the individual works reduced hours under an approved shared work plan;

(8) "Shared work plan", a program for reducing unemployment under which employees who are members of an affected unit share the work remaining after a reduction in their normal weekly hours of work;

(9) "Shared work unemployment compensation program", a program designed to reduce unemployment and stabilize the work force by allowing certain employees to collect unemployment compensation benefits if the employees share the work remaining after a reduction in the total number of hours of work and a corresponding reduction in wages.

3. An employer who wishes to participate in the shared work unemployment compensation program established under this section shall submit a written shared work plan in a form acceptable to the division for approval. As a condition for approval by the division, a participating employer shall agree to furnish the division with reports relating to the operation of the shared work plan as requested by the division. The employer shall monitor and evaluate the operation of the established shared work plan as requested by the division and shall report the findings to the division.

4. The division may approve a shared work plan if:

(1) The employer has filed all reports required to be filed under this chapter for all past and current periods and has paid all contributions due for all past and current periods;

(2) The shared work plan applies to and identifies a specified affected unit;

(3) The employees in the affected unit are identified by name and Social Security number;

(4) The shared work plan reduces the normal weekly hours of work for an employee in the affected unit by not less than twenty percent and not more than forty percent;

(5) The shared work plan applies to at least ten percent of the employees in the affected unit;

(6) The shared work plan describes the manner in which the participating employer treats the fringe benefits of each employee in the affected unit; and

(7) The employer certifies that the implementation of a shared work plan and the resulting reduction in work hours is in lieu of temporary layoffs that would affect at least ten percent of the employees in the affected unit and that would result in an equivalent reduction in work hours.

5. If any of the employees who participate in a shared work plan under this section are covered by a collective bargaining agreement, the shared work plan shall be approved in writing by the collective bargaining agent.

6. No shared work plan which will subsidize seasonal employers during the off-season or subsidize employers, at least fifty percent of the employees of which have normal weekly hours of work equaling thirty-two hours or less, shall be approved by the division. **No shared work plan benefits will be initiated for pay periods when the reduced hours reflect holiday earnings already committed to be paid by the employer.**

7. The division shall approve or deny a shared work plan not later than the thirtieth day after the day on which the shared work plan is received by the division. The division shall approve or deny a plan in writing. If the division denies a plan, the division shall notify the employer of the reasons for the denial. Approval or denial of a plan by the division shall be final and such determination shall be subject to review in the manner otherwise provided by law. If approval of a plan is denied by the division, the employer may submit a new plan to the division for consideration no sooner than forty-five calendar days following the date on which the division disapproved the employer's previously submitted plan.

8. The division may revoke approval of a shared work plan and terminate the plan if it determines that the shared work plan is not being executed according to the terms and intent of the shared work unemployment compensation program, or if it is determined by the division that the approval of the shared work plan was based, in whole or in part, upon information contained in the plan which was either false or substantially misleading.

9. Each shared work plan approved by the division shall become effective on the first day of the week in which it is approved by the division or on a later date as specified in the shared work plan. Each shared work plan approved by the division shall expire on the last day of the twelfth full calendar month after the effective date of such shared work plan.

10. An employer may modify a shared work plan created under this section to meet changed conditions if the modification conforms to the basic provisions of the shared work plan as originally approved by the division. The employer shall report the changes made to the plan in writing to the division at least seven days before implementing such changes. The division shall reevaluate the shared work plan and may approve the modified shared work plan if it meets the requirements for approval under subsection 4 of this section. The approval of a modified shared work plan shall not, under any circumstances, affect the expiration date originally set for the shared work plan. If modifications cause the shared work plan to fail to meet the requirements for approval, the division shall deny approval of the modifications as provided in subsection 7 of this section.

11. Notwithstanding any other provisions of this chapter, an individual is unemployed for the purposes of this section in any week in which the individual, as an employee in an affected unit, works less than his normal weekly hours of work in accordance with an approved shared work plan in effect for that week.

12. An individual who is otherwise entitled to receive regular unemployment insurance benefits under this chapter shall be eligible to receive shared work benefits with respect to any week in which the division finds that:

(1) The individual is employed as a member of an affected unit subject to a shared work plan that was approved before the week in question and is in effect for that week;

(2) Notwithstanding the provisions of subdivision (2) of subsection 1 of section 288.040, the individual is able to work, available for work and works all available hours with the participating employer;

(3) The individual's normal weekly hours of work have been reduced by at least twenty percent but not more than forty percent, with a corresponding reduction in wages; and

(4) The individual has served a "waiting week" as defined in section 288.030.

13. A waiting week served under the provisions of subdivision (3) of subsection 1 of section 288.040 shall serve to meet the requirements of subdivision (4) of subsection 12 of this section and a waiting week served under the provisions of subdivision (4) of subsection 12 of this section shall serve to meet the requirements of section 288.040. If the waiting week becomes payable, it shall be paid according to the law governing the program under which it was served. Notwithstanding any other provisions of this chapter, an individual who files a new initial claim during the pendency of the twelve-month period in which a shared work plan is in effect shall serve a waiting week whether or not the individual has served a waiting week under this subsection.

14. The division shall not deny shared work benefits for any week to an otherwise eligible individual by reason of the application of any provision of this chapter that relates to availability for work, active search for work, or refusal to apply for or accept work with an employer other than the participating employer under the plan.

15. The division shall pay an individual who is eligible for shared work benefits under this section a weekly shared work benefit amount equal to the individual's regular weekly benefit amount for a period of total unemployment less any deductible amounts under this chapter except wages received from any employer, multiplied by the full percentage of reduction in the individual's hours as set forth in the employer's shared work plan. If the shared work benefit amount calculated under this subsection is not a multiple of one dollar, the division shall round the amount so calculated to the next lowest multiple of one dollar. An individual shall be ineligible for shared work benefits for any week in which the individual performs paid work for the participating employer in excess of the reduced hours established under the shared work plan.

16. An individual shall not be entitled to receive shared work benefits and regular unemployment compensation benefits in an aggregate amount which exceeds the maximum total amount of benefits payable to that individual in a

benefit year as provided under section 288.038. Notwithstanding any other provisions of this chapter, an individual shall not be eligible to receive shared work benefits for more than twenty-six calendar weeks during the twelve-month period of the shared work plan. No week shall be counted as a week of unemployment for the purposes of this subsection unless it occurs within the twelve-month period of the shared work plan.

17. Notwithstanding any other provision of this chapter, all benefits paid under a shared work plan, which are chargeable to the participating employer or any other base period employer of a participating employee shall be charged to the account of the participating employer under the plan.

18. An individual who has received all of the shared work benefits and regular unemployment compensation benefits available in a benefit year is an exhaustee under section 288.062 and is entitled to receive extended benefits under section 288.062 if the individual is otherwise eligible under that section.

Representative Crowell moved the previous question.

Which motion was adopted by the following vote:

AYES: 087

Angst	Avery	Bean	Bearden	Behnen
Black	Bough	Brown	Bruns	Byrd
Cooper 120	Cooper 155	Crawford	Crowell	Cunningham 145
Cunningham 86	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Dusenberg	Emery	Engler	Ervin
Fares	Goodman	Guest	Hobbs	Holand
Hunter	Ice	Jackson	Jetton	Johnson 47
Kelly 144	King	Kingery	Lager	Lembke
Lipke	Luetkemeyer	Marsh	May	Mayer
Moore	Morris	Munzlinger	Myers	Nieves
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sander	Schaaf
Schlottach	Schneider	Self	Shoemaker	Smith 118
Smith 14	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Threlkeld	Townley	Viebrock	Wallace
Wasson	Wilson 119	Wilson 130	Wood	Wright
Yates	Madam Speaker			

NOES: 072

Adams	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Campbell	Carnahan
Corcoran	Curls	Darrough	Daus	Davis 122
Donnelly	Dougherty	El-Amin	Fraser	George
Graham	Green	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hoskins	Hubbard
Johnson 61	Johnson 90	Jolly	Jones	Kelly 36
Kratky	Kuessner	Lawson	LeVota	Liese
Lowe	McKenna	Meiners	Merideth	Muckler
Page	Ransdall	Sager	Salva	Schoemehl
Seigfreid	Selby	Shoemyer	Skaggs	Spreng
Thompson	Villa	Vogt	Wagner	Walker
Walsh	Walton	Ward	Whorton	Wildberger
Willoughby	Wilson 25	Wilson 42	Witte	Yaeger
Young	Zweifel			

PRESENT: 000

ABSENT WITH LEAVE: 004

Abel Baker Bivins Miller

On motion of Representative Roark, **House Amendment No. 5** was adopted.

On motion of Smith (118), **HS SS#2 SS SCS SB 2, as amended**, was adopted.

On motion of Smith (118), **HS SS#2 SS SCS SB 2, as amended**, was read the third time and passed by the following vote:

AYES: 088

Angst	Avery	Bean	Bearden	Behnen
Bivins	Black	Bough	Brown	Bruns
Byrd	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dusenberg	Emery	Engler
Ervin	Fares	Goodman	Guest	Hobbs
Holand	Hunter	Ice	Jackson	Jetton
Johnson 47	Kelly 144	King	Kingery	Lager
Lembke	Lipke	Luetkemeyer	Marsh	May
Mayer	Moore	Morris	Munzlinger	Myers
Nieves	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sander
Schaaf	Schlottach	Schneider	Self	Shoemaker
Smith 118	Smith 14	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Threlkeld	Townley	Viebrock
Wallace	Wasson	Wilson 119	Wilson 130	Wood
Wright	Yates	Madam Speaker		

NOES: 073

Abel	Adams	Barnitz	Bishop	Bland
Boykins	Bringer	Brooks	Burnett	Campbell
Carnahan	Corcoran	Curls	Darrough	Daus
Davis 122	Donnelly	Dougherty	El-Amin	Fraser
George	Graham	Green	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hoskins
Hubbard	Johnson 61	Johnson 90	Jolly	Jones
Kelly 36	Kratky	Kuessner	Lawson	LeVota
Liese	Lowe	McKenna	Meiners	Merideth
Muckler	Page	Ransdall	Sager	Salva
Schoemehl	Seigfreid	Selby	Shoemyer	Skaggs
Spreng	Thompson	Villa	Vogt	Wagner
Walker	Walsh	Walton	Ward	Whorton
Wildberger	Willoughby	Wilson 25	Wilson 42	Witte
Yaeger	Young	Zweifel		

PRESENT: 000

ABSENT WITH LEAVE: 002

Baker Miller

Speaker Hanaway declared the bill passed.

The emergency clause was defeated by the following vote:

AYES: 089

Angst	Avery	Bean	Bearden	Behnen
Bivins	Black	Bough	Brown	Bruns
Byrd	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dusenberg	Emery	Engler
Ervin	Fares	Goodman	Guest	Hobbs
Holand	Hunter	Icet	Jackson	Jetton
Johnson 47	Kelly 144	King	Kingery	Lager
Lembke	Lipke	Luetkemeyer	Marsh	May
Mayer	Moore	Morris	Munzlinger	Myers
Nieves	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sander
Schaaf	Schlottach	Schneider	Seigfreid	Self
Shoemaker	Smith 118	Smith 14	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Threlkeld	Townley
Viebrock	Wallace	Wasson	Wilson 119	Wilson 130
Wood	Wright	Yates	Madam Speaker	

NOES: 066

Abel	Adams	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Carnahan	Corcoran
Curls	Darrough	Daus	Davis 122	Donnelly
Dougherty	El-Amin	Fraser	George	Graham
Green	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hoskins	Hubbard	Johnson 61	Johnson 90
Jolly	Jones	Kelly 36	Kratky	Lawson
LeVota	Liese	Lowe	McKenna	Meiners
Muckler	Page	Ransdall	Sager	Salva
Schoemehl	Selby	Shoemyer	Spreng	Thompson
Villa	Vogt	Wagner	Walker	Walsh
Walton	Ward	Whorton	Wildberger	Willoughby
Wilson 25	Wilson 42	Witte	Yaeger	Young
Zweifel				

PRESENT: 005

Barnitz	Campbell	Hampton	Kuessner	Skaggs
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ABSENT WITH LEAVE: 003

Baker	Merideth	Miller
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Representative Smith (118) requested a verification of the roll call on the motion to adopt the emergency clause.

SIGNING OF HOUSE BILL

All other business of the House was suspended while **HCS HB 202** was read at length and, there being no objection, was signed by the Speaker to the end that the same may become law.

Representative Hobbs assumed the Chair.

THIRD READING OF SENATE BILLS

HCS SS SCS SB 346, relating to financial services, was taken up by Representative Luetkemeyer.

Representative Muckler offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 346, Page 38, Section 408.500, Line 58, by inserting immediately after said line the following:

“408.507. Notwithstanding the provisions of section 408.505, prior to the effective date of this act, loans subject to sections 408.500 and 408.505, RSMo, and all renewals of such loans, shall be subject to a maximum annual percentage rate of return to the lender of two hundred eighty percent. After the effective date of this act, notwithstanding the provisions of subsection 6 of section 408.500 and section 408.505, loans subject to the provisions of said sections may not be renewed after their original term.”; and

Further amend the title, enacting clause and intersectional references accordingly.

Representative Muckler moved that **House Amendment No. 1** be adopted.

Which motion was defeated by the following vote:

AYES: 065

Abel	Adams	Barnitz	Bishop	Bland
Boykins	Bringer	Brooks	Burnett	Campbell
Carnahan	Corcoran	Curls	Darrough	Daus
Davis 122	Donnelly	Dougherty	El-Amin	Fraser
George	Graham	Green	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hoskins
Hubbard	Johnson 61	Johnson 90	Jolly	Jones
Kelly 36	Kratky	Lowe	McKenna	Meiners
Muckler	Page	Ransdall	Sager	Salva
Schoemehl	Seigfreid	Selby	Shoemyer	Skaggs
Spreng	Thompson	Villa	Vogt	Walker
Walsh	Walton	Ward	Whorton	Wildberger
Wilson 25	Wilson 42	Witte	Yaeger	Zweifel

NOES: 088

Angst	Avery	Bean	Bearden	Behnen
Bivins	Black	Bough	Brown	Bruns
Cooper 120	Cooper 155	Crawford	Crowell	Cunningham 145

1831 *Journal of the House*

Cunningham 86	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Dusenberg	Emery	Engler	Ervin
Fares	Guest	Hobbs	Holand	Hunter
Icet	Jackson	Jetton	Johnson 47	Kelly 144
King	Kingery	Kuessner	Lager	Lembke
LeVota	Liese	Lipke	Luetkemeyer	Marsh
May	Mayer	Moore	Morris	Munzlinger
Myers	Nieves	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sander	Schaaf	Schlottach	Schneider	Self
Shoemaker	Smith 118	Smith 14	Stefanick	Stevenson
Sutherland	Taylor	Townley	Viebrock	Wasson
Willoughby	Wilson 119	Wilson 130	Wood	Wright
Yates	Young	Madam Speaker		

PRESENT: 001

Wallace

ABSENT WITH LEAVE: 009

Baker	Byrd	Goodman	Lawson	Merideth
Miller	St. Onge	Threlkeld	Wagner	

Representative Jolly offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Committee Substitute for Senate Substitute for Senate Bill No. 346, Page 34, Line 18, by deleting the words “[twenty-five] **fifteen** dollars whichever is [less] **greater, not to exceed fifty dollars;**” and by inserting in lieu thereof the following:

“twenty-five dollars, whichever is less”; and

Further amend said bill, Page 36, Section 408.233, Line 32 of said page, by deleting the words “[twenty-five] **fifteen** dollars whichever is [less] **greater, not to exceed fifty dollars;**” and by inserting in lieu thereof the following:

“twenty-five dollars, whichever is less”.

Representative Jolly moved that **House Amendment No. 2** be adopted.

Which motion was defeated by the following vote:

AYES: 065

Adams	Barnitz	Bishop	Bland	Bringer
Brooks	Burnett	Campbell	Carnahan	Corcoran
Curls	Darrough	Daus	Davis 122	Donnelly
Dougherty	El-Amin	Fraser	Graham	Green
Hampton	Harris 110	Harris 23	Henke	Hilgemann
Hoskins	Hubbard	Johnson 61	Johnson 90	Jolly
Jones	Kelly 36	Kratky	LeVota	Liese
Lowe	McKenna	Meiners	Merideth	Muckler
Page	Ransdall	Sager	Salva	Schoemehl

Seigfreid	Selby	Shoemyer	Skaggs	Spreng
Thompson	Villa	Vogt	Walker	Walsh
Walton	Ward	Whorton	Wildberger	Wilson 25
Wilson 42	Witte	Yaeger	Young	Zweifel

NOES: 090

Angst	Avery	Bean	Bearden	Behnen
Bivins	Black	Bough	Boykins	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Guest
Haywood	Hobbs	Holand	Hunter	Ice
Jackson	Jetton	Kelly 144	King	Kingery
Lager	Lembke	Lipke	Luetkemeyer	Marsh
May	Mayer	Moore	Morris	Munzlinger
Myers	Nieves	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sander	Schaaf	Schlottach	Schneider	Self
Shoemaker	Smith 118	Smith 14	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Threlkeld	Townley
Viebrock	Wallace	Wasson	Willoughby	Wilson 119
Wilson 130	Wood	Wright	Yates	Madam Speaker

PRESENT: 001

Kuessner

ABSENT WITH LEAVE: 007

Abel	Baker	George	Johnson 47	Lawson
Miller	Wagner			

On motion of Representative Luetkemeyer, **HCS SS SCS SB 346** was adopted.

On motion of Representative Luetkemeyer, **HCS SS SCS SB 346** was read the third time and passed by the following vote:

AYES: 143

Abel	Angst	Avery	Barnitz	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Boykins	Bringer	Brown
Bruns	Byrd	Campbell	Carnahan	Cooper 120
Cooper 155	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Hilgemann
Hobbs	Hunter	Ice	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lembke	LeVota	Liese
Lipke	Lowe	Luetkemeyer	Marsh	May

1833 *Journal of the House*

Mayer	McKenna	Meiners	Merideth	Moore
Morris	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Wallace
Walton	Ward	Wasson	Whorton	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 014

Adams	Burnett	Corcoran	Darrough	Haywood
Henke	Hoskins	Hubbard	Muckler	Sager
Selby	Thompson	Walker	Walsh	

PRESENT: 001

Brooks

ABSENT WITH LEAVE: 005

Baker	El-Amin	Holand	Lawson	Miller
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SS#2 SB 695, as amended, relating to medical services and eligibility, was taken up by Representative Purgason.

Representative Purgason offered **HS SS#2 SB 695, as amended**.

Representative Bearden offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Substitute for Senate Substitute No. 2 for Senate Bill 695, Section 208.015, Page 3, Lines 7-13 by deleting all of said lines; and

Further amend said bill, Section 208.151, Page 13, Line 10, by inserting after the word “level” on said line the following:

“Notwithstanding any other provision of law to the contrary, if in any given fiscal year moneys are not appropriated for coverage of medical assistance for persons whose income, calculated using less restrictive income methodologies, as authorized in 452 U.S.C. section 1396 (r)(2), exceeds eighty percent of the federal poverty level, those persons will not be eligible for old age assistance benefits, permanent and total disability benefits, or aid to the blind benefits in that fiscal year.”; and

Further amend said bill, Section 208.151, Pages 13 and 14, Lines 20 through 25 on Page 13, and Lines 1 through 3 on Page 14, by deleting all of said lines and inserting in lieu thereof the following:

“disability benefits shall not be limited by age.”; and

Further amend said bill, Section 208.152, Page 20, Lines 7-14, by deleting all of said lines and inserting in lieu thereof the following:

“(a) Effective July 1, 2003, any policy not already in existence imposing restrictions of payment for services authorized under subdivision 9 of subsection 1 of this section, including but not limited to prior authorization or preferred drug lists, shall only be implemented by rules and regulations pursuant to chapter 536, RSMo. Clinical edits and step therapy shall be considered a form of prior authorization for purposes of the rule making process.

(b) The department may conduct negotiations for supplemental rebates with individual manufacturers and such negotiations shall not have any predetermined discount levels.

(c) Notwithstanding any other provision of law, information disclosed by manufacturers or wholesalers pursuant to this chapter, or under an agreement with the division, is confidential and shall not be disclosed by the division or any other state agency or contractor therein in any form which discloses the identity of a specific manufacturer or wholesaler or the prices charged for drugs by such manufacturer or wholesaler, except to permit the state auditor to review the information provided in the division of medical services for rebate administration.”; and

Further amend said bill, Section 208.152, Pages 29 and 30, Lines 17 through 25 on page 29, and Line 1 on Page 30, by deleting all of said lines and inserting in lieu thereof the following:

“the state for goods or services described herein; except that, any payments made by recipients for nonemergency medically necessary transportation under this section shall be a credit against any payments owed by the state for such services. In the event a vendor of nonemergency medically necessary transportation does not receive co-payments pursuant to this section, then the vendor is not obligated to provide such services. If the vendor provides such services pursuant to orders of a court, or is mandated by the division of medical services or its successor, the vendor shall receive payments equal to the amounts of services rendered pursuant to the agreement with the division of medical services or its successor for such services.”; and

Further amend said bill, Section 208.154, Pages 31 and 32, Lines 17 through 25 on page 31, and Lines 1 through 6 on Page 32, by deleting all of said lines and inserting in lieu thereof the following:

“208.154 [If the funds at the disposal or which may be obtained by the division of family services] 1. Notwithstanding any other provision of law to the contrary, [for the] payment of public assistance [money payment] benefits pursuant to section 208.015, RSMo, or the payment of medical assistance benefits pursuant to section 208.62, RSMo, may only be provided if appropriations are made available for such benefits.

2. If the funds available to the department of social services and its divisions for the payment of benefits pursuant to sections 208.015 and 208.162, RSMo [or to or on behalf of any person for medical assistance benefits] shall at any time become insufficient to pay the full amount thereof, the amount of any such [type of] payment [to or on behalf of each of such persons] shall be reduced pro rata [in proportion to such deficiency in the total amount available or to become available for such purpose].

3. If in any given fiscal year moneys are not appropriated to fund the benefits in sections 208.015 or 208.162, RSMo, such benefits shall not be provided and persons otherwise eligible for benefits will no longer be deemed eligible for such benefits during that fiscal year.

4. Resources available shall be documented by the moneys appropriated by law for the purposes described in this section, less actions by the governor pursuant to article IV, sections 26 and 27 of the Missouri constitution, and section 33.290, RSMo.”; and

Further amend said bill, Section 208.640, Page 40, Line 7, by inserting after all of said line the following:

“4. Any co-payments for which participants are responsible pursuant to this section shall be a credit against any payments owed by the state for such services, except that if such copayment is not paid by the participant, the state shall pay the amount of the credit to the provider if a claim is made to the division of medical services as outlined in subdivision c of subsection 5 of this section.

5. If a mandatory co-payment is not paid, the provider may:

a. Forego the co-payment; or

b. Make arrangements for future payments with the recipient; or

c. The provider shall make reasonable efforts to collect copays. After said efforts, the provider may file a claim with the division of medical services to report the non-payment and secure payment for the service from the division of medical services.

6. When the division of medical services receives a claim from a provider for non-payment of a mandatory co-payment, the division shall send a notice to the recipient. Such notice shall:

a. Request the recipient to reimburse the division of medical services for the mandatory co-payment made on the recipient's behalf;

b. Request information from the recipient to determine whether the mandatory co-payment was not made because of a change in the financial situation of the family; and

c. Advise the recipient of the possible loss of coverage under the program for up to six months if the recipient fails to provide three co-payments within a one-year period. The director of the department of social services shall apply to the United States Secretary of Health and Human Services for all waivers of requirements under federal law necessary to implement the provisions of this subdivision.”; and

Further amend said title, enacting clause, and intersectional references accordingly.

Speaker Hanaway resumed the Chair.

Representative Crowell moved the previous question.

Which motion was adopted by the following vote:

AYES: 087

Angst	Avery	Bean	Bearden	Behnen
Bivins	Black	Bough	Brown	Bruns
Byrd	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Deeken	Dempsey	Dethrow
Dixon	Dusenberg	Emery	Engler	Ervin
Fares	Goodman	Guest	Hobbs	Holand
Hunter	Iceet	Jackson	Jetton	Johnson 47
Kelly 144	King	Kingery	Lager	Lembke
Lipke	Luetkemeyer	Marsh	May	Mayer
Moore	Morris	Munzlinger	Myers	Nieves
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sander	Schaaf
Schlottach	Schneider	Self	Shoemaker	Smith 118
Smith 14	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Threlkeld	Townley	Viebrock	Wallace
Wasson	Wilson 119	Wilson 130	Wood	Wright
Yates	Madam Speaker			

NOES: 072

Abel	Adams	Barnitz	Bishop	Bland
Boykins	Bringer	Brooks	Burnett	Campbell
Carnahan	Corcoran	Curls	Darrough	Daus
Davis 122	Donnelly	El-Amin	Fraser	George
Graham	Green	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hoskins	Hubbard
Johnson 61	Johnson 90	Jolly	Jones	Kelly 36
Kratky	Kuessner	Lawson	LeVota	Liese
Lowe	McKenna	Meiners	Merideth	Muckler
Page	Ransdall	Sager	Salva	Schoemehl
Seigfreid	Selby	Shoemyer	Skaggs	Spreng

Thompson	Villa	Vogt	Wagner	Walker
Walsh	Walton	Ward	Whorton	Wildberger
Willoughby	Wilson 25	Wilson 42	Witte	Yaeger
Young	Zweifel			

PRESENT: 001

Dougherty

ABSENT WITH LEAVE: 003

Baker	Davis 19	Miller
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On motion of Representative Bearden, **House Amendment No. 1** was adopted.

Representative Muckler offered **House Amendment No. 2**.

Representative Yates raised a point of order that **House Amendment No. 2** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

On motion of Representative Purgason, **HS SS#2 SB 695, as amended**, was adopted.

Representative Skaggs moved that pursuant to Rule 25 (9)(b), **HS SS#2 SB 695, as amended**, be referred to the Committee on Budget for fiscal review.

Which motion was defeated by the following vote:

AYES: 069

Adams	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Campbell	Carnahan
Corcoran	Curls	Darrough	Daus	Davis 122
Donnelly	Dougherty	El-Amin	Fraser	Graham
Hampton	Harris 110	Harris 23	Henke	Hilgemann
Hoskins	Hubbard	Johnson 61	Johnson 90	Jolly
Jones	Kelly 36	Kratky	Kuessner	Lawson
LeVota	Liese	Lowe	McKenna	Meiners
Merideth	Muckler	Page	Ransdall	Sager
Salva	Schoemehl	Seigfreid	Selby	Shoemyer
Skaggs	Spreng	Thompson	Villa	Vogt
Wagner	Walker	Walsh	Walton	Ward
Whorton	Wildberger	Willoughby	Wilson 25	Wilson 42
Witte	Yaeger	Young	Zweifel	

NOES: 089

Abel	Angst	Avery	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Byrd	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Davis 19	Deeken	Dethrow
Dixon	Dusenberg	Emery	Engler	Ervin
Fares	George	Goodman	Guest	Haywood

1837 *Journal of the House*

Hobbs	Holand	Hunter	Ice	Jackson
Jetton	Johnson 47	Kelly 144	King	Kingery
Lager	Lembke	Lipke	Luetkemeyer	Marsh
May	Mayer	Moore	Morris	Munzlinger
Myers	Nieves	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sander	Schaaf	Schlottach	Schneider	Self
Shoemaker	Smith 118	Smith 14	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Threlkeld	Townley
Viebrock	Wallace	Wasson	Wilson 119	Wilson 130
Wood	Wright	Yates	Madam Speaker	

PRESENT: 000

ABSENT WITH LEAVE: 005

Baker	Bruns	Dempsey	Green	Miller
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On motion of Representative Purgason, **HS SS#2 SB 695, as amended**, was read the third time and passed by the following vote:

AYES: 088

Angst	Avery	Bean	Bearden	Behnen
Bivins	Black	Bough	Brown	Bruns
Byrd	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dusenberg	Emery	Engler
Ervin	Fares	Goodman	Guest	Hobbs
Holand	Hunter	Ice	Jackson	Jetton
Johnson 47	Kelly 144	King	Kingery	Lager
Lembke	Lipke	Luetkemeyer	Marsh	May
Mayer	Moore	Morris	Munzlinger	Myers
Nieves	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sander
Schaaf	Schlottach	Schneider	Self	Shoemaker
Smith 118	Smith 14	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Threlkeld	Townley	Viebrock
Wallace	Wasson	Wilson 119	Wilson 130	Wood
Wright	Yates	Madam Speaker		

NOES: 072

Abel	Adams	Barnitz	Bishop	Bland
Boykins	Bringer	Brooks	Burnett	Campbell
Carnahan	Corcoran	Curls	Darrough	Daus
Davis 122	Donnelly	Dougherty	El-Amin	Fraser
George	Graham	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hoskins	Hubbard
Johnson 61	Johnson 90	Jolly	Jones	Kelly 36
Kratky	Kuessner	Lawson	LeVota	Liese
Lowe	McKenna	Meiners	Merideth	Muckler
Page	Ransdall	Sager	Salva	Schoemehl
Seigfreid	Selby	Shoemyer	Skaggs	Spreng
Thompson	Villa	Vogt	Wagner	Walker
Walsh	Walton	Ward	Whorton	Wildberger

Willoughby	Wilson 25	Wilson 42	Witte	Yaeger
Young	Zweifel			

PRESENT: 000

ABSENT WITH LEAVE: 003

Baker	Green	Miller
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Speaker Hanaway declared the bill passed.

The emergency clause was defeated by the following vote:

AYES: 088

Angst	Avery	Bean	Bearden	Behnen
Bivins	Black	Bough	Brown	Bruns
Byrd	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dusenberg	Emery	Engler
Ervin	Fares	Goodman	Guest	Hobbs
Holand	Hunter	Ice	Jackson	Jetton
Johnson 47	Kelly 144	King	Kingery	Lager
Lembke	Lipke	Luetkemeyer	Marsh	May
Mayer	Moore	Morris	Munzlinger	Myers
Nieves	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sander
Schaaf	Schlottach	Schneider	Self	Shoemaker
Smith 118	Smith 14	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Threlkeld	Townley	Viebrock
Wallace	Wasson	Wilson 119	Wilson 130	Wood
Wright	Yates	Madam Speaker		

NOES: 071

Abel	Adams	Barnitz	Bishop	Bland
Boykins	Bringer	Brooks	Burnett	Campbell
Carnahan	Corcoran	Curls	Darrough	Daus
Davis 122	Donnelly	Dougherty	El-Amin	Fraser
George	Graham	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hoskins	Hubbard
Johnson 61	Johnson 90	Jolly	Jones	Kelly 36
Kratky	Kuessner	Lawson	LeVota	Liese
Lowe	McKenna	Merideth	Muckler	Page
Ransdall	Sager	Salva	Schoemehl	Seigfreid
Selby	Shoemyer	Skaggs	Spreng	Thompson
Villa	Vogt	Wagner	Walker	Walsh
Walton	Ward	Whorton	Wildberger	Willoughby
Wilson 25	Wilson 42	Witte	Yaeger	Young
Zweifel				

PRESENT: 000

ABSENT WITH LEAVE: 004

Baker	Green	Meiners	Miller
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APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed the following Conference Committee to act with a like committee from the Senate on the following bill:

HS HCS SB 173: Representatives Hunter, Brown, Parker, Walton and Boykins

THIRD READING OF SENATE BILL

HCS SS#2 SCS SBs 248, 100, 118, 233, 247, 341 & 420, relating to retirement systems and benefits, was taken up by Representative Smith (118).

Representative Smith (118) offered **HS HCS SS#2 SCS SBs 248, 100, 118, 233, 247, 341 & 420**.

Representative Smith (118) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Substitute for House Committee Substitute for Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill Nos. 248, 100, 118, 233, 247, 341, & 420, Page 31, Section 104.040, Line 1, by inserting after the word “**his**”, the words, “**or her**”; and

Further amend said bill, Page 36, Section 104.110, Line 15, by inserting after “**residence;**”, the word, “**and**”; and

Further amend said bill, said page, said section, Line 17, by deleting the word, “**for**”; and

Further amend said bill, Page 54, Section 104.517, Line 18, by inserting after “**residence;**”, the word, “**and**”; and

Further amend said bill, Page 78, Section 104.1072, Line 11, by inserting after “**residence;**”, the word “**and**”; and

Further amend said bill, Page 85, Section 1, Line 4, by deleting the word, “**Medical**” and inserting in lieu thereof, the word, “**medical**”; and

Further amend said bill, Page 88, Section 2, Line 9, by deleting the word, “**affected**” and inserting in lieu thereof, the word “**effected**”; and

Further amend the title, enacting clause and intersectional references accordingly.

On motion of Representative Smith (118), **House Amendment No. 1** was adopted.

Representative Pearce offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Substitute for House Committee Substitute for Senate Substitute No.2 for Senate Committee Substitute for Senate Bill Nos. 248, 100, 118, 233, 247, 341, & 420, Page 89, Section 2, Line 11, by deleting the words, “**personnel advisory board.**” and inserting in lieu thereof, the words, “**office of administration.**”; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Pearce, **House Amendment No. 2** was adopted.

Representative Cooper (120) offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Substitute for House Committee Substitute for Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill Nos. 248, 100, 118, 233, 247, 341, & 420, Pages 2-3, Section 56.807, Lines 5-17, by removing said section from the bill; and

Further amend said bill, Pages 83-84, Section 488.020, by deleting said section from the bill; and

Further amend the title, enacting clause and intersectional references accordingly.

On motion of Representative Cooper (120), **House Amendment No. 3** was adopted.

Representative Luetkemeyer offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Substitute for House Committee Substitute for Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill Nos. 248, 100, 118, 233, 247, 341, & 420, Page 91, Section 2, Line 19 of said page, by inserting immediately after said line the following:

“Section 3. Notwithstanding any other law or regulation to the contrary, any health carrier, as defined in section 376.1350, RSMo, may offer, as an option, one or more health benefit plans which contain deductibles, coinsurance, coinsurance differentials, or variable copayments.”; and

Further amend said bill, by amending the title and enacting clause accordingly.

Representative Luetkemeyer moved that **House Amendment No. 4** be adopted.

Which motion was defeated by the following vote:

AYES: 031

Bruns	Byrd	Davis 19	Deeken	Dixon
Fares	Icet	Jackson	Jetton	King
Kingery	Lager	Luetkemeyer	May	Mayer
Moore	Morris	Myers	Parker	Phillips
Reinhart	Richard	Roark	Ruestman	Rupp
Schlottach	Taylor	Viebrock	Wallace	Wilson 119
Wood				

NOES: 125

Adams	Angst	Avery	Barnitz	Bearden
Behnen	Bishop	Bivins	Black	Bland
Bough	Boykins	Bringer	Brooks	Brown
Burnett	Campbell	Carnahan	Cooper 120	Cooper 155
Corcoran	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Darrough	Daus	Davis 122	Dempsey
Dethrow	Donnelly	Dougherty	Dusenberg	El-Amin

1841 *Journal of the House*

Emery	Engler	Ervin	Fraser	George
Goodman	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
Kratky	Kuessner	Lawson	Lembke	LeVota
Liese	Lipke	Lowe	Marsh	McKenna
Meiners	Merideth	Muckler	Munzlinger	Nieves
Page	Pearce	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Sager	Salva
Sander	Schaaf	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Thompson	Threlkeld	Townley
Villa	Vogt	Wagner	Walker	Walsh
Walton	Ward	Wasson	Whorton	Wildberger
Wilson 130	Wilson 25	Wilson 42	Witte	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

PRESENT: 000

ABSENT WITH LEAVE: 007

Abel	Baker	Bean	Graham	Green
Miller	Willoughby			

Representative Rupp offered **House Amendment No. 5**.

Representative Hobbs raised a point of order that **House Amendment No. 5** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

On motion of Representative Smith (118), **HS HCS SS#2 SCS SBs 248, 100, 118, 233, 247, 341 & 420, as amended**, was adopted.

On motion of Representative Smith (118), **HS HCS SS#2 SCS SBs 248, 100, 118, 233, 247, 341 & 420, as amended**, was read the third time and passed by the following vote:

AYES: 152

Abel	Adams	Angst	Avery	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Guest	Hampton
Harris 110	Harris 23	Haywood	Hilgemann	Hobbs
Holand	Hoskins	Hubbard	Hunter	Icet
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King

Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lipke	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Moore	Morris	Muckler	Munzlinger
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Viebrock	Villa
Vogt	Wagner	Walker	Wallace	Walsh
Walton	Ward	Wasson	Whorton	Wildberger
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 005

Campbell	Henke	Merideth	Selby	Townley
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PRESENT: 000

ABSENT WITH LEAVE: 006

Baker	Graham	Green	Miller	Myers
Willoughby				

Speaker Hanaway declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 146

Abel	Adams	Angst	Avery	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Byrd	Cooper 120
Cooper 155	Corcoran	Crawford	Crowell	Cunningham 145
Cunningham 86	Curls	Darrough	Daus	Davis 122
Davis 19	Deeken	Dempsey	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	Emery	Engler
Ervin	Fares	Fraser	George	Goodman
Guest	Hampton	Harris 110	Harris 23	Haywood
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Icet	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lawson	Lembke	LeVota	Liese
Lipke	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Moore	Morris	Muckler
Munzlinger	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid

1843 *Journal of the House*

Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Viebrock
Villa	Vogt	Walker	Wallace	Walsh
Walton	Ward	Wasson	Whorton	Wildberger
Wilson 119	Wilson 130	Wilson 42	Witte	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 010

Burnett	Campbell	El-Amin	Henke	Lowe
Merideth	Myers	Selby	Townley	Wilson 25

PRESENT: 000

ABSENT WITH LEAVE: 007

Baker	Carnahan	Graham	Green	Miller
Wagner	Willoughby			

HCS SB 243, relating to state property preservation fund, was taken up by Representative Deeken.

On motion of Representative Deeken, **HCS SB 243** was adopted.

On motion of Representative Deeken, **HCS SB 243** was read the third time and passed by the following vote:

AYES: 156

Abel	Adams	Angst	Avery	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Ice	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lawson	Lembke	LeVota	Liese
Lipke	Lowe	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Merideth	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Selby	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14

Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Walker	Wallace	Walsh
Walton	Ward	Wasson	Whorton	Wildberger
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yates	Young	Zweifel
Madam Speaker				

NOES: 001

Yaeger

PRESENT: 000

ABSENT WITH LEAVE: 006

Baker	Graham	Green	Miller	Wagner
Willoughby				

Speaker Hanaway declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 139

Abel	Angst	Avery	Barnitz	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Boykins	Bringer	Brown
Bruns	Byrd	Campbell	Cooper 120	Cooper 155
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Guest	Hampton
Harris 110	Haywood	Hilgemann	Hobbs	Holand
Hubbard	Hunter	Ice	Jackson	Jetton
Johnson 47	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	Liese	Lipke	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Merideth	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Threlkeld	Townley
Viebrock	Villa	Vogt	Walker	Wallace
Walton	Ward	Wasson	Whorton	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yates	Zweifel	Madam Speaker	

NOES: 017

Adams	Brooks	Burnett	Carnahan	Corcoran
Harris 23	Henke	Hoskins	Johnson 61	Johnson 90
LeVota	Sager	Thompson	Walsh	Wildberger
Yaeger	Young			

PRESENT: 001

Dougherty

ABSENT WITH LEAVE: 006

Baker	Graham	Green	Miller	Wagner
Willoughby				

SENATE CONCURRENT RESOLUTIONS

SCR 16, relating to a joint interim committee, was taken up by Representative Cunningham (86).

Representative Johnson (47) assumed the Chair.

On motion of Representative Cunningham (86), **SCR 16** was adopted.

SCR 12, relating to prison facilities, was taken up by Representative Cooper (120).

On motion of Representative Cooper (120), **SCR 12** was adopted.

HOUSE RESOLUTIONS

HR 495, relating to use of the Chamber, was taken up by Representative Harris (23).

On motion of Representative Harris (23), **HR 495** was adopted.

HR 1086, relating to use of the Chamber, was taken up by Representative Crowell.

On motion of Representative Crowell, **HR 1086** was adopted.

BILLS IN CONFERENCE

CCR SCS HCS HB 427, relating to basic civil legal services fund, was taken up by Representative Byrd.

On motion of Representative Byrd, **CCR SCS HCS HB 427** was adopted by the following vote:

AYES: 156

Abel	Angst	Avery	Barnitz	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Boykins	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Guest	Hampton
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lipke
Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Merideth	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Townley	Viebrock	Villa
Vogt	Walker	Wallace	Walsh	Walton
Ward	Wasson	Whorton	Wildberger	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 007

Adams	Baker	Graham	Green	Miller
Wagner	Willoughby			

On motion of Representative Byrd, **CCS SCS HCS HB 427** was read the third time and passed by the following vote:

AYES: 155

Abel	Angst	Avery	Barnitz	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Boykins	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell

1847 *Journal of the House*

Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Guest	Hampton
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lipke
Lowe	Luetkemeyer	Marsh	May	Mayer
Meiners	Merideth	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Selby	Self	Shoemaker	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Walker	Wallace	Walsh	Walton	Ward
Wasson	Whorton	Wildberger	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 008

Adams	Baker	Graham	Green	McKenna
Miller	Wagner	Willoughby		

Representative Johnson (47) declared the bill passed.

CCR SCS HCS HB 613, as amended, relating to court procedures, was taken up by Representative Byrd.

On motion of Representative Byrd, **CCR SCS HCS HB 613, as amended**, was adopted by the following vote:

AYES: 149

Angst	Avery	Barnitz	Bean	Bearden
Behnen	Bishop	Bivins	Black	Bland
Bough	Boykins	Bringer	Brooks	Brown
Bruns	Burnett	Byrd	Campbell	Carnahan
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser

George	Goodman	Guest	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hobbs
Holand	Hoskins	Hubbard	Hunter	Ice
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lipke	Lowe
Luetkemeyer	Marsh	May	Mayer	Meiners
Merideth	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Parker	Pearce	Phillips
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Townley	Viebrock	Villa
Vogt	Walker	Wallace	Walsh	Walton
Wasson	Wildberger	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Young	Zweifel	Madam Speaker	

NOES: 004

Page	Selby	Ward	Whorton
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PRESENT: 000

ABSENT WITH LEAVE: 010

Abel	Adams	Baker	Graham	Green
McKenna	Miller	Portwood	Wagner	Willoughby

Speaker Hanaway resumed the Chair.

On motion of Representative Byrd, **CCS SCS HCS HB 613**, was read the third time and passed by the following vote:

AYES: 151

Abel	Angst	Avery	Barnitz	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Boykins	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Guest	Hampton
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter
Ice	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lipke
Lowe	Luetkemeyer	Marsh	May	Mayer

1849 *Journal of the House*

Meiners	Merideth	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Walker	Wallace
Walsh	Walton	Wasson	Wildberger	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 004

Page	Selby	Ward	Whorton
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PRESENT: 000

ABSENT WITH LEAVE: 008

Adams	Baker	Graham	Green	McKenna
Miller	Wagner	Willoughby		

Speaker Hanaway declared the bill passed.

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCR 32**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS HCS HB 138**, entitled:

An act to repeal sections 217.305 and 217.380, RSMo, and to enact in lieu thereof five new sections relating to the department of corrections.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HS HB 470**, entitled:

An act to repeal section 195.417, and to enact in lieu thereof two new sections relating to products used to produce methamphetamine, with penalty provisions.

With Senate Amendment No. 2 and Senate Amendment No. 4.

Senate Amendment No. 2

AMEND Senate Substitute for Senate Committee Substitute for House Substitute for House Bill No. 470, Page 1, Section 195.417, Line 6, by striking the word “**two**” and inserting in lieu thereof the word “**three**”; and

Further amend said section, said page, Line 13, by striking the word “**two**” and inserting in lieu thereof the word “**three**”.

Senate Amendment No. 4

AMEND Senate Substitute for Senate Committee Substitute for House Substitute for House Bill No. 470, Page 3, Section 577.075, Line 16, by inserting after all of said line the following:

“Section 1. In any case where there is a violation of Chapter 195, RSMo, a judge may, upon a finding of guilt, order a defendant to pay for costs for testing of the substances at a private laboratory.”.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 655**, entitled:

An act to repeal sections 162.680 and 162.962, RSMo, and to enact in lieu thereof two new sections relating to special education services.

With Senate Amendment No. 1.

Senate Amendment No. 1

AMEND House Bill No. 655, Page 2, Section 162.962, Line 22, by inserting immediately after said line the following:

“Section 1. Any student with a cochlear implant who attends the public schools of this state shall be entitled to an individualized education program upon the request of that student’s parent or legal guardian.”; and

Further amend the title and enacting clause accordingly.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS HB 412**, entitled:

An act to repeal sections 105.473, 105.485, 105.487, 105.492, 105.957, 105.961, 105.963, 105.973, 130.011, 130.016, 130.021, 130.026, 130.036, 130.046, 130.049, 130.050, and 130.057, RSMo, and to enact in lieu thereof twenty new sections relating to ethics, with penalty provisions.

With Senate Amendment No. 2, Senate Amendment No. 4, Senate Amendment No. 1 to Senate Amendment No. 6, Senate Amendment No. 6, as amended, Senate Amendment No. 1 to Senate Amendment No. 7, Senate Amendment No. 7, as amended, and Senate Amendment No. 8.

Senate Amendment No. 2

AMEND Senate Substitute for House Bill No. 412, Page 65, Section 130.036, Line 3, by inserting immediately after said line the following:

“130.041. 1. Except as provided in subsection 5 of section 130.016, the candidate, if applicable, treasurer or deputy treasurer of every committee which is required to file a statement of organization, shall file a legibly printed or typed disclosure report of receipts and expenditures. The reports shall be filed with the appropriate officer designated in section 130.026 at the times and for the periods prescribed in section 130.046. Except as provided in sections 130.049 and 130.050, each report shall set forth:

(1) The full name, as required in the statement of organization pursuant to subsection 5 of section 130.021, and mailing address of the committee filing the report and the full name, mailing address and telephone number of the committee's treasurer and deputy treasurer if the committee has named a deputy treasurer;

(2) The amount of money, including cash on hand at the beginning of the reporting period;

(3) Receipts for the period, including:

(a) Total amount of all monetary contributions received which can be identified in the committee's records by name and address of each contributor. In addition, the candidate committee shall make a reasonable effort to obtain and report the employer, or occupation if self-employed or notation of retirement, of each person from whom the committee received one or more contributions which in the aggregate total in excess of one hundred dollars and shall make a reasonable effort to obtain and report a description of any contractual relationship over five hundred dollars between the contributor and the state if the candidate is seeking election to a state office or between the contributor and any political subdivision of the state if the candidate is seeking election to another political subdivision of the state;

(b) Total amount of all anonymous contributions accepted;

(c) Total amount of all monetary contributions received through fund-raising events or activities from participants whose names and addresses were not obtained with such contributions, with an attached statement or copy of the statement describing each fund-raising event as required in subsection 6 of section 130.031;

(d) Total dollar value of all in-kind contributions received;

(e) A separate listing by name and address and employer, or occupation if self-employed or notation of retirement, of each person from whom the committee received contributions, in money or any other thing of value, aggregating more than one hundred dollars, together with the date and amount of each such contribution;

(f) A listing of each loan received by name and address of the lender and date and amount of the loan. For each loan of more than one hundred dollars, a separate statement shall be attached setting forth the name and address of the lender and each person liable directly, indirectly or contingently, and the date, amount and terms of the loan;

(4) Expenditures for the period, including:

(a) The total dollar amount of expenditures made by check drawn on the committee's depository;

(b) The total dollar amount of expenditures made in cash;

(c) The total dollar value of all in-kind expenditures made;

(d) The full name and mailing address of each person to whom an expenditure of money or any other thing of value in the amount of more than one hundred dollars has been made, contracted for or incurred, together with the date, amount and purpose of each expenditure. Expenditures of one hundred dollars or less may be grouped and listed by categories of expenditure showing the total dollar amount of expenditures in each category, except that the report shall contain an itemized listing of each payment made to campaign workers by name, address, date, amount and purpose of each payment and the aggregate amount paid to each such worker;

(e) A list of each loan made, by name and mailing address of the person receiving the loan, together with the amount, terms and date;

(5) The total amount of cash on hand as of the closing date of the reporting period covered, including amounts in depository accounts and in petty cash fund;

(6) The total amount of outstanding indebtedness as of the closing date of the reporting period covered;

(7) The amount of expenditures for or against a candidate or ballot measure during the period covered and the cumulative amount of expenditures for or against that candidate or ballot measure, with each candidate being listed by name, mailing address and office sought. For the purpose of disclosure reports, expenditures made in support of more than one candidate or ballot measure or both shall be apportioned reasonably among the candidates or ballot measure or both. In apportioning expenditures to each candidate or ballot measure, political party committees and continuing committees need not include expenditures for maintaining a permanent office, such as expenditures for salaries of regular staff, office facilities and equipment or other expenditures not designed to support or oppose any particular candidates

or ballot measures; however, all such expenditures shall be listed pursuant to subdivision (4) of this subsection[;]. **The amount of expenditure apportioned to each candidate shall be reported to the candidate and to the Missouri ethics commission and to the appropriate election authority as described in section 130.026. Such report shall be made within ten days of making such expenditure. The report made to the Missouri ethics commission shall be made in an electronic format as prescribed by the commission and shall become a part of the candidate's disclosure report;**

(8) A separate listing by full name and address of any committee including a candidate committee controlled by the same candidate for which a transfer of funds or a contribution in any amount has been made during the reporting period, together with the date and amount of each such transfer or contribution;

(9) A separate listing by full name and address of any committee, including a candidate committee controlled by the same candidate from which a transfer of funds or a contribution in any amount has been received during the reporting period, together with the date and amount of each such transfer or contribution;

(10) Each committee that receives a contribution which is restricted or designated in whole or in part by the contributor for transfer to a particular candidate, committee or other person shall include a statement of the name and address of that contributor in the next disclosure report required to be filed after receipt of such contribution, together with the date and amount of any such contribution which was so restricted or designated by that contributor, together with the name of the particular candidate or committee to whom such contribution was so designated or restricted by that contributor and the date and amount of such contribution.

2. For the purpose of this section and any other section in this chapter except sections 130.049 and 130.050 which requires a listing of each contributor who has contributed a specified amount, the aggregate amount shall be computed by adding all contributions received from any one person during the following periods:

(1) In the case of a candidate committee, the period shall begin on the date on which the candidate became a candidate according to the definition of the term "candidate" in section 130.011 and end at 11:59 p.m. on the day of the primary election, if the candidate has such an election or at 11:59 p.m. on the day of the general election. If the candidate has a general election held after a primary election, the next aggregating period shall begin at 12:00 midnight on the day after the primary election day and shall close at 11:59 p.m. on the day of the general election. Except that for contributions received during the thirty-day period immediately following a primary election, the candidate shall designate whether such contribution is received as a primary election contribution or a general election contribution;

(2) In the case of a campaign committee, the period shall begin on the date the committee received its first contribution and end on the closing date for the period for which the report or statement is required;

(3) In the case of a political party committee or a continuing committee, the period shall begin on the first day of January of the year in which the report or statement is being filed and end on the closing date for the period for which the report or statement is required; except, if the report or statement is required to be filed prior to the first day of July in any given year, the period shall begin on the first day of July of the preceding year.

3. The disclosure report shall be signed and attested by the committee treasurer or deputy treasurer and by the candidate in case of a candidate committee.

4. The words "consulting or consulting services, fees, or expenses", or similar words, shall not be used to describe the purpose of a payment as required in this section. The reporting of any payment to such an independent contractor shall be on a form supplied by the appropriate officer, established by the ethics commission and shall include identification of the specific service or services provided including, but not limited to, public opinion polling, research on issues or opposition background, print or broadcast media production, print or broadcast media purchase, computer programming or data entry, direct mail production, postage, rent, utilities, phone solicitation, or fund raising, and the dollar amount prorated for each service."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 4

AMEND Senate Substitute for House Bill No. 412, Page 15, Section 105.487, Line 14, by striking the opening and closing brackets; and further amend said line by striking the word "thirty-first"; and further amend said section and page, Line 15, by striking the opening and closing brackets; and further amend said line by striking the word "march".

Senate Amendment No. 1
to
Senate Amendment No. 6

AMEND Senate Substitute for House Bill No. 412, Page 6, Section 105.955, Lines 8-9, by striking all of said lines and insert in lieu thereof the following:

“that derives any portion of its income from a political party, a candidate who is subject to the jurisdiction of the commission or a committee as defined in Section 130.011”.

Senate Amendment No. 6

AMEND Senate Substitute for House Bill No. 412, Page 19, Section 105.497, Line 4 of said page, by inserting immediately after said line the following:

“105.955. 1. A bipartisan “Missouri Ethics Commission”, composed of six members, is hereby established. The commission shall be assigned to the office of administration with supervision by the office of administration only for budgeting and reporting as provided by subdivisions (4) and (5) of subsection 6 of section 1 of the Reorganization Act of 1974. Supervision by the office of administration shall not extend to matters relating to policies, regulative functions or appeals from decisions of the commission, and the commissioner of administration, any employee of the office of administration, or the governor, either directly or indirectly, shall not participate or interfere with the activities of the commission in any manner not specifically provided by law and shall not in any manner interfere with the budget request of or withhold any moneys appropriated to the commission by the general assembly. All members of the commission shall be appointed by the governor with the advice and consent of the senate from lists submitted pursuant to this section. Each congressional district committee of the political parties having the two highest number of votes cast for their candidate for governor at the last gubernatorial election shall submit two names of eligible nominees for membership on the commission to the governor, and the governor shall select six members from such nominees to serve on the commission.

2. Within thirty days of submission of the person's name to the governor as provided in subsection 1 of this section, and in order to be an eligible nominee for appointment to the commission, a person shall file a financial interest statement in the manner provided by section 105.485 and shall provide the governor, the president pro tempore of the senate, and the commission with a list of all political contributions and the name of the candidate or committee, political party, or continuing committee, as defined in chapter 130, RSMo, to which those contributions were made within the four-year period prior to such appointment, made by the nominee, the nominee's spouse, or any business entity in which the nominee has a substantial interest. The information shall be maintained by the commission and available for public inspection during the period of time during which the appointee is a member of the commission. In order to be an eligible nominee for membership on the commission, a person shall be a citizen and a resident of the state and shall have been a registered voter in the state for a period of at least five years preceding the person's appointment.

3. The term of each member shall be for four years, except that of the members first appointed, the governor shall select three members from even-numbered congressional districts and three members from odd-numbered districts. Not more than three members of the commission shall be members of the same political party, nor shall more than one member be from any one United States congressional district. Not more than two members appointed from the even-numbered congressional districts shall be members of the same political party, and no more than two members from the odd-numbered congressional districts shall be members of the same political party. Of the members first appointed, the terms of the members appointed from the odd-numbered congressional districts shall expire on March 15, 1994, and the terms of the members appointed from the even-numbered congressional districts shall expire on March 15, 1996. Thereafter all successor members of the commission shall be appointed for four-year terms. Terms of successor members of the commission shall expire on March fifteenth of the fourth year of their term. No member of the commission shall serve on the commission after the expiration of the member's term. No person shall be appointed to more than one full four-year term on the commission.

4. Vacancies or expired terms on the commission shall be filled in the same manner as the original appointment was made, except as provided in this subsection. Within thirty days of the vacancy or ninety days before the expiration of the term, the names of two eligible nominees for membership on the commission shall be submitted to the governor by the congressional district committees of the political party or parties of the vacating member or members, from the even- or odd-numbered congressional districts, based on the residence of the vacating member or members, other than

from the congressional district committees from districts then represented on the commission and from the same congressional district party committee or committees which originally appointed the member or members whose positions are vacated. Appointments to fill vacancies or expired terms shall be made within forty-five days after the deadline for submission of names by the congressional district committees, and shall be subject to the same qualifications for appointment and eligibility as is provided in subsections 2 and 3 of this section. Appointments to fill vacancies for unexpired terms shall be for the remainder of the unexpired term of the member whom the appointee succeeds, and such appointees shall be eligible for appointment to one full four-year term. If the congressional district committee does not submit the required two nominees within the thirty days or if the congressional district committee does not submit the two nominees within an additional thirty days after receiving notice from the governor to submit the nominees, then the governor may appoint a person or persons who shall be subject to the same qualifications for appointment and eligibility as provided in subsections 2 and 3 of this section.

5. The governor, with the advice and consent of the senate, may remove any member only for substantial neglect of duty, inability to discharge the powers and duties of office, gross misconduct or conviction of a felony or a crime involving moral turpitude. Members of the commission also may be removed from office by concurrent resolution of the general assembly signed by the governor. If such resolution receives the vote of two-thirds or more of the membership of both houses of the general assembly, the signature of the governor shall not be necessary to effect removal. The office of any member of the commission who moves from the congressional district from which the member was appointed shall be deemed vacated upon such change of residence.

6. The commission shall elect biennially one of its members as the chairman. The chairman may not succeed himself or herself after two years. No member of the commission shall succeed as chairman any member of the same political party as himself or herself. At least four members are necessary to constitute a quorum, and at least four affirmative votes shall be required for any action or recommendation of the commission.

7. No member or employee of the commission, during the person's term of service, shall hold or be a candidate for any other public office.

8. In the event that a retired judge is appointed as a member of the commission, the judge shall not serve as a special investigator while serving as a member of the commission.

9. No member of the commission shall, during the member's term of service or within one year thereafter:

- (1) Be employed by the state or any political subdivision of the state;
- (2) Be employed as a lobbyist;
- (3) Serve on any other governmental board or commission;
- (4) Be an officer of any political party or political organization;
- (5) Permit the person's name to be used, or make contributions, in support of or in opposition to any candidate or proposition;

(6) Participate in any way in any election campaign; except that a member or employee of the commission shall retain the right to register and vote in any election, to express the person's opinion privately on political subjects or candidates, to participate in the activities of a civic, community, social, labor or professional organization and to be a member of a political party.

10. **No employee of the commission shall, during the employee's period of employment:**

- (1) Have a financial interest in any corporation, partnership, limited liability company, or other business entity in which a candidate subject to the jurisdiction of the commission has a financial interest; or**
- (2) Make a contribution to a candidate or committee as defined in section 130.011, RSMo.**

11. No person shall be hired by the commission who has been employed by a political party, candidate, or committee as defined in section 130.011 at any time during the one-year period prior to the beginning date of employment with the commission.

12. Each member of the commission shall receive, as full compensation for the member's services, the sum of one hundred dollars per day for each full day actually spent on work of the commission, and the member's actual and necessary expenses incurred in the performance of the member's official duties.

[11.] 13. The commission shall appoint an executive director who shall serve subject to the supervision of and at the pleasure of the commission, but in no event for more than six years. The executive director shall be responsible for the administrative operations of the commission and perform such other duties as may be delegated or assigned to the director by law or by rule of the commission. The executive director shall employ staff and retain such contract services as the director deems necessary, within the limits authorized by appropriations by the general assembly.

[12.] 14. Beginning on January 1, 1993, all lobbyist registration and expenditure reports filed pursuant to section 105.473, financial interest statements filed pursuant to subdivision (1) of section 105.489, and campaign finance

disclosure reports filed other than with election authorities or local election authorities as provided by section 130.026, RSMo, shall be filed with the commission.

[13.] **15.** Within sixty days of the initial meeting of the first commission appointed, the commission shall obtain from the clerk of the supreme court or the state courts administrator a list of retired appellate and circuit court judges who did not leave the judiciary as a result of being defeated in an election. The executive director shall determine those judges who indicate their desire to serve as special investigators and to investigate any and all complaints referred to them by the commission. The executive director shall maintain an updated list of those judges qualified and available for appointment to serve as special investigators. Such list shall be updated at least annually. The commission shall refer complaints to such special investigators on that list on a rotating schedule which ensures a random assignment of each special investigator. Each special investigator shall receive only one unrelated investigation at a time and shall not be assigned to a second or subsequent investigation until all other eligible investigators on the list have been assigned to an investigation. In the event that no special investigator is qualified or available to conduct a particular investigation, the commission may appoint a special investigator to conduct such particular investigation.

[14.] **16.** The commission shall have the following duties and responsibilities relevant to the impartial and effective enforcement of sections 105.450 to 105.496 and chapter 130, RSMo, as provided in sections 105.955 to 105.963:

(1) Receive and review complaints regarding alleged violation of sections 105.450 to 105.496 and chapter 130, RSMo, conduct initial reviews and investigations regarding such complaints as provided herein; refer complaints to appropriate prosecuting authorities and appropriate disciplinary authorities along with recommendations for sanctions; and initiate judicial proceedings as allowed by sections 105.955 to 105.963;

(2) Review and audit any reports and statements required by the campaign finance disclosure laws contained in chapter 130, RSMo, and financial interest disclosure laws or lobbyist registration and reporting laws as provided by sections 105.470 to 105.492, for timeliness, accuracy and completeness of content as provided in sections 105.955 to 105.963;

(3) Develop appropriate systems to file and maintain an index of all such reports and statements to facilitate public access to such information, except as may be limited by confidentiality requirements otherwise provided by law, including cross-checking of information contained in such statements and reports. The commission may enter into contracts with the appropriate filing officers to effectuate such system. Such filing officers shall cooperate as necessary with the commission as reasonable and necessary to effectuate such purposes;

(4) Provide information and assistance to lobbyists, elected and appointed officials, and employees of the state and political subdivisions in carrying out the provisions of sections 105.450 to 105.496 and chapter 130, RSMo;

(5) Make recommendations to the governor and general assembly or any state agency on the need for further legislation with respect to the ethical conduct of public officials and employees and to advise state and local government in the development of local government codes of ethics and methods of disclosing conflicts of interest as the commission may deem appropriate to promote high ethical standards among all elected and appointed officials or employees of the state or any political subdivision thereof and lobbyists;

(6) Render advisory opinions as provided by this section;

(7) Promulgate rules relating to the provisions of sections 105.955 to 105.963 and chapter 130, RSMo. All rules and regulations issued by the commission shall be prospective only in operation;

(8) Request and receive from the officials and entities identified in subdivision (6) of section 105.450 designations of decision-making public servants.

[15.] **17.** In connection with such powers provided by sections 105.955 to 105.963 and chapter 130, RSMo, the commission may:

(1) Subpoena witnesses and compel their attendance and testimony. Subpoenas shall be served and enforced in the same manner provided by section 536.077, RSMo;

(2) Administer oaths and affirmations;

(3) Take evidence and require by subpoena duces tecum the production of books, papers, and other records relating to any matter being investigated or to the performance of the commission's duties or exercise of its powers. Subpoenas duces tecum shall be served and enforced in the same manner provided by section 536.077, RSMo;

(4) Employ such personnel, including legal counsel, and contract for services including legal counsel, within the limits of its appropriation, as it deems necessary provided such legal counsel, either employed or contracted, represents the Missouri ethics commission before any state agency or before the courts at the request of the Missouri ethics commission. Nothing in this section shall limit the authority of the Missouri ethics commission as provided for in subsection 2 of section 105.961; and

(5) Obtain information from any department, division or agency of the state or any political subdivision reasonably calculated to lead to the discovery of evidence which will reasonably assist the commission in carrying out the duties prescribed in sections 105.955 to 105.963 and chapter 130, RSMo.

[16.] **18.** (1) Upon written request for an advisory opinion received by the commission, and if the commission determines that the person requesting the opinion would be directly affected by the application of law to the facts presented by the requesting person, the commission shall issue a written opinion advising the person who made the request, in response to the person's particular request, regarding any issue that the commission can receive a complaint on pursuant to section 105.957. The commission may decline to issue a written opinion by a vote of four members and shall provide to the requesting person the reason for the refusal in writing. The commission shall give an approximate time frame as to when the written opinion shall be issued. Such advisory opinions shall be issued no later than ninety days from the date of receipt by the commission. Such requests and advisory opinions, deleting the name and identity of the requesting person, shall be compiled and published by the commission on at least an annual basis. Advisory opinions issued by the commission shall be maintained and made available for public inspection and copying at the office of the commission during normal business hours. Any advisory opinion or portion of an advisory opinion rendered pursuant to this subsection shall be withdrawn by the commission if, after hearing thereon, the joint committee on administrative rules finds that such advisory opinion is beyond or contrary to the statutory authority of the commission or is inconsistent with the legislative intent of any law enacted by the general assembly, and after the general assembly, by concurrent resolution, votes to adopt the findings and conclusions of the joint committee on administrative rules. Any such concurrent resolution adopted by the general assembly shall be published at length by the commission in its publication of advisory opinions of the commission next following the adoption of such resolution, and a copy of such concurrent resolution shall be maintained by the commission, along with the withdrawn advisory opinion, in its public file of advisory opinions. The commission shall also send a copy of such resolution to the person who originally requested the withdrawn advisory opinion. Any advisory opinion issued by the ethics commission shall act as legal direction to any person requesting such opinion and no person shall be liable for relying on the opinion and it shall act as a defense of justification against prosecution. An advisory opinion of the commission shall not be withdrawn unless:

- (a) The authorizing statute is declared unconstitutional;
- (b) The opinion goes beyond the power authorized by statute; or
- (c) The authorizing statute is changed to invalidate the opinion.

(2) Upon request, the attorney general shall give the attorney general's opinion, without fee, to the commission, any elected official of the state or any political subdivision, any member of the general assembly, or any director of any department, division or agency of the state, upon any question of law regarding the effect or application of sections 105.450 to 105.496, or chapter 130, RSMo. Such opinion need be in writing only upon request of such official, member or director, and in any event shall be rendered within sixty days that such request is delivered to the attorney general.

[17.] **19.** The state auditor and the state auditor's duly authorized employees who have taken the oath of confidentiality required by section 29.070, RSMo, may audit the commission and in connection therewith may inspect materials relating to the functions of the commission. Such audit shall include a determination of whether appropriations were spent within the intent of the general assembly, but shall not extend to review of any file or document pertaining to any particular investigation, audit or review by the commission, an investigator or any staff or person employed by the commission or under the supervision of the commission or an investigator. The state auditor and any employee of the state auditor shall not disclose the identity of any person who is or was the subject of an investigation by the commission and whose identity is not public information as provided by law.

[18.] **20.** From time to time but no more frequently than annually the commission may request the officials and entities described in subdivision (6) of section 105.450 to identify for the commission in writing those persons associated with such office or entity which such office or entity has designated as a decision-making public servant. Each office or entity delineated in subdivision (6) of section 105.450 receiving such a request shall identify those so designated within thirty days of the commission's request.”; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 1
to
Senate Amendment No. 7

AMEND Senate Amendment No. 7 to Senate Substitute for House Bill No. 412, Page 9, Section 105.955, Line 20, by inserting after all of said line the following:

“(4) Such subpoenas shall be sealed by the circuit clerk until such time as the matter is referred to the prosecuting attorney”; and further renumber the remaining subdivision accordingly.

Senate Amendment No. 7

AMEND Senate Substitute for House Bill No. 412, Page 19, Section 105.497, Line 4 of said page, by inserting after all of said line the following:

“105.955. 1. A bipartisan “Missouri Ethics Commission”, composed of six members, is hereby established. The commission shall be assigned to the office of administration with supervision by the office of administration only for budgeting and reporting as provided by subdivisions (4) and (5) of subsection 6 of section 1 of the Reorganization Act of 1974. Supervision by the office of administration shall not extend to matters relating to policies, regulative functions or appeals from decisions of the commission, and the commissioner of administration, any employee of the office of administration, or the governor, either directly or indirectly, shall not participate or interfere with the activities of the commission in any manner not specifically provided by law and shall not in any manner interfere with the budget request of or withhold any moneys appropriated to the commission by the general assembly. All members of the commission shall be appointed by the governor with the advice and consent of the senate from lists submitted pursuant to this section. Each congressional district committee of the political parties having the two highest number of votes cast for their candidate for governor at the last gubernatorial election shall submit two names of eligible nominees for membership on the commission to the governor, and the governor shall select six members from such nominees to serve on the commission.

2. Within thirty days of submission of the person's name to the governor as provided in subsection 1 of this section, and in order to be an eligible nominee for appointment to the commission, a person shall file a financial interest statement in the manner provided by section 105.485 and shall provide the governor, the president pro tempore of the senate, and the commission with a list of all political contributions and the name of the candidate or committee, political party, or continuing committee, as defined in chapter 130, RSMo, to which those contributions were made within the four-year period prior to such appointment, made by the nominee, the nominee's spouse, or any business entity in which the nominee has a substantial interest. The information shall be maintained by the commission and available for public inspection during the period of time during which the appointee is a member of the commission. In order to be an eligible nominee for membership on the commission, a person shall be a citizen and a resident of the state and shall have been a registered voter in the state for a period of at least five years preceding the person's appointment.

3. The term of each member shall be for four years, except that of the members first appointed, the governor shall select three members from even-numbered congressional districts and three members from odd-numbered districts. Not more than three members of the commission shall be members of the same political party, nor shall more than one member be from any one United States congressional district. Not more than two members appointed from the even-numbered congressional districts shall be members of the same political party, and no more than two members from the odd-numbered congressional districts shall be members of the same political party. Of the members first appointed, the terms of the members appointed from the odd-numbered congressional districts shall expire on March 15, 1994, and the terms of the members appointed from the even-numbered congressional districts shall expire on March 15, 1996. Thereafter all successor members of the commission shall be appointed for four-year terms. Terms of successor members of the commission shall expire on March fifteenth of the fourth year of their term. No member of the commission shall serve on the commission after the expiration of the member's term. No person shall be appointed to more than one full four-year term on the commission.

4. Vacancies or expired terms on the commission shall be filled in the same manner as the original appointment was made, except as provided in this subsection. Within thirty days of the vacancy or ninety days before the expiration of the term, the names of two eligible nominees for membership on the commission shall be submitted to the governor by the congressional district committees of the political party or parties of the vacating member or members, from the even- or odd-numbered congressional districts, based on the residence of the vacating member or members, other than from the congressional district committees from districts then represented on the commission and from the same congressional district party committee or committees which originally appointed the member or members whose positions are vacated. Appointments to fill vacancies or expired terms shall be made within forty-five days after the deadline for submission of names by the congressional district committees, and shall be subject to the same qualifications for appointment and eligibility as is provided in subsections 2 and 3 of this section. Appointments to fill vacancies for unexpired terms shall be for the remainder of the unexpired term of the member whom the appointee succeeds, and such appointees shall be eligible for appointment to one full four-year term. If the congressional district committee does not

submit the required two nominees within the thirty days or if the congressional district committee does not submit the two nominees within an additional thirty days after receiving notice from the governor to submit the nominees, then the governor may appoint a person or persons who shall be subject to the same qualifications for appointment and eligibility as provided in subsections 2 and 3 of this section.

5. The governor, with the advice and consent of the senate, may remove any member only for substantial neglect of duty, inability to discharge the powers and duties of office, gross misconduct or conviction of a felony or a crime involving moral turpitude. Members of the commission also may be removed from office by concurrent resolution of the general assembly signed by the governor. If such resolution receives the vote of two-thirds or more of the membership of both houses of the general assembly, the signature of the governor shall not be necessary to effect removal. The office of any member of the commission who moves from the congressional district from which the member was appointed shall be deemed vacated upon such change of residence.

6. The commission shall elect biennially one of its members as the chairman. The chairman may not succeed himself or herself after two years. No member of the commission shall succeed as chairman any member of the same political party as himself or herself. At least four members are necessary to constitute a quorum, and at least four affirmative votes shall be required for any action or recommendation of the commission.

7. No member or employee of the commission, during the person's term of service, shall hold or be a candidate for any other public office.

8. In the event that a retired judge is appointed as a member of the commission, the judge shall not serve as a special investigator while serving as a member of the commission.

9. No member of the commission shall, during the member's term of service or within one year thereafter:

(1) Be employed by the state or any political subdivision of the state;

(2) Be employed as a lobbyist;

(3) Serve on any other governmental board or commission;

(4) Be an officer of any political party or political organization;

(5) Permit the person's name to be used, or make contributions, in support of or in opposition to any candidate or proposition;

(6) Participate in any way in any election campaign; except that a member or employee of the commission shall retain the right to register and vote in any election, to express the person's opinion privately on political subjects or candidates, to participate in the activities of a civic, community, social, labor or professional organization and to be a member of a political party.

10. Each member of the commission shall receive, as full compensation for the member's services, the sum of one hundred dollars per day for each full day actually spent on work of the commission, and the member's actual and necessary expenses incurred in the performance of the member's official duties.

11. The commission shall appoint an executive director who shall serve subject to the supervision of and at the pleasure of the commission, but in no event for more than six years. The executive director shall be responsible for the administrative operations of the commission and perform such other duties as may be delegated or assigned to the director by law or by rule of the commission. The executive director shall employ staff and retain such contract services as the director deems necessary, within the limits authorized by appropriations by the general assembly.

12. Beginning on January 1, 1993, all lobbyist registration and expenditure reports filed pursuant to section 105.473, financial interest statements filed pursuant to subdivision (1) of section 105.489, and campaign finance disclosure reports filed other than with election authorities or local election authorities as provided by section 130.026, RSMo, shall be filed with the commission.

13. Within sixty days of the initial meeting of the first commission appointed, the commission shall obtain from the clerk of the supreme court or the state courts administrator a list of retired appellate and circuit court judges who did not leave the judiciary as a result of being defeated in an election. The executive director shall determine those judges who indicate their desire to serve as special investigators and to investigate any and all complaints referred to them by the commission. The executive director shall maintain an updated list of those judges qualified and available for appointment to serve as special investigators. Such list shall be updated at least annually. The commission shall refer complaints to such special investigators on that list on a rotating schedule which ensures a random assignment of each special investigator. Each special investigator shall receive only one unrelated investigation at a time and shall not be assigned to a second or subsequent investigation until all other eligible investigators on the list have been assigned to an investigation. In the event that no special investigator is qualified or available to conduct a particular investigation, the commission may appoint a special investigator to conduct such particular investigation.

14. The commission shall have the following duties and responsibilities relevant to the impartial and effective enforcement of sections 105.450 to 105.496 and chapter 130, RSMo, as provided in sections 105.955 to 105.963:

(1) Receive and review complaints regarding alleged violation of sections 105.450 to 105.496 and chapter 130, RSMo, conduct initial reviews and investigations regarding such complaints as provided herein; refer complaints to appropriate prosecuting authorities and appropriate disciplinary authorities along with recommendations for sanctions; and initiate judicial proceedings as allowed by sections 105.955 to 105.963;

(2) Review and audit any reports and statements required by the campaign finance disclosure laws contained in chapter 130, RSMo, and financial interest disclosure laws or lobbyist registration and reporting laws as provided by sections 105.470 to 105.492, for timeliness, accuracy and completeness of content as provided in sections 105.955 to 105.963;

(3) Develop appropriate systems to file and maintain an index of all such reports and statements to facilitate public access to such information, except as may be limited by confidentiality requirements otherwise provided by law, including cross-checking of information contained in such statements and reports. The commission may enter into contracts with the appropriate filing officers to effectuate such system. Such filing officers shall cooperate as necessary with the commission as reasonable and necessary to effectuate such purposes;

(4) Provide information and assistance to lobbyists, elected and appointed officials, and employees of the state and political subdivisions in carrying out the provisions of sections 105.450 to 105.496 and chapter 130, RSMo;

(5) Make recommendations to the governor and general assembly or any state agency on the need for further legislation with respect to the ethical conduct of public officials and employees and to advise state and local government in the development of local government codes of ethics and methods of disclosing conflicts of interest as the commission may deem appropriate to promote high ethical standards among all elected and appointed officials or employees of the state or any political subdivision thereof and lobbyists;

(6) Render advisory opinions as provided by this section;

(7) Promulgate rules relating to the provisions of sections 105.955 to 105.963 and chapter 130, RSMo. All rules and regulations issued by the commission shall be prospective only in operation;

(8) Request and receive from the officials and entities identified in subdivision (6) of section 105.450 designations of decision-making public servants.

15. In connection with such powers provided by sections 105.955 to 105.963 and chapter 130, RSMo, the commission may:

(1) **After the filing of a contested case, apply to a circuit court for the issuance of a subpoena to witnesses [and] to compel their attendance and testimony. Subpoenas shall be served and enforced in the same manner provided [by section 536.077, RSMo] in the Missouri Rules of Civil Procedure;**

(2) Administer oaths and affirmations;

(3) **Take evidence and [require by], after the filing of a contested case, apply to a circuit court for the issuance of a subpoena duces tecum the production of books, papers, and other records relating to any matter being investigated or to the performance of the commission's duties or exercise of its powers. Subpoenas duces tecum shall be served and enforced in the same manner provided [by section 536.077, RSMo] in the Missouri Rules of Civil Procedure;**

(4) Employ such personnel, including legal counsel, and contract for services including legal counsel, within the limits of its appropriation, as it deems necessary provided such legal counsel, either employed or contracted, represents the Missouri ethics commission before any state agency or before the courts at the request of the Missouri ethics commission. Nothing in this section shall limit the authority of the Missouri ethics commission as provided for in subsection 2 of section 105.961; and

(5) Obtain information from any department, division or agency of the state or any political subdivision reasonably calculated to lead to the discovery of evidence which will reasonably assist the commission in carrying out the duties prescribed in sections 105.955 to 105.963 and chapter 130, RSMo.

16. (1) Upon written request for an advisory opinion received by the commission, and if the commission determines that the person requesting the opinion would be directly affected by the application of law to the facts presented by the requesting person, the commission shall issue a written opinion advising the person who made the request, in response to the person's particular request, regarding any issue that the commission can receive a complaint on pursuant to section 105.957. The commission may decline to issue a written opinion by a vote of four members and shall provide to the requesting person the reason for the refusal in writing. The commission shall give an approximate time frame as to when the written opinion shall be issued. Such advisory opinions shall be issued no later than ninety days from the date of receipt by the commission. Such requests and advisory opinions, deleting the name and identity of the requesting person, shall be compiled and published by the commission on at least an annual basis. Advisory opinions issued by the commission shall be maintained and made available for public inspection and copying at the office of the commission during normal business hours. Any advisory opinion or portion of an advisory opinion rendered pursuant to this subsection shall be withdrawn by the commission if, after hearing thereon, the joint committee on administrative

rules finds that such advisory opinion is beyond or contrary to the statutory authority of the commission or is inconsistent with the legislative intent of any law enacted by the general assembly, and after the general assembly, by concurrent resolution, votes to adopt the findings and conclusions of the joint committee on administrative rules. Any such concurrent resolution adopted by the general assembly shall be published at length by the commission in its publication of advisory opinions of the commission next following the adoption of such resolution, and a copy of such concurrent resolution shall be maintained by the commission, along with the withdrawn advisory opinion, in its public file of advisory opinions. The commission shall also send a copy of such resolution to the person who originally requested the withdrawn advisory opinion. Any advisory opinion issued by the ethics commission shall act as legal direction to any person requesting such opinion and no person shall be liable for relying on the opinion and it shall act as a defense of justification against prosecution. An advisory opinion of the commission shall not be withdrawn unless:

- (a) The authorizing statute is declared unconstitutional;
- (b) The opinion goes beyond the power authorized by statute; or
- (c) The authorizing statute is changed to invalidate the opinion.

(2) Upon request, the attorney general shall give the attorney general's opinion, without fee, to the commission, any elected official of the state or any political subdivision, any member of the general assembly, or any director of any department, division or agency of the state, upon any question of law regarding the effect or application of sections 105.450 to 105.496, or chapter 130, RSMo. Such opinion need be in writing only upon request of such official, member or director, and in any event shall be rendered within sixty days that such request is delivered to the attorney general.

17. The state auditor and the state auditor's duly authorized employees who have taken the oath of confidentiality required by section 29.070, RSMo, may audit the commission and in connection therewith may inspect materials relating to the functions of the commission. Such audit shall include a determination of whether appropriations were spent within the intent of the general assembly, but shall not extend to review of any file or document pertaining to any particular investigation, audit or review by the commission, an investigator or any staff or person employed by the commission or under the supervision of the commission or an investigator. The state auditor and any employee of the state auditor shall not disclose the identity of any person who is or was the subject of an investigation by the commission and whose identity is not public information as provided by law.

18. From time to time but no more frequently than annually the commission may request the officials and entities described in subdivision (6) of section 105.450 to identify for the commission in writing those persons associated with such office or entity which such office or entity has designated as a decision-making public servant. Each office or entity delineated in subdivision (6) of section 105.450 receiving such a request shall identify those so designated within thirty days of the commission's request.”; and

Further amend said bill, Page 23, Section 105.961, Line 4 of said page, by inserting after the word “sections.” the following:

“Discovery for such hearing and any subsequent contested case hearing shall be limited to only information that is reasonably calculated to lead to admissible evidence regarding the subject matter of the complaint.”; and

Further amend said bill and section, Page 27, Lines 6 to 21, by striking all of said lines and renumber the remaining subdivision accordingly.

Senate Amendment No. 8

AMEND Senate Substitute for House Bill No. 412, Page 79, Section 130.047, Line 29, by inserting after all of said line the following:

“9. In any case that challenges the commission’s assessment of a late filing fee for any filing that is required to be made electronically, the commission shall bear the burden of proving that its electronic filing system was operable at the time the filing was required to be made”.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like Committee

from the House on **HCS SS SCS SB 36, as amended**: Senators Klindt, Steelman, Clemens, Caskey and Kennedy.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House on **HS HCS SCS SB 199, as amended**: Senators Childers, Griesheimer, Nodler, Caskey and Quick.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House on **HS HCS SCS SB 686, as amended**: Senators Russell, Foster, Childers, Caskey and Stoll.

And further, that the Senate conferees are allowed to exceed the differences by allowing school districts to place on the ballot bond issues for the purposes of rebuilding property damaged by severe weather.

HOUSE BILLS WITH SENATE AMENDMENTS

SS HB 412, as amended, relating to ethics, was taken up by Representative Goodman.

Representative Goodman moved that the House refuse to adopt **SS HB 412, as amended**, and request the Senate to recede from its position or, failing to do so, grant the House a conference.

Which motion was adopted.

SS SCS HS HB 470, as amended, relating to methamphetamine, was taken up by Representative Mayer.

Representative Mayer moved that the House refuse to adopt **SS SCS HS HB 470, as amended**, and request the Senate to recede from its position or, failing to do so, grant the House a conference.

Which motion was adopted.

HB 655, with Senate Amendment No. 1, relating to special education services, was taken up by Representative Wilson (130).

Representative Wilson (130) moved that the House refuse to concur in **Senate Amendment No. 1** to **HB 655** and request the Senate to recede from its position or, failing to do so, grant the House a conference.

Which motion was adopted.

SS HCS HB 73, as amended, relating to the higher education savings program, was taken up by Representative Luetkemeyer.

SS HCS HB 73, as amended, was laid over.

SCS HCS HBs 346 & 174, relating to the public school retirement systems, was taken up by Representative Dempsey.

On motion of Representative Dempsey, **SCS HCS HBs 346 & 174** was adopted by the following vote:

AYES: 152

Abel	Angst	Avery	Barnitz	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Bringer	Brooks	Brown
Bruns	Burnett	Byrd	Campbell	Carnahan
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Guest	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hobbs
Holand	Hoskins	Hubbard	Hunter	Ice
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lembke
Le Vota	Liese	Lipke	Lowe	Luetkemeyer
Marsh	May	Mayer	Meiners	Merideth
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Walker	Wallace
Walsh	Walton	Ward	Wasson	Wildberger
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 000

PRESENT: 001

Whorton

ABSENT WITH LEAVE: 010

Adams	Baker	Boykins	Graham	Green
Lawson	McKenna	Miller	Wagner	Willoughby

On motion of Representative Dempsey, **SCS HCS HBs 346 & 174** was truly agreed to and finally passed by the following vote:

1863 *Journal of the House*

AYES: 150

Abel	Angst	Avery	Barnitz	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Bringer	Brooks	Brown
Bruns	Burnett	Byrd	Campbell	Carnahan
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Guest	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hobbs
Holand	Hoskins	Hubbard	Hunter	Icet
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kuessner	Lager	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Meiners	Merideth	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Townley	Viebrock	Villa
Vogt	Walker	Wallace	Walsh	Walton
Ward	Wasson	Wildberger	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 000

PRESENT: 001

Whorton

ABSENT WITH LEAVE: 012

Adams	Baker	Boykins	Graham	Green
Kratky	Lawson	Mayer	McKenna	Miller
Wagner	Willoughby			

Speaker Hanaway declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 149

Abel	Angst	Avery	Barnitz	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Boykins	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Carnahan
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Daus

Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Guest	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hobbs
Holand	Hoskins	Hubbard	Hunter	Ice
Jackson	Jetton	Johnson 47	Johnson 90	Jolly
Jones	Kelly 144	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	Meiners	Merideth	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Selby	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Townley	Viebrock	Villa
Vogt	Walker	Wallace	Walsh	Walton
Ward	Wasson	Wildberger	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Madam Speaker	

NOES: 001

Johnson 61

PRESENT: 002

Campbell Whorton

ABSENT WITH LEAVE: 011

Adams	Baker	Graham	Green	Lawson
McKenna	Miller	Seigfreid	Wagner	Willoughby
Zweifel				

COMMITTEE REPORT

Committee on Tax Policy, Chairman Cooper (120) reporting:

Madam Speaker: Your Committee on Tax Policy, to which was referred **SCS SB 675**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

REFERRAL OF SENATE BILL

The following Senate Bill was referred to the Committee indicated:

SCS SB 675 - Budget (Fiscal Note)

REFERRAL OF HOUSE RESOLUTION

The following House Resolution was referred to the Committee indicated:

HR 2755 - Rules

REFERRAL OF SENATE CONCURRENT RESOLUTIONS

The following Senate Concurrent Resolutions were referred to the Committee indicated:

SCR 2 - Education

SCR 17 - Children and Families

SCR 20 - Corrections and State Institutions

SCR 21 - Agriculture

CONFERENCE COMMITTEE REPORT #3 ON HOUSE COMMITTEE SUBSTITUTE FOR SENATE SUBSTITUTE FOR SENATE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 36

The Conference Committee appointed on House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 36, with House Amendment Nos. 1, 2, 3, 4, House Amendment No. 1 to House Amendment No. 5, House Amendment No. 3 to House Amendment No. 5, House Amendment No. 5, as amended, House Amendment Nos. 6, 7, 9, 10, House Substitute Amendment No. 1 for House Amendment No. 11, and House Amendment No. 12, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 36, as amended;
2. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for Senate Bill No. 36;
3. That the attached Conference Committee Substitute #3 for House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 36, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ David Klindt
/s/ Sarah Steelman
/s/ Dan Clemens
/s/ Harold L. Caskey
/s/ Harry Kennedy

FOR THE HOUSE:

/s/ Peter Myers
/s/ Dennis Wood
/s/ Merrill Townley
/s/ Wes Shoemyer
/s/ Rachel Bringer

**CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 69**

The Conference Committee appointed on House Committee Substitute for Senate Committee Substitute for Senate Bill No. 69 begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Committee Substitute for Senate Bill No. 69;
2. That the Senate recede from its position on Senate Committee Substitute for Senate Bill No. 69;
3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 69, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Anita Yeckel
/s/ Gary Nodler
/s/ Delbert Scott
/s/ Harry Kennedy
/s/ Charles Wheeler

FOR THE HOUSE:

/s/ Brian Baker
/s/ Neal St. Onge
/s/ Randall N. Angst
/s/ Craig Bland
/s/ Curt Dougherty

**CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 298**

The Conference Committee appointed on House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 298, with House Amendment Nos. 1, 2, 3, 4, and 10, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 298, as amended;
2. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for Senate Bill No. 298;
3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 298, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ John Griesheimer
/s/ Doyle Childers
/s/ Sarah Steelman
/s/ James Mathewson
/s/ Stephen Stoll

FOR THE HOUSE:

/s/ Robert Johnson
/s/ Kevin Engler
/s/ Thomas Villa
/s/ Cathy Jolly

**CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 379**

The Conference Committee appointed on House Committee Substitute for Senate Committee Substitute for Senate Bill No. 379, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Committee Substitute for Senate Bill No. 379;
2. That the Senate recede from its position on Senate Committee Substitute for Senate Bill No. 379;
3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 379, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Norma Champion
/s/ Gary Nodler
/s/ Doyle Childers
/s/ James Mathewson
/s/ Charles Wheeler

FOR THE HOUSE:

/s/ Mark Wright
/s/ Larry Morris
/s/ Bob Dixon
/s/ Thomas George
/s/ Ray Salva

**CONFERENCE COMMITTEE REPORT NO. 2
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 552**

The Conference Committee appointed on House Committee Substitute for Senate Bill No. 552, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Bill No. 552;
2. That Senate Bill No. 552, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Anita Yeckel
/s/ John Loudon
/s/ John Cauthorn
/s/ Jim Mathewson
/s/ Maida Coleman

FOR THE HOUSE:

/s/ Richard Byrd
/s/ Todd Smith
/s/ Marilyn Ruestman
/s/ Esther Haywood
/s/ Margaret Donnelly

**CONFERENCE COMMITTEE REPORT
ON
HOUSE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 555**

The Conference Committee appointed on House Substitute for House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 555, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Substitute for House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 555;
2. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for Senate Bill No. 555;
3. That the attached Conference Committee Substitute for House Substitute for House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 555, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Peter Kinder
/s/ Sarah Steelman
/s/ David Klindt
/s/ Wayne Goode
/s/ Patrick Dougherty

FOR THE HOUSE:

/s/ Lanie G. Black III
/s/ Richard Byrd
/s/ Peter Myers
/s/ Thomas George
/s/ Gina Walsh

COMMITTEE REPORTS

Committee on Conservation and Natural Resources, Chairman Townley reporting:

Madam Speaker: Your Committee on Conservation and Natural Resources, to which was referred **SS SCS SBs 361, 103, 156 & 329**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Amendment No. 1, House Committee Amendment No. 2, House Committee Amendment No. 3 and House Committee Amendment No. 4.**

House Committee Amendment No. 1

AMEND Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 361, 103, 156 & 329, Page 42, Section 393.017, Lines 1 to 22, by deleting all of said section; and

Further amend said bill in the title and enacting clause accordingly.

House Committee Amendment No. 2

AMEND Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 361, 103, 156 & 329, Pages 29 to 30, Section 250.140, Lines 1 to 12, by deleting all of said section; and

Further amend said bill in the title and enacting clause accordingly.

House Committee Amendment No. 3

AMEND Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 361, 103, 156 & 329, Pages 61 to 62, Section 644.145, Lines 1 to 20, by deleting all of said section; and

Further amend said bill in the title and enacting clause accordingly.

House Committee Amendment No. 4

AMEND Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 361, 103, 156 & 329, Page 2, Section 204.600, Line 3, by inserting immediately after the word “**RSMo**”, the words “**except sewer districts subject to Section 204.472, RSMo.**”.

Committee on Crime Prevention and Public Safety, Chairman Mayer reporting:

Madam Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **SS SCS SB 5**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Committee on Judiciary, Chairman Byrd reporting:

Madam Speaker: Your Committee on Judiciary, to which was referred **SCR 7**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Madam Speaker: Your Committee on Judiciary, to which was referred **SCS SB 421**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Committee on Small Business, Chairman St. Onge reporting:

Madam Speaker: Your Committee on Small Business, to which was referred **HR 887**, begs leave to report it has examined the same and recommends that it **Do Pass**.

HOUSE RESOLUTION NO. 887

WHEREAS, since many small businesses only have one choice for providing health care for their employees because they are unable to attract insurance carriers to provide them with less expensive and more flexible benefit

options, small businesses in the United States are desperate to find more health insurance choices to provide affordable health care for their employees; and

WHEREAS, even though many small businesses have cut back on the health insurance coverage they provide and increased the costs to their employees, they are still finding it almost impossible to provide health insurance to their employees, which leaves employees uncovered and, therefore, increases the ranks of the employed but uninsured; and

WHEREAS, with small business creating up to 75% of net new jobs in the United States and with 56% of the 41.2 million uninsured in the country already either working a full-time, full-year job or depending upon a person who does, it is imperative that these individuals receive insurance through their employers; and

WHEREAS, currently only 61% of small businesses are offering health benefits, which is down from the 67% just three years ago, while more than two-thirds of Americans rely on their employer for health insurance; and

WHEREAS, the problem is especially acute for small businesses with less than fifty employees, where only 47% of employers currently provide health insurance benefits for their employees and only 24% of small businesses that employ "low wage" workers offer health plans; and

WHEREAS, volume purchasing of insurance is the key to reducing costs and improving benefit options for small employers, and by purchasing coverage through association health plans, small businesses can pool together nationally and prevent the isolation that drives up costs and reduces options; and

WHEREAS, on March 6, 2003, Senator Olympia Snowe introduced, with Senator Kit Bond and Senator Jim Talent of Missouri as co-sponsors, the "Small Business Health Fairness Act of 2003", or S.545, in the United States Senate; and

WHEREAS, this legislation amends Title I of the Employee Retirement Income Security Act of 1974 to improve access and choices for entrepreneurs with small businesses with respect to medical care for their employees, and will give small businesses the same market-based advantages and leverage that large employers and unions currently enjoy to provide health insurance for their employees by allowing small businesses to pool together nationally; and

WHEREAS, by permitting small businesses to purchase health insurance coverage for their employees through association health plans, small businesses will have the same advantages that large employers and unions currently have:

NOW, THEREFORE, BE IT RESOLVED that we, the members of the Missouri House of Representatives, Ninety-second General Assembly, hereby declare our support for and urge the 108th Congress of the United States to enact the "Small Business Health Fairness Act of 2003", S.545, introduced in the United States Senate by Senator Snowe and co-sponsored by both Senator Kit Bond and Senator Jim Talent of Missouri; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare properly inscribed copies of this resolution for each member of the Missouri Congressional delegation.

Committee on Transportation and Motor Vehicles, Chairman Crawford reporting:

Madam Speaker: Your Committee on Transportation and Motor Vehicles, to which was referred **SB 598**, begs leave to report it has examined the same and recommends that it **Do Pass**.

**SUPPLEMENTAL CALENDAR
(May 13, 2003)**

SENATE BILL FOR THIRD READING

HCS SCS SB 675, E.C. (Budget 5-13-03) - Cooper (120)

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SS SS SCS HCS HB 600, as amended**, and has taken up and passed **CCS SS SS SCS HCS HB 600**.

Emergency clause adopted.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HS HCS SS SCS SB 555**, and has taken up and passed **CCS HS HCS SS SCS SB 555**.

Emergency clause adopted.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SCS SB 379**, and has taken up and passed **CCS HCS SCS SB 379**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SS SCS SB 298, as amended**, and has taken up and passed **CCS HCS SS SCS SB 298**.

COMMUNICATION

May 13, 2003

Steve Davis
Chief Clerk
Missouri House of Representatives
State Capitol Building
Jefferson City, MO 65101

I am writing to inform you, per RSMo 105.461, that my wife Jennifer Page has a contractual relationship with an entity that has a contract with St. Anthony's Hospital in St. Louis County to run their Acute Rehabilitation unit.

St. Anthony's Hospital currently receives inadequate reimbursement for Medicaid patients and it's survival as a trauma center for St. Louis County is at risk. Loss of trauma service would be devastating for our county. I intend to advocate for adequate reimbursement for St. Anthony's Hospital so that they may continue to serve my community.

Please contact me if you have any questions regarding my intentions.

Sincerely,

/s/ Sam Page

ADJOURNMENT

On motion of Representative Crowell, the House adjourned until 10:00 a.m., Wednesday, May 14, 2003.

CORRECTIONS TO THE HOUSE JOURNAL

Correct House Journal, Sixty-ninth Day, Monday, May 12, 2003, Page 1788, by deleting Lines 30 and 31 and inserting in lieu thereof the following: "The House conferees on **HCS SCS SB 379** are allowed to exceed the differences by deleting certain sentences."

AFFIDAVITS

I, State Representative Tom Dempsey, District 18, hereby state and affirm that my vote as recorded on Pages 1752 and 1753 of the House Journal for Monday, May 12, 2003 showing that I voted absent with leave were incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 13th day of May 2003.

/s/ Tom Dempsey
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 13th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Jane Cunningham, District 86, hereby state and affirm that my vote as recorded on Page 1753 of the House Journal for Monday, May 12, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 13th day of May 2003.

/s/ Jane Cunningham
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 13th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Steve Hunter, District 127, hereby state and affirm that my vote as recorded on Page 1755 of the House Journal for Monday, May 12, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 13th day of May 2003.

/s/ Steve Hunter
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 13th day of May in the year 2003.

/s/ Patricia W. Parris
Notary Public

Attest: /s/ Stephen S. Davis
Chief Clerk

I, State Representative John Quinn, District 7, hereby state and affirm that my vote as recorded on Page 1755 of the House Journal for Monday, May 12, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 13th day of May 2003.

/s/ John Quinn
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 13th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

1875 *Journal of the House*

I, State Representative Bryan Pratt, District 55, hereby state and affirm that my vote as recorded on Pages 1762 and 1763 of the House Journal for Monday, May 12, 2003 showing that I voted absent with leave were incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 13th day of May 2003.

/s/ Bryan Pratt
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 13th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Vicki Schneider, District 17, hereby state and affirm that my vote as recorded on Page 1789 of the House Journal for Monday, May 12, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 13th day of May 2003.

/s/ Vicki Schneider
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 13th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

BUDGET

Wednesday, May 14, 2003, 8:30 a.m. Hearing Room 3.
Public hearing, fiscal review and possible Executive Session.
Public Hearing to be held on: SB 184, SCR 11

BUDGET

Thursday, May 15, 2003, 8:30 a.m. Hearing Room 3.
Public hearing, fiscal review, possible Executive Session on any legislation referred to committee.

BUDGET

Friday, May 16, 2003, 8:30 a.m. Hearing Room 3.

Public hearing, fiscal review, possible Executive Session on legislation referred to committee.

CONFERENCE COMMITTEE NOTICE

Wednesday, May 14, 2003, 8:00 a.m. Hearing Room 1.

Conference Committee on SS HS HCS HB 679 & 396.

CONFERENCE COMMITTEE NOTICE

Wednesday, May 14, 2003, 8:30 a.m. Pershing Gallery.

Conference Committee on HS HCS SCS SB 199 as amended.

CONFERENCE COMMITTEE NOTICE

Wednesday, May 14, 2003, 12:00 p.m. Senate Lounge.

Conference Committee on HS HCS SCS SB 686 as amended.

JOINT COMMITTEE ON CAPITAL IMPROVEMENTS AND LEASES OVERSIGHT

Wednesday, May 14, 2003, 8:30 a.m. Hearing Room 6.

HOUSE CALENDAR

SEVENTY-FIRST DAY, WEDNESDAY, MAY 14, 2003

HOUSE JOINT RESOLUTION FOR PERFECTION

HJR 26 - Roark

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 132, 173, 117 & 48 - Wright
- 2 HCS HB 215, 218, 115 & 83 - Myers
- 3 HCS HB 190 & 214 - Fares
- 4 HCS HB 51 - Mayer
- 5 HCS HB 387 - Pearce
- 6 HCS HB 109 & 34 - Fares
- 7 HB 263 - Cooper (120)
- 8 HCS HB 468 - Byrd
- 9 HCS HB 233 - Holand
- 10 HB 471 - Jackson
- 11 HCS HB 47 - Portwood
- 12 HCS HB 507 - Hubbard
- 13 HB 293, HCA 1 - Johnson (47)
- 14 HCS HB 345 - Cunningham (86)
- 15 HCS HB 385 - Cunningham (86)
- 16 HCS HB 447 - Townley

- 17 HB 618 - Yates
- 18 HCS HB 583 - Smith (118)

HOUSE BILL FOR THIRD READING

HS HCS HB 404, 324, 403, 344, 426 & 541 - Rector

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING

- 1 SCS SCR 8, (4-14-03, Pages 1021-1022) - El-Amin
- 2 SCR 11, (4-29-03, Pages 1395-1396, Budget 5-12-03) - Parker

SENATE CONCURRENT RESOLUTION

SS SCR 7, (4-07-03, Pages 946-947) - Byrd

SENATE BILL FOR THIRD READING - CONSENT

SB 214, HCA 1 - Byrd

SENATE BILLS FOR THIRD READING

- 1 SB 496 - Luetkemeyer
- 2 SS SB 34 - Pratt
- 3 HCS SS SCS SB 30 - Schneider
- 4 SS SB 13 - Crawford
- 5 HCS SB 469 - Byrd
- 6 HCS SB 39 - Mayer
- 7 SCS SB 620, E.C. - Dempsey
- 8 SS SB 219, E.C. - Smith (14)
- 9 HCS SCS SB 11, E.C. - Cooper (120)
- 10 HCS SS#2 SCS SB 481 - Crawford
- 11 HCS SB 184, (Budget 5-08-03) - Mayer
- 12 HCS SB 12 - Byrd
- 13 SS SS SCS SB 280 - Byrd
- 14 HCS SCS SB 38 - Hobbs
- 15 SCS SB 307, E.C. - Portwood
- 16 HCS SCS SB 675, E.C. (Budget 5-13-03) - Cooper (120)
- 17 SCS SB 421 - Byrd
- 18 HCS SS SCS SB 5, E.C. - Mayer
- 19 SS SCS SB 361, 103, 156, & 329, HCAs 1, 2, 3 & 4 - Townley
- 20 SB 598 - Wilson (130)

HOUSE BILLS WITH SENATE AMENDMENTS

- 1 SS HCS HB 73, as amended - Luetkemeyer
- 2 SCS HS HCS HB 228, as amended - Pearce
- 3 SS HCS HB 138 - Crawford

BILLS CARRYING REQUEST MESSAGES

- 1 SS HB 412, as amended (request Senate recede/grant conference) - Goodman
- 2 SS SCS HS HB 470, as amended (request Senate recede/grant conference) - Mayer
- 3 HB 655, SA 1 (request Senate recede/grant conf.) - Wilson (130)

BILLS IN CONFERENCE

- 1 CCR HS SCS SB 299 & 40, as amended - Bearden
- 2 HCS SB 401 - Pratt
- 3 CCR#2 HCS SB 552 - Byrd
- 4 CCR HCS SB 394, as amended - Byrd
- 5 CCR HCS SCS SB 379 - Wright
- 6 CCR#3 HCS SS SCS SB 36, as amended - Myers
- 7 HS HCS SCS SB 246, as amended - Rector
- 8 CCR HCS SB 186 - Munzlinger
- 9 SS SCS HS HB 668, as amended - Crawford
- 10 CCR HCS SCS SB 69 - Baker
- 11 CCR HCS SS SCS SB 298, as amended - Johnson (47)
- 12 CCR HS HCS SS SCS SB 555, E.C. - Black
- 13 SS HS HCS HB 679 & 396, as amended - Hanaway
- 14 HS HCS SB 173, as amended - Walton
- 15 HS HCS SCS SB 199, as amended - Johnson (47)
- 16 HS HCS SCS SB 686, as amended - Cunningham (86)

HOUSE RESOLUTION

HR 887 - St. Onge

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

SEVENTY-FIRST DAY, WEDNESDAY, MAY 14, 2003

Speaker Hanaway in the Chair.

Prayer by Reverend James Earl Jackson.

Heavenly Father, You have said, "A truly wise person uses few words; a person with understanding is even-tempered." Help us to remain calm in the midst of adversity and those who would use fewer words with greater impact.

Lord God, in these final days of the session, we look to You for closure and pray a successful end. We pray that what was accomplished here this year would have long-term consequences for the restored health and prosperity of our state. Our hope is that we served well the people of this great state.

As we transition back to family and private life, may we be aware in the coming days and months, that what we say is tremendously powerful as well as what we don't say. May our greatest investment be in truth, wisdom, discipline and good sense, and may we never part with them.

Now may the grace of our Lord and the love of God be with us all. To You be the glory, both now and forever. In the name of Your Son we pray. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Ashley Ledbetter, Brett McDonald, Chris Guzdial and Mary Cradick.

The Journal of the seventieth day was approved as corrected by the following vote:

AYES: 089

Avery	Baker	Bean	Bearden	Behnen
Bivins	Black	Bough	Brown	Bruns
Byrd	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dougherty	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Green
Guest	Hobbs	Holand	Hunter	Ice
Jackson	Jetton	Johnson 47	Kelly 144	Kingery
Lager	Lipke	Luetkemeyer	Marsh	Mayer
McKenna	Moore	Morris	Munzlinger	Myers
Nieves	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Salva	Sander
Schaaf	Schlottach	Schneider	Smith 14	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Vogt	Wagner

1880 *Journal of the House*

Wallace	Walton	Wasson	Wilson 119	Wilson 130
Wood	Wright	Yates	Madam Speaker	

NOES: 043

Adams	Bishop	Burnett	Campbell	Corcoran
Curls	Darrough	Daus	Davis 122	Donnelly
George	Graham	Harris 110	Harris 23	Haywood
Henke	Hoskins	Johnson 90	Jones	Kelly 36
Kratky	Kuessner	LeVota	Liese	Lowe
Meiners	Merideth	Muckler	Page	Ransdall
Sager	Schoemehl	Seigfreid	Selby	Skaggs
Villa	Walsh	Ward	Wildberger	Wilson 25
Witte	Yaeger	Zweifel		

PRESENT: 015

Bland	Bringer	Carnahan	El-Amin	Fraser
Hampton	Hubbard	Johnson 61	Jolly	Shoemyer
Spreng	Whorton	Willoughby	Wilson 42	Young

ABSENT WITH LEAVE: 016

Abel	Angst	Barnitz	Boykins	Brooks
Hilgemann	King	Lawson	Lembke	May
Miller	Parker	Self	Shoemaker	Smith 118
Walker				

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 2862

and

House Resolution No. 2863 - Representative Cunningham (86)

House Resolution No. 2864 - Representative Ransdall

House Resolution No. 2865 - Representative Lager

House Resolution No. 2866 - Representative Sander

House Resolution No. 2867 - Representative Lager

House Resolution No. 2868 - Representative Bruns

House Resolution No. 2869 - Representative Witte

House Resolution No. 2870

through

House Resolution No. 2872 - Representative Schneider

House Resolution No. 2873 - Representative Avery

House Resolution No. 2874 - Representative Wilson (42)

House Resolution No. 2875

through

House Resolution No. 2877 - Representative Goodman

COMMITTEE REPORTS

Committee on Budget, Chairman Bearden reporting:

Madam Speaker: Your Committee on Budget, to which was referred **SCR 11** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

Madam Speaker: Your Committee on Budget, to which was referred **HCS SB 184** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

Madam Speaker: Your Committee on Budget, to which was referred **HCS SCS SB 675** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SS HB 412, as amended**, and grants the House a conference thereon.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SS SCS HS HB 470, as amended**, and grants the House a conference thereon.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SS SCS HS HB 470, as amended**: Senators Bartle, Yeckel, Dolan, Wheeler and Kennedy.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has receded from its position on **Senate Amendment No. 1 to HB 655** and has taken up and passed **HB 655**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HS HCS SS#2 SCS SBs 248, 100, 118, 233, 247, 341 & 420, as amended**, and requests that the House to recede from its position and failing to do so grant the Senate a conference thereon.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SS SB 242** and has taken up and passed **HCS SS SB 242**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the conference on **HCS SB 401** has been dissolved and that the Senate has taken up and adopted **HCS SB 401** and has taken up and passed **HCS SB 401**.

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committees to act with like committees from the Senate on the following bills:

SS SCS HS HB 470: Representatives Mayer, Stevenson, Goodman, Jolly and Kuessner

SS HB 412: Representatives Goodman, Lager, Crowell, Seigfreid and Abel

THIRD READING OF SENATE BILLS

HCS SB 12, relating to the Religious Freedom Restoration Act, was taken up by Representative Byrd.

Representative Willoughby offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Bill No. 12, Page 2, Section 1.307, Line 17, by inserting immediately thereafter:

“5. In any civil action against a governmental authority for violation of the provisions of 1.302 to 1.307, the prevailing plaintiff shall be entitled to his or her actual damages, including reasonable attorney fees and costs.”.

Representative Willoughby moved that **House Amendment No. 1** be adopted.

Which motion was defeated by the following vote:

AYES: 063

Adams	Barnitz	Bishop	Bringer	Burnett
Campbell	Carnahan	Corcoran	Curls	Darrough
Daus	Davis 122	Donnelly	Dougherty	El-Amin
Fraser	George	Graham	Green	Hampton
Harris 110	Harris 23	Haywood	Henke	Hubbard
Johnson 90	Jolly	Jones	Kelly 36	Kratky
Kuessner	LeVota	Liese	Meiners	Merideth
Muckler	Myers	Page	Ransdall	Sager
Salva	Schoemehl	Seigfreid	Selby	Shoemyer
Skaggs	Spreng	Stevenson	Taylor	Thompson
Villa	Vogt	Walker	Walsh	Whorton
Wildberger	Willoughby	Wilson 25	Wilson 42	Witte
Yaeger	Young	Zweifel		

NOES: 089

Abel	Angst	Avery	Baker	Bean
Bearden	Behnen	Bivins	Black	Bough
Brown	Bruns	Byrd	Cooper 120	Cooper 155
Crawford	Crowell	Cunningham 145	Cunningham 86	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Dusenberg
Emery	Engler	Ervin	Fares	Goodman

Guest	Hobbs	Holand	Hoskins	Ice
Jackson	Jetton	Johnson 47	Kelly 144	King
Kingery	Lager	Lembke	Lipke	Luetkemeyer
Marsh	May	Mayer	Moore	Morris
Munzlinger	Nieves	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Reinhart
Richard	Roark	Ruestman	Rupp	Sander
Schaaf	Schlottach	Schneider	Self	Shoemaker
Smith 118	Smith 14	St. Onge	Stefanick	Sutherland
Threlkeld	Townley	Viebrock	Wagner	Wallace
Walton	Ward	Wasson	Wilson 119	Wilson 130
Wood	Wright	Yates	Madam Speaker	

PRESENT: 002

Johnson 61	Lowe
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ABSENT WITH LEAVE: 009

Bland	Boykins	Brooks	Hilgemann	Hunter
Lawson	McKenna	Miller	Rector	

Representative Crowell moved the previous question.

Which motion was adopted by the following vote:

AYES: 085

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dusenberg	Emery	Engler
Ervin	Fares	Guest	Hobbs	Holand
Hunter	Ice	Jackson	Jetton	Johnson 47
Kelly 144	King	Kingery	Lager	Lembke
Lipke	Luetkemeyer	Marsh	May	Mayer
Morris	Munzlinger	Myers	Nieves	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sander	Schaaf	Schlottach
Schneider	Self	Shoemaker	Smith 118	Smith 14
St. Onge	Stefanick	Sutherland	Taylor	Threlkeld
Townley	Viebrock	Wallace	Wasson	Wilson 119
Wilson 130	Wood	Wright	Yates	Madam Speaker

NOES: 070

Abel	Adams	Barnitz	Bishop	Bland
Bringer	Brooks	Burnett	Campbell	Carnahan
Corcoran	Curls	Darrough	Daus	Davis 122
Donnelly	Dougherty	El-Amin	Fraser	George
Graham	Green	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hoskins	Hubbard
Johnson 61	Johnson 90	Jolly	Jones	Kelly 36
Kratky	Kuessner	LeVota	Liese	Lowe
McKenna	Meiners	Merideth	Muckler	Page

1884 *Journal of the House*

Ransdall	Sager	Salva	Schoemehl	Seigfreid
Selby	Shoemyer	Skaggs	Spreng	Thompson
Villa	Vogt	Wagner	Walker	Walton
Ward	Whorton	Wildberger	Willoughby	Wilson 25
Wilson 42	Witte	Yaeger	Young	Zweifel

PRESENT: 000

ABSENT WITH LEAVE: 008

Boykins	Cooper 120	Goodman	Lawson	Miller
Moore	Stevenson	Walsh		

On motion of Representative Byrd, **HCS SB 12** was adopted.

On motion of Representative Byrd, **HCS SB 12** was read the third time and passed by the following vote:

AYES: 136

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bough	Bringer	Brown
Bruns	Byrd	Carnahan	Cooper 120	Cooper 155
Corcoran	Crawford	Crowell	Cunningham 145	Darrough
Daus	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
Emery	Engler	Ervin	Fares	George
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Hilgemann	Hobbs	Holand	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lembke
LeVota	Liese	Lipke	Luetkemeyer	May
Mayer	McKenna	Meiners	Merideth	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Selby	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Sutherland	Taylor
Threlkeld	Townley	Viebrock	Villa	Wagner
Wallace	Walsh	Ward	Wasson	Wildberger
Willoughby	Wilson 119	Wilson 130	Witte	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 010

Bland	Brooks	Fraser	Graham	Hoskins
Thompson	Vogt	Walton	Wilson 25	Wilson 42

PRESENT: 010

Burnett	Campbell	Curls	El-Amin	Henke
Hubbard	Johnson 61	Lowe	Walker	Whorton

ABSENT WITH LEAVE: 007

Boykins	Cunningham 86	Goodman	Lawson	Marsh
Miller	Stevenson			

Speaker Hanaway declared the bill passed.

HCS SCS SB 675, relating to special funds, was taken up by Representative Cooper (120).

Representative Cooper (120) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 675, Pages 2 and 3, Section 33.080, Lines 35 and 36, Lines 51 and 52, Lines 61 and 62, by deleting all of said lines and renumbering the subsection accordingly; and

Further amend said bill, Page 3, Section 33.080, Line 72, by deleting the words “**after the effective date of this act**” and inserting in lieu thereof the words “**before October 1, 2003**”; and

Further amend said bill, Page 4, Section 42.252, Line 1, by deleting the number “**42.252**” and inserting in lieu thereof the number “**43.252**”; and

Further amend said bill, Page 8, Section 374.150, Lines 18 and 19, by deleting the words “**fifty-five percent of the balance**” and inserting in lieu thereof the words “**six million fifteen thousand eight hundred and fifty-five dollars**”; and

Further amend the title, enacting clause, and intersectional references accordingly.

Representative Icet offered **House Amendment No. 1 to House Amendment No. 1**.

House Amendment No. 1

to

House Amendment No. 1

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 675, Page 1, Lines 12 and 13 of said amendment, by deleting the words “**six million fifteen thousand eight hundred and fifty-five dollars**” and inserting in lieu thereof the words “**seven million two hundred thousand dollars**”.

Representative Roark assumed the Chair.

Speaker Hanaway resumed the Chair.

On motion of Representative Icet, **House Amendment No. 1 to House Amendment No. 1** was adopted by the following vote:

AYES: 084

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Deeken	Dempsey
Dethrow	Dixon	Dusenberg	Emery	Engler
Ervin	Fares	Goodman	Guest	Hobbs
Hunter	Icet	Jackson	Jetton	Kingery
Lager	Lembke	Lipke	Luetkemeyer	Marsh
May	Mayer	Moore	Morris	Munzlinger
Myers	Nieves	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Rector
Reinhart	Richard	Ruestman	Rupp	Sander
Schaaf	Schlottach	Schneider	Self	Shoemaker
Smith 118	Smith 14	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Threlkeld	Townley	Viebrock
Wallace	Wasson	Whorton	Wilson 119	Wilson 130
Wood	Wright	Yates	Madam Speaker	

NOES: 073

Abel	Adams	Barnitz	Bishop	Bland
Bringer	Burnett	Campbell	Carnahan	Corcoran
Curls	Darrough	Daus	Davis 122	Davis 19
Donnelly	Dougherty	El-Amin	Fraser	George
Graham	Green	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Holand	Hoskins
Hubbard	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly 36	Kratky	Kuessner	LeVota
Liese	Lowe	McKenna	Meiners	Merideth
Muckler	Page	Ransdall	Roark	Sager
Salva	Schoemehl	Seigfreid	Selby	Shoemyer
Skaggs	Spreng	Thompson	Villa	Vogt
Wagner	Walker	Walsh	Walton	Ward
Wildberger	Willoughby	Wilson 25	Wilson 42	Witte
Yaeger	Young	Zweifel		

PRESENT: 000

ABSENT WITH LEAVE: 006

Boykins	Brooks	Kelly 144	King	Lawson
Miller				

On motion of Representative Cooper (120), **House Amendment No. 1, as amended**, was adopted.

Representative Bringer offered **House Amendment No. 2**.

Representative Cooper (120) raised a point of order that **House Amendment No. 2** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

Representative Merideth offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 675, Page 3, Section 33.080, Line 68, by deleting said line; and

Further amend the title, enacting clause, and intersectional references accordingly.

Representative Merideth moved that **House Amendment No. 3** be adopted.

Which motion was defeated by the following vote:

AYES: 071

Adams	Barnitz	Behnen	Bishop	Bringer
Burnett	Campbell	Carnahan	Corcoran	Curls
Darrrough	Daus	Dethrow	Donnelly	El-Amin
Fraser	George	Graham	Green	Hampton
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Hubbard	Jackson	Jetton	Johnson 61	Johnson 90
Jolly	Jones	Kelly 36	Kratky	LeVota
Liese	McKenna	Meiners	Merideth	Moore
Muckler	Munzlinger	Page	Ransdall	Roark
Sager	Salva	Schoemehl	Seigfreid	Selby
Shoemaker	Shoemyer	Skaggs	Spreng	Taylor
Thompson	Villa	Vogt	Wagner	Walker
Walsh	Walton	Ward	Whorton	Wildberger
Willoughby	Wilson 25	Witte	Yaeger	Young
Zweifel				

NOES: 072

Angst	Avery	Baker	Bean	Bearden
Bivins	Bough	Boykins	Brown	Bruns
Byrd	Cooper 120	Crawford	Crowell	Cunningham 145
Cunningham 86	Davis 19	Deeken	Dempsey	Dixon
Dusenberg	Emery	Engler	Ervin	Fares
Goodman	Guest	Hobbs	Hoskins	Ice
Kingery	Lager	Lembke	Lipke	Luetkemeyer
Marsh	May	Mayer	Morris	Myers
Nieves	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Rector	Reinhart
Ruestman	Rupp	Sander	Schaaf	Schlottach
Schneider	Self	Smith 118	Smith 14	St. Onge
Stefanick	Sutherland	Townley	Viebrock	Wasson
Wilson 119	Wilson 130	Wilson 42	Wood	Wright
Yates	Madam Speaker			

PRESENT: 000

1888 *Journal of the House*

ABSENT WITH LEAVE: 020

Abel	Black	Bland	Brooks	Cooper 155
Davis 122	Dougherty	Holand	Hunter	Johnson 47
Kelly 144	King	Kuessner	Lawson	Lowe
Miller	Richard	Stevenson	Threlkeld	Wallace

Representative Crowell moved the previous question.

Which motion was adopted by the following vote:

AYES: 085

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Guest
Hobbs	Hunter	Ice	Jackson	Jetton
Johnson 47	King	Kingery	Lager	Lembke
Lipke	Luetkemeyer	Marsh	May	Mayer
Moore	Morris	Munzlinger	Myers	Nieves
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sander	Schaaf
Schlottach	Schneider	Self	Shoemaker	Smith 118
Smith 14	St. Onge	Stefanick	Sutherland	Taylor
Threlkeld	Townley	Viebrock	Wasson	Wilson 119
Wilson 130	Wood	Wright	Yates	Madam Speaker

NOES: 067

Adams	Barnitz	Bishop	Bland	Boykins
Bringer	Burnett	Campbell	Carnahan	Corcoran
Curls	Darrough	Daus	Donnelly	El-Amin
Fraser	George	Graham	Green	Hampton
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Hoskins	Hubbard	Johnson 61	Johnson 90	Jolly
Jones	Kelly 36	Kratky	Kuessner	LeVota
Liese	Lowe	McKenna	Meiners	Merideth
Muckler	Page	Ransdall	Sager	Salva
Schoemehl	Seigfreid	Selby	Shoemyer	Skaggs
Spreng	Thompson	Villa	Vogt	Wagner
Walker	Walsh	Walton	Ward	Wildberger
Willoughby	Wilson 25	Wilson 42	Witte	Yaeger
Young	Zweifel			

PRESENT: 002

Dougherty	Whorton
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ABSENT WITH LEAVE: 009

Abel	Brooks	Davis 122	Holand	Kelly 144
Lawson	Miller	Stevenson	Wallace	

On motion of Representative Cooper (120), **HCS SCS SB 675, as amended**, was adopted.

On motion of Representative Cooper (120), **HCS SCS SB 675, as amended**, was read the third time and passed by the following vote:

AYES: 083

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Bough	Brown	Bruns
Byrd	Cooper 120	Cooper 155	Crowell	Cunningham 145
Cunningham 86	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Dusenberg	Emery	Engler	Ervin
Fares	Goodman	Guest	Hobbs	Hunter
Icet	Jackson	Jetton	Johnson 47	King
Kingery	Lager	Lembke	Lipke	Luetkemeyer
Marsh	May	Mayer	Moore	Morris
Munzlinger	Myers	Nieves	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Rector	Reinhart	Richard	Ruestman	Rupp
Sander	Schaaf	Schlottach	Schneider	Self
Shoemaker	Smith 118	Smith 14	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Threlkeld	Townley
Wallace	Wasson	Wilson 119	Wilson 130	Wood
Wright	Yates	Madam Speaker		

NOES: 073

Abel	Adams	Barnitz	Bishop	Black
Bland	Boykins	Bringer	Brooks	Burnett
Campbell	Carnahan	Corcoran	Crawford	Curls
Darrough	Daus	Davis 122	Donnelly	Dougherty
El-Amin	Fraser	George	Graham	Hampton
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Holand	Hoskins	Hubbard	Johnson 61	Johnson 90
Jolly	Jones	Kelly 36	Kratky	Kuessner
LeVota	Liese	Lowe	McKenna	Meiners
Merideth	Muckler	Page	Ransdall	Roark
Sager	Salva	Schoemehl	Seigfreid	Selby
Shoemyer	Skaggs	Spreng	Thompson	Villa
Vogt	Walker	Walsh	Walton	Ward
Wildberger	Willoughby	Wilson 25	Wilson 42	Witte
Yaeger	Young	Zweifel		

PRESENT: 000

ABSENT WITH LEAVE: 007

Green	Kelly 144	Lawson	Miller	Viebrock
Wagner	Whorton			

Speaker Hanaway declared the bill passed.

Representative Johnson (90) requested a verification of the roll call on the motion to third read and pass **HCS SCS SB 675, as amended**.

Representative Crowell moved the previous question.

1890 *Journal of the House*

Which motion was adopted by the following vote:

AYES: 083

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dusenberg	Emery	Engler
Ervin	Fares	Goodman	Guest	Hobbs
Hunter	Iceet	Jackson	Johnson 47	King
Kingery	Lager	Lembke	Lipke	Luetkemeyer
Marsh	May	Mayer	Moore	Morris
Munzlinger	Myers	Nieves	Parker	Pearce
Phillips	Portwood	Purgason	Quinn	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sander	Schaaf	Schlottach	Schneider	Self
Shoemaker	Smith 118	Smith 14	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Threlkeld	Townley
Viebrock	Wasson	Wilson 119	Wilson 130	Wood
Wright	Yates	Madam Speaker		

NOES: 066

Adams	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Campbell	Corcoran
Curls	Darrough	Daus	Donnelly	El-Amin
Fraser	George	Graham	Green	Hampton
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Hoskins	Hubbard	Johnson 61	Johnson 90	Jolly
Jones	Kelly 36	Kratky	Kuessner	LeVota
Liese	Lowe	McKenna	Merideth	Muckler
Page	Ransdall	Sager	Salva	Schoemehl
Seigfreid	Selby	Shoemyer	Skaggs	Spreng
Thompson	Villa	Vogt	Wagner	Walker
Walsh	Ward	Whorton	Wildberger	Willoughby
Wilson 25	Wilson 42	Witte	Yaeger	Young
Zweifel				

PRESENT: 001

Dougherty

ABSENT WITH LEAVE: 013

Abel	Carnahan	Cunningham 86	Davis 122	Holand
Jetton	Kelly 144	Lawson	Meiners	Miller
Pratt	Wallace	Walton		

The emergency clause was defeated by the following vote:

AYES: 077

Angst	Avery	Baker	Bean	Behnen
Bivins	Bough	Brown	Bruns	Byrd
Cooper 120	Cooper 155	Crawford	Crowell	Cunningham 145
Davis 19	Deeken	Dempsey	Dethrow	Dixon

Dusenberg	Emery	Engler	Ervin	Fares
Goodman	Hobbs	Hunter	Icet	Jackson
Johnson 47	King	Kingery	Lager	Lembke
Lipke	Luetkemeyer	Marsh	May	Mayer
Moore	Morris	Munzlinger	Myers	Nieves
Parker	Pearce	Phillips	Portwood	Purgason
Quinn	Rector	Reinhart	Richard	Rupp
Sander	Schaaf	Schlottach	Schneider	Seigfreid
Self	Smith 118	Smith 14	St. Onge	Stefanick
Stevenson	Sutherland	Threlkeld	Townley	Viebrock
Wasson	Wilson 119	Wilson 130	Wood	Wright
Yates	Madam Speaker			

NOES: 070

Adams	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Campbell	Corcoran
Curls	Darrough	Daus	Donnelly	Dougherty
El-Amin	Fraser	George	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hoskins	Hubbard	Johnson 61
Johnson 90	Jolly	Jones	Kelly 36	Kratky
Kuessner	LeVota	Liese	Lowe	McKenna
Meiners	Merideth	Muckler	Page	Ransdall
Roark	Sager	Salva	Schoemehl	Selby
Shoemyer	Skaggs	Spreng	Taylor	Thompson
Villa	Vogt	Wagner	Walker	Walsh
Ward	Whorton	Wildberger	Willoughby	Wilson 25
Wilson 42	Witte	Yaeger	Young	Zweifel

PRESENT: 000

ABSENT WITH LEAVE: 016

Abel	Bearden	Black	Carnahan	Cunningham 86
Davis 122	Holand	Jetton	Kelly 144	Lawson
Miller	Pratt	Ruestman	Shoemaker	Wallace
Walton				

SIGNING OF HOUSE BILL

Having been duly signed in open session of the Senate, **HCS HB 202** was delivered to the Governor by the Chief Clerk of the House.

On motion of Representative Crowell, the House recessed until 1:30 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Hanaway.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 2878

and

House Resolution No. 2879 - Representative Marsh
House Resolution No. 2880 - Representative Townley
House Resolution No. 2881 - Representative Goodman
House Resolution No. 2882 - Representative Walton
House Resolution No. 2883 - Representative Wilson (119)
House Resolution No. 2884 - Representative Pearce

House Resolution No. 2885

through

House Resolution No. 2887 - Representative Sutherland
House Resolution No. 2888 - Representative Nieves

House Resolution No. 2889

and

House Resolution No. 2890 - Representative Willoughby
House Resolution No. 2891 - Representative Schoemehl
House Resolution No. 2892 - Representative Fraser
House Resolution No. 2893 - Representatives Rector and Dougherty
House Resolution No. 2894 - Representatives Rector and Davis (122)

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HB 286**, entitled:

An act to repeal sections 208.480, 208.565, 338.501, 338.515, 338.520, 338.525, 338.545, and 338.550, RSMo, and to enact in lieu thereof seven new sections relating to the health care programs, with an emergency clause for a certain section.

With Senate Amendment No. 2 and Senate Committee Amendment No. 1.

Senate Amendment No. 2

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 286, Page 6, Section 338.550, Line 14, by deleting said line and inserting in lieu thereof the following: "30, 2005".

Senate Committee Amendment No. 1

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 286, Page 7, Section B, Line 7 of said page, by striking the words "section 208.565" and inserting in lieu thereof "sections 208.565 and 338.500 to 338.550".

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SS HB 412, as amended**: Senators Childers, Gibbons, Yeckel, Days and Mathewson.

BILL CARRYING REQUEST MESSAGE

HS HCS SS#2 SCS SBs 248, 100, 118, 233, 247, 341 & 420, as amended, relating to retirement system and benefits, was taken up by Representative Smith (118).

Representative Smith (118) moved that the House refuse to recede from its position on **HS HCS SS#2 SCS SBs 248, 100, 118, 233, 247, 341 & 420, as amended**, and grant the Senate a conference and the House conferees be allowed to exceed the differences.

Which motion was adopted.

APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed the following Conference Committee to act with a like committee from the Senate on the following bill:

HS HCS SS#2 SCS SBs 248, 100, 118, 233, 247, 341 & 420: Representatives Smith (118), Dempsey, Rupp, Davis (122) and Haywood

Speaker Pro Tem Jetton assumed the Chair.

MOTION

Representative Crowell moved that Rule 23 be suspended to allow the House Conference Committee on **SS HS HCS HBs 679 & 396, as amended**, to meet while the House is in Session.

Which motion was adopted by the following:

AYES: 094

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Boykins
Brooks	Brown	Bruns	Byrd	Cooper 120
Cooper 155	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Daus	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dusenberg	Emery	Engler
Ervin	Fares	Goodman	Guest	Hobbs
Holand	Hunter	Iceet	Jackson	Jetton
Johnson 47	Kelly 144	King	Kingery	Lager
Lembke	Liese	Lipke	Luetkemeyer	Marsh
Mayer	Moore	Morris	Munzlinger	Myers
Nieves	Parker	Pearce	Phillips	Pratt
Purgason	Quinn	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sander	Schaaf

1894 *Journal of the House*

Schlottach	Schneider	Self	Shoemaker	Smith 118
Smith 14	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Threlkeld	Townley	Viebrock	Villa
Wallace	Wasson	Wilson 119	Wilson 130	Wilson 42
Wood	Wright	Yates	Madam Speaker	

NOES: 061

Adams	Barnitz	Bishop	Bland	Bringer
Burnett	Campbell	Carnahan	Corcoran	Darrough
Davis 122	Donnelly	Dougherty	El-Amin	Fraser
George	Graham	Green	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hoskins
Hubbard	Johnson 61	Johnson 90	Jolly	Jones
Kelly 36	Kratky	Kuessner	LeVota	Meiners
Merideth	Muckler	Page	Ransdall	Sager
Salva	Schoemehl	Seigfreid	Selby	Shoemyer
Skaggs	Spreng	Thompson	Vogt	Walker
Walsh	Walton	Ward	Whorton	Wildberger
Willoughby	Wilson 25	Witte	Yaeger	Young
Zweifel				

PRESENT: 003

Abel	Lowe	McKenna
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ABSENT WITH LEAVE: 005

Lawson	May	Miller	Portwood	Wagner
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HOUSE BILL WITH SENATE AMENDMENTS

SCS HS HCS HB 228, as amended, relating to unsolicited commercial e-mail, was taken up by Representative Pearce.

Representative Pearce moved that the House refuse to adopt **SCS HS HCS HB 228, as amended**, and request the Senate to recede from its position or, failing to do so, grant the House a conference.

Which motion was adopted.

BILL IN CONFERENCE

CCR HS HCS SS SCS SB 555, relating to electricity for smelting facilities, was taken up by Representative Black.

On motion of Representative Black, **CCR HS HCS SS SCS SB 555** was adopted by the following vote:

AYES: 155

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop

Bivins	Black	Bland	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Hunter	Ice	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Luetkemeyer	Marsh	Mayer
McKenna	Meiners	Merideth	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Townley	Viebrock	Villa
Vogt	Walker	Walsh	Walton	Ward
Wasson	Whorton	Wildberger	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 002

Henke Willoughby

PRESENT: 000

ABSENT WITH LEAVE: 006

Bough	Lowe	May	Miller	Wagner
Wallace				

On motion of Representative Black, **CCS HS HCS SS SCS SB 555** was truly agreed to and finally passed by the following vote:

AYES: 157

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brooks	Brown	Bruns	Burnett
Byrd	Campbell	Carnahan	Cooper 120	Cooper 155
Corcoran	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Darrough	Daus	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Engler
Ervin	Fares	Fraser	George	Goodman
Graham	Green	Guest	Hampton	Harris 110

1896 *Journal of the House*

Harris 23	Henke	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	Ice	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly 144	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lawson	Lembke
LeVota	Liese	Lipke	Luetkemeyer	Marsh
Mayer	McKenna	Meiners	Merideth	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Selby	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Walker	Wallace	Walsh
Walton	Ward	Wasson	Whorton	Wildberger
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 001

Willoughby

PRESENT: 000

ABSENT WITH LEAVE: 005

Haywood	Lowe	May	Miller	Wagner
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Speaker Pro Tem Jetton declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 155

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brooks	Brown	Bruns	Burnett
Byrd	Campbell	Carnahan	Cooper 120	Cooper 155
Corcoran	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Darrough	Daus	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Engler
Ervin	Fares	Fraser	George	Goodman
Graham	Green	Guest	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hobbs
Hoskins	Hubbard	Hunter	Ice	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly 144	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lawson	Lembke
LeVota	Liese	Lipke	Luetkemeyer	Marsh
Mayer	McKenna	Meiners	Merideth	Moore
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Pratt	Purgason

Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Selby	Self	Shoemaker	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Walker	Wallace	Walsh	Walton	Ward
Wasson	Whorton	Wildberger	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 001

Willoughby

PRESENT: 000

ABSENT WITH LEAVE: 007

Holand	Lowe	May	Miller	Morris
Portwood	Wagner			

THIRD READING OF SENATE BILLS

HCS SS SCS SB 30, relating to the Amber Alert System, was taken up by Representative Schneider.

Representative Schneider offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 30, Page 2, Section 210.1014, Line 10, by inserting after the word “of” the following: “**ten members of which**”; and

Further amend Line 10, by inserting at the end of said line the following: “**shall be**”.

On motion of Representative Schneider, **House Amendment No. 1** was adopted.

Representative Bringer offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute Senate for Bill No. 30, Section 210.1012, Line 1, Page 1, by inserting before all of said line the following:

“43.400. As used in sections 43.400 to 43.410, the following terms mean:

(1) "Missing child" or "missing juvenile", any person who is under the age of seventeen years, whose temporary or permanent residence is in the state of Missouri or who is believed to be within the state of Missouri, whose location has not been determined, and who has been reported as missing to a law enforcement agency;

(2) "Missing child report", a report prepared on a standard form supplied by the Missouri state highway patrol for the use by private citizens and law enforcement agencies to report missing children or missing juvenile information to the Missouri state highway patrol;

(3) "Missing person", a person who is missing and meets one of the following characteristics:

(a) Is physically or mentally disabled to the degree that the person is dependent upon an agency or another individual;

(b) [Was or is in the company of another person] **Is missing** under circumstances indicating that the missing person's safety may be in danger;

(c) Is missing under [circumstances indicating that the disappearance was not voluntary] **involuntary or unknown circumstances; subject to the provisions of (a), (b), (d), (e), and (f) of this subsection.**

(d) Is a child or juvenile runaway from the residence of a parent [or] , legal guardian, **or custodian**;

(e) **Is a child and is missing under circumstances indicating that the person was or is in the presence of or under the control of a party whose presence or control was or is in violation of a permanent or temporary court order and fourteen or more days have elapsed, during which time the party has failed to file any pleading with the court seeking modification of the permanent or temporary court order;**

(f) **Is missing under circumstances indicating that the person was or is in the presence of or under the control of a party whose presence or control was or is in violation of a permanent or temporary court order and there are reasonable grounds to believe that the person may be taken outside of the United States;**

(4) "Patrol", the Missouri state highway patrol;

(5) "Registrar", the state registrar of vital statistics.”; and

Further amend said title, enacting clause, and intersectional references accordingly.

On motion of Representative Bringer, **House Amendment No. 2** was adopted by the following vote:

AYES: 157

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brooks	Brown	Bruns	Burnett
Byrd	Campbell	Carnahan	Cooper 120	Cooper 155
Corcoran	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Darrough	Daus	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Engler
Ervin	Fares	Fraser	George	Goodman
Graham	Green	Guest	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hobbs
Hoskins	Hubbard	Ice	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
Mayer	McKenna	Meiners	Merideth	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Selby	Self
Shoemaker	Shoemyer	Skaggs	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Townley	Viebrock	Villa
Vogt	Walker	Wallace	Walsh	Walton
Ward	Wasson	Whorton	Wildberger	Willoughby
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 001

Hunter

PRESENT: 000

ABSENT WITH LEAVE: 005

Holand

May

Miller

Smith 118

Wagner

On motion of Representative Schneider, **HCS SS SCS SB 30, as amended**, was adopted.

On motion of Representative Schneider, **HCS SS SCS SB 30, as amended**, was read the third time and passed by the following vote:

AYES: 157

Abel	Adams	Angst	Avery	Baker
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	Icet	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly 144	Kelly 36	King	Kingery
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
Mayer	McKenna	Meiners	Merideth	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Selby	Self
Shoemaker	Shoemyer	Skaggs	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Townley	Viebrock	Villa
Vogt	Walker	Wallace	Walsh	Walton
Ward	Wasson	Whorton	Wildberger	Willoughby
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 006

Barnitz
Wagner

Kratky

May

Miller

Smith 118

Speaker Pro Tem Jetton declared the bill passed.

HCS SB 39, relating to controlled substances, was taken up by Representative Mayer.

Representative Lipke offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Bill No. 39, Page 2, Section 195.417, Line 17 of said page, by deleting the word “**six**” and by inserting in lieu thereof the word “**ten**”; and

Further amend said section, Page 2, Line 22 of said page, by inserting after the word “**regulations**” the following:

“**passed on or after April 15, 2003,**”; and

Further amend said bill, Page 5, Section 650.350, Line 49, by inserting after said line the following:

“**Section 1. In any case where there is a violation of Chapter 195, RSMo, a judge may, upon a finding of guilt, order a defendant to pay for costs for testing of the substances at a private laboratory.**”; and

Further amend said bill, by amending the title, enacting clause and sectional and intersectional references accordingly.

On motion of Representative Lipke, **House Amendment No. 1** was adopted.

Representative Pratt offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Bill No. 39, Page 1, Section 195.211, Line 9 of said section, by inserting after the word “**university,**” the following: “**or on any school bus,**”; and

Further amend said section, Line 10, by inserting immediately after said line the following:

“**3. Knowledge of the existence or location of the public or private elementary or secondary school, public vocational school, or a public or private junior college, college or university, or of the distance of the manufacture or production from said real property is not required for a person to be guilty of this offense.**”; and

Further amend said bill, Page 2, Section 195.211, Lines 11 through 14, by renumbering the subsections accordingly; and

Further amend said bill, Page 2, Section 195.215, Lines 1 through 6, by deleting said section; and

Further amend said bill, by amending the title and enacting clause accordingly.

On motion of Representative Pratt, **House Amendment No. 2** was adopted.

Representative Byrd offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Committee Substitute for Senate Bill No. 39, Page 1, Section 195.21 1, Line 13, by inserting before the word “Any” the following:

“**Notwithstanding subsection 2,**”; and

Further amend said section, Line 13, by inserting after the word “to” the word “**growing**”.

On motion of Representative Byrd, **House Amendment No. 3** was adopted.

Representative Behnen resumed the Chair.

On motion of Representative Mayer, **HCS SB 39, as amended**, was adopted.

On motion of Representative Mayer, **HCS SB 39, as amended**, was read the third time and passed by the following vote:

AYES: 148

Adams	Angst	Avery	Baker	Barnitz
Bean	Bearden	Bishop	Bivins	Black
Bland	Bough	Boykins	Bringer	Brown
Bruns	Burnett	Byrd	Campbell	Carnahan
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis 122	Davis 19	Deeken	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	Emery	Engler
Ervin	Fares	Fraser	George	Goodman
Graham	Green	Guest	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hobbs
Holand	Hunter	Ice	Jackson	Jetton
Johnson 47	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lawson	Lembke	LeVota	Liese
Lipke	Luetkemeyer	Marsh	Mayer	McKenna
Meiners	Merideth	Moore	Morris	Muckler
Munzlinger	Myers	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Young	Zweifel	Madam Speaker		

1902 *Journal of the House*

NOES: 008

Brooks	El-Amin	Hoskins	Hubbard	Johnson 61
Lowe	Walker	Wilson 25		

PRESENT: 000

ABSENT WITH LEAVE: 007

Abel	Behnen	Dempsey	May	Miller
Nieves	Wagner			

Representative Behnen declared the bill passed.

Speaker Pro Tem Jetton resumed the Chair.

SS SB 13, relating to firearms manufacturer lawsuits, was taken up by Representative Crawford.

On motion of Representative Crawford, **SS SB 13** was truly agreed to and finally passed by the following vote:

AYES: 118

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bivins	Black
Bough	Bringer	Brown	Bruns	Byrd
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Darrough	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Dougherty
Dusenberg	Emery	Engler	Ervin	Fares
Goodman	Green	Guest	Hampton	Harris 110
Henke	Hobbs	Holand	Hunter	Ice
Jackson	Jetton	Johnson 47	Kelly 144	Kelly 36
King	Kingery	Kuessner	Lager	Lawson
Lembke	Liese	Lipke	Luetkemeyer	Marsh
Mayer	McKenna	Merideth	Moore	Morris
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Threlkeld	Townley	Viebrock
Wallace	Ward	Wasson	Whorton	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright
Yates	Young	Madam Speaker		

NOES: 041

Adams	Bishop	Bland	Boykins	Brooks
Burnett	Campbell	Carnahan	Curls	Daus
Donnelly	El-Amin	Fraser	George	Harris 23
Haywood	Hilgemann	Hoskins	Hubbard	Johnson 61
Johnson 90	Jolly	Jones	Kratky	LeVota

Lowe	Meiners	Muckler	Schoemehl	Skaggs
Thompson	Villa	Vogt	Walker	Walsh
Walton	Willoughby	Wilson 25	Wilson 42	Yaeger
Zweifel				

PRESENT: 000

ABSENT WITH LEAVE: 004

Graham	May	Miller	Wagner
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Speaker Pro Tem Jetton declared the bill passed.

Representative Behnen resumed the Chair.

BILL IN CONFERENCE

CCR HCS SCS SB 69, relating to small businesses, was taken up by Representative Baker.

On motion of Representative Baker, **CCR HCS SCS SB 69** was adopted by the following vote:

AYES: 157

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brooks	Brown	Bruns	Burnett
Byrd	Campbell	Carnahan	Cooper 120	Cooper 155
Corcoran	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Hunter	Ice	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
Mayer	McKenna	Meiners	Merideth	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Selby	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Walker	Wallace	Walsh
Walton	Ward	Wasson	Whorton	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Young
Zweifel	Madam Speaker			

1904 *Journal of the House*

NOES: 003

Darrough Donnelly Wilson 25

PRESENT: 000

ABSENT WITH LEAVE: 003

May Miller Wagner

On motion of Representative Baker, **CCS HCS SCS SB 69** was truly agreed to and finally passed by the following vote:

AYES: 157

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brooks	Brown	Bruns	Burnett
Byrd	Campbell	Carnahan	Cooper 120	Cooper 155
Corcoran	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Hunter	Ice	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
Mayer	McKenna	Meiners	Merideth	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Selby	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Walker	Wallace	Walsh
Walton	Ward	Wasson	Whorton	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 003

Darrough Donnelly Wilson 25

PRESENT: 000

ABSENT WITH LEAVE: 003

May Miller Wagner

Representative Behnen declared the bill passed.

HOUSE BILL WITH SENATE AMENDMENTS

SS HCS HB 73, as amended, relating to the higher education savings program, was taken up by Representative Luetkemeyer.

The motion to adopt **SS HCS HB 73, as amended**, was withdrawn.

Representative Luetkemeyer moved that the House refuse to adopt **SS HCS HB 73, as amended**, and request the Senate to recede from its position and take up and pass the bill.

Which motion was adopted.

THIRD READING OF SENATE BILL

HCS SB 184, relating to sex offender registration, was taken up by Representative Stevenson.

Representative Stevenson offered **HS HCS SB 184**.

Representative Stevenson offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Substitute for House Committee Substitute for Senate Bill No. 184, Page 12, Section 43.503, Line 20 of said page, by deleting the numeral "43.530" and by inserting in lieu thereof the following: "[43.530] **43.543**"; and

Further amend said bill, Page 11, Section 43.506, Line 10 of said page, by deleting the numeral "43.530" and by inserting in lieu thereof the following: "[43.530] **43.543**"; and

Further amend said bill, Page 11, Section 43.506, Line 19 of said page, by deleting the numeral "43.530" and by inserting in lieu thereof the following: "[43.530] **43.543**"; and

Further amend said bill, Page 12, Section 43.527, Line 11 of said page, by deleting the numeral "43.530" and by inserting in lieu thereof the following: "[43.530] **43.543**"; and

Further amend said bill, by amending sectional references and intersectional references accordingly.

On motion of Representative Stevenson, **House Amendment No. 1** was adopted.

Representative Stevenson offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Substitute for House Committee Substitute for Senate Bill No. 184, Page 12, Section 43.527, Line 12 of said page, by removing the bracket from before "federal" and after "Missouri"; and

Further amend said section, Page 12, Line 17, by deleting the words "**political subdivisions or**"; and

Further amend said section, Page 12, Line 18, by deleting the following:

“There shall be no charge for the information requested by Missouri state agencies screening their state employees or applicants for state employment.”; and

Further amend said bill, Page 22, Section 43.543, Line 18 of said page, by inserting after the word **“paid”** the words **“by the applicant or”**.

On motion of Representative Stevenson, **House Amendment No. 2** was adopted.

Representative Purgason offered **House Amendment No. 3**.

Representative Johnson (90) raised a point of order that **House Amendment No. 3** is not germane and goes beyond the scope of the bill.

Representative Behnen requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

Representative Lipke offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Substitute for House Committee Substitute for Senate Bill No. 184, Page 31, Section 589.400, Line 25, by deleting “2002” and inserting the following: **“2003”**.

On motion of Representative Lipke, **House Amendment No. 4** was adopted.

Representative Donnelly offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Substitute for House Committee Substitute for Senate Bill No. 184, Page 27, Section 210.922, Line 23, by inserting after said line the following:

“[210.937. The provisions of sections 210.900 to 210.936 shall terminate on January 1, 2004.]”; and

Further amend said title, enacting clause, and intersectional references accordingly.

On motion of Representative Donnelly, **House Amendment No. 5** was adopted.

Representative Bringer offered **House Amendment No. 6**.

Representative Yates raised a point of order that **House Amendment No. 6** goes beyond the scope of the bill.

Representative Behnen requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

Representative Stevenson offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Substitute for House Committee Substitute for Senate Bill No. 184, Page 10, Section 43.503, Line 7, by inserting after the word “delay” the following: “**and within thirty days**”.

On motion of Representative Stevenson, **House Amendment No. 7** was adopted.

Representative Bruns offered **House Amendment No. 8**.

Representative Johnson (90) raised a point of order that **House Amendment No. 8** is not germane and goes beyond the scope of the bill.

Representative Behnen requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

Speaker Pro Tem Jetton resumed the Chair.

On motion of Representative Stevenson, **HS HCS SB 184, as amended**, was adopted.

On motion of Representative Stevenson, **HS HCS SB 184, as amended**, was read the third time and passed by the following vote:

AYES: 156

Abel	Adams	Angst	Avery	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hobbs	Hoskins
Hubbard	Hunter	Ice	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Merideth
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Selby	Self
Shoemaker	Shoemyer	Skaggs	Smith 14	Spreng

1908 *Journal of the House*

St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Townley	Viebrock	Villa	Vogt
Walker	Wallace	Walsh	Walton	Ward
Wasson	Whorton	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 007

Baker	Holand	Miller	Pearce	Smith 118
Threlkeld	Wagner			

Speaker Pro Tem Jetton declared the bill passed.

THIRD READING OF SENATE CONCURRENT RESOLUTION

SCR 11, relating to the Health Care Cost Pilot Program, was taken up by Representative Parker.

Representative Parker offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Concurrent Resolution No. 11, in the third "Whereas clause", by deleting the words "the Department of Health and Senior Services, in conjunction with"

In addition, deleting the clause "The Department of Health and Senior Services" throughout Senate Concurrent Resolution No. 11 and inserting in lieu thereof the clause "**The Department of Insurance**".

In the third "Whereas clause" by deleting the words "any teaching hospital under the control of public universities in the state shall" in said clause and inserting in lieu thereof the words "**any appropriate health care institution may**".

On motion of Representative Parker, **House Amendment No. 1** was adopted.

Representative Schaaf offered **House Amendment No. 2**.

House Amendment No. 2

AMEND Senate Concurrent Resolution No. 11, Line 6 of the first "Resolved clause", by amending said resolution in the first "Resolved clause", by inserting immediately after the word "Program" the following:

"if, after the evaluation called for in this resolution, the department concludes such pilot program is beneficial to the health care system of Missouri."

On motion of Representative Schaaf, **House Amendment No. 2** was adopted.

Speaker Hanaway resumed the Chair.

On motion of Representative Parker, **SCR 11, as amended**, was read the third time and passed by the following vote:

AYES: 141

Abel	Adams	Angst	Avery	Baker
Bean	Behnen	Bivins	Black	Bland
Boykins	Bringer	Brooks	Brown	Bruns
Burnett	Byrd	Carnahan	Cooper 120	Cooper 155
Corcoran	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Darrough	Daus	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Hilgemann	Hobbs	Hoskins	Hubbard	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Lager	Lawson
Lembke	LeVota	Liese	Lipke	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Moore	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Self	Shoemyer	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Walker	Wallace	Walsh
Walton	Ward	Wasson	Whorton	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yates	Young
Madam Speaker				

NOES: 014

Barnitz	Bishop	Bough	Campbell	Donnelly
Henke	Holand	Kuessner	Merideth	Morris
Selby	Skaggs	Yaeger	Zweifel	

PRESENT: 000

ABSENT WITH LEAVE: 008

Bearden	Haywood	Lowe	Miller	Pearce
Shoemaker	Smith 118	Wagner		

Speaker Hanaway declared the bill passed.

SCS SCR 8, relating to the Nathaniel J. "Nat" Rivers office building, was taken up by Representative El-Amin.

On motion of Representative El-Amin, **SCS SCR 8** was truly agreed to and finally passed by the following vote:

1910 *Journal of the House*

AYES: 156

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brooks	Brown	Bruns	Burnett
Byrd	Campbell	Carnahan	Cooper 120	Cooper 155
Corcoran	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Darrough	Daus	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Henke	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Hunter	Iceet	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Merideth
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Selby	Self
Shoemyer	Skaggs	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Walker	Wallace	Walsh	Walton	Ward
Wasson	Whorton	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 007

Dougherty	Haywood	Miller	Pearce	Shoemaker
Smith 118	Wagner			

Speaker Hanaway declared the bill passed.

HOUSE BILL WITH SENATE AMENDMENTS

SS SCS HB 286, as amended, relating to health care programs, was taken up by Representative Bearden.

Representative Bearden moved that the House refuse to adopt **SS SCS HB 286, as amended**, and request the Senate to recede from its position or, failing to do so, grant the House a conference.

Which motion was adopted.

THIRD READING OF SENATE BILL

SCS SB 307, relating to Missouri Senior Rx Program, was taken up by Representative Portwood.

On motion of Representative Portwood, **SCS SB 307** was truly agreed to and finally passed by the following vote:

AYES: 153

Abel	Adams	Angst	Avery	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Icet	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Lager	Lawson	Lembke
LeVota	Liese	Lipke	Lowe	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Merideth	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemyer	Skaggs	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Walker	Wallace	Walsh
Walton	Ward	Wasson	Whorton	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 010

Baker	Davis 122	Haywood	Hunter	Jetton
Kuessner	Miller	Shoemaker	Smith 118	Wagner

Speaker Hanaway declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 148

Abel	Adams	Angst	Avery	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Green
Guest	Harris 110	Harris 23	Henke	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter
Icet	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lipke	Lowe
Luetkemeyer	Marsh	May	Mayer	Meiners
Merideth	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schoemehl	Seigfreid	Selby	Self
Shoemyer	Skaggs	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Walker	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Witte	Wood	Wright	Yaeger
Yates	Zweifel	Madam Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 015

Baker	Boykins	Hampton	Haywood	Jetton
McKenna	Miller	Ruestman	Schneider	Shoemaker
Smith 118	Wagner	Wallace	Wilson 42	Young

BILL IN CONFERENCE

CCR HCS SS SCS SB 298, as amended, relating to liquor sales, was taken up by Representative Johnson (47).

On motion of Representative Johnson (47), **CCR HCS SS SCS SB 298, as amended**, was adopted by the following vote:

AYES: 096

Abel	Adams	Angst	Avery	Barnitz
Behnen	Bland	Boykins	Brown	Burnett
Byrd	Campbell	Carnahan	Cooper 120	Corcoran
Crawford	Crowell	Curls	Darrough	Daus
Davis 122	Dempsey	Donnelly	Dusenberg	Engler
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 23	Haywood
Henke	Hilgemann	Hobbs	Holand	Hunter
Jetton	Johnson 47	Johnson 90	Jolly	King
Kratky	Lager	Lawson	LeVota	Liese
Lipke	Luetkemeyer	Mayer	McKenna	Meiners
Moore	Muckler	Munzlinger	Nieves	Page
Parker	Pearce	Portwood	Pratt	Quinn
Ransdall	Richard	Sager	Salva	Schaaf
Schlottach	Schneider	Schoemehl	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Sutherland	Taylor
Thompson	Threlkeld	Villa	Vogt	Walsh
Walton	Ward	Wildberger	Willoughby	Wilson 25
Witte	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 056

Baker	Bean	Bearden	Bishop	Bivins
Black	Bough	Bringer	Brooks	Cooper 155
Cunningham 145	Cunningham 86	Davis 19	Deeken	Dethrow
Dixon	Dougherty	El-Amin	Emery	Ervin
Harris 110	Hoskins	Hubbard	Icet	Jackson
Kelly 144	Kingery	Kuessner	Lembke	Lowe
May	Merideth	Morris	Myers	Phillips
Purgason	Rector	Reinhart	Roark	Ruestman
Rupp	Sander	Seigfreid	Selby	Self
Shoemyer	Skaggs	Stevenson	Townley	Walker
Whorton	Wilson 119	Wilson 130	Wilson 42	Wood
Wright				

PRESENT: 004

Bruns	Kelly 36	Wallace	Wasson
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ABSENT WITH LEAVE: 007

Johnson 61	Jones	Marsh	Miller	Shoemaker
Viebrock	Wagner			

Representative Emery requested a verification of the roll call on the motion to adopt **CCR HCS SS SCS SB 298, as amended.**

1914 *Journal of the House*

On motion of Representative Johnson (47), **CCS HCS SS SCS SB 298** was truly agreed to and finally passed by the following vote:

AYES: 099

Abel	Adams	Angst	Avery	Barnitz
Bearden	Behnen	Bland	Boykins	Brown
Burnett	Byrd	Campbell	Carnahan	Cooper 120
Corcoran	Crawford	Crowell	Curls	Darrough
Daus	Davis 122	Dempsey	Donnelly	Dusenbergl
Engler	Fares	Fraser	George	Goodman
Graham	Guest	Hampton	Harris 23	Haywood
Henke	Hilgemann	Hobbs	Holand	Hubbard
Hunter	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	King	Kratky	Lager
Lawson	LeVota	Liese	Lipke	Luetkemeyer
McKenna	Meiners	Moore	Muckler	Munzlinger
Nieves	Page	Parker	Pearce	Portwood
Pratt	Quinn	Ransdall	Richard	Sager
Salva	Schaaf	Schlottach	Schneider	Schoemehl
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Sutherland	Taylor	Thompson	Threlkeld	Villa
Vogt	Wallace	Walsh	Walton	Ward
Wildberger	Willoughby	Wilson 25	Witte	Yaeger
Yates	Young	Zweifel	Madam Speaker	

NOES: 054

Baker	Bishop	Bivins	Black	Bough
Bringer	Brooks	Cooper 155	Cunningham 145	Cunningham 86
Davis 19	Deeken	Dethrow	Dixon	Dougherty
El-Amin	Emery	Ervin	Harris 110	Hoskins
Icet	Jackson	Kelly 144	Kingery	Kuessner
Lembke	Lowe	May	Mayer	Merideth
Morris	Myers	Phillips	Purgason	Rector
Reinhart	Roark	Ruestman	Rupp	Sander
Seigfreid	Selby	Self	Shoemyer	Skaggs
Stevenson	Townley	Walker	Whorton	Wilson 119
Wilson 130	Wilson 42	Wood	Wright	

PRESENT: 004

Bean	Bruns	Kelly 36	Wasson
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ABSENT WITH LEAVE: 006

Green	Marsh	Miller	Shoemaker	Viebrock
Wagner				

Speaker Hanaway declared the bill passed.

COMMITTEE REPORT

Committee on Financial Services, Chairman Luetkemeyer reporting:

Madam Speaker: Your Committee on Financial Services, to which was referred **SCS SB 427**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Amendment No. 1**.

House Committee Amendment No. 1

AMEND Senate Committee Substitute for Senate Bill No. 427, Section 409.1-102, Page 10, Line 299, by deleting the word “**Includes**” and by inserting in lieu thereof the words “**May include**”.

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HB 208**, entitled:

An act to repeal sections 91.030, 386.050, 386.210, 392.200, 393.110, and 393.310, RSMo, and to enact in lieu thereof nine new sections relating to the public service commission, with an emergency clause for certain sections.

With Senate Amendment No. 1, Senate Amendment No. 3 and Senate Amendment No. 5.

Senate Amendment No. 1

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 208, Page 19, Section 393.310, Line 11 of said page, by inserting after all of said line the following:

“**393.1000. As used in sections 393.1000 to 393.1006, the following terms mean:**

(1) “**Appropriate pretax revenues**”, the revenues necessary to produce net operating income equal to:

(a) The water corporation's weighted cost of capital multiplied by the net original cost of eligible infrastructure system replacements, including recognition of accumulated deferred income taxes and accumulated depreciation associated with eligible infrastructure system replacements which are included in a currently effective ISRS; and

(b) Recover state, federal, and local income or excise taxes applicable to such income; and

(c) Recover all other ISRS costs;

(2) “**Commission**”, the Missouri public service commission;

(3) “**Eligible infrastructure system replacements**”, water utility plant projects that:

(a) Replace or extend the useful life of existing infrastructure;

(b) Are in service and used and useful;

(c) Do not increase revenues by directly connecting the infrastructure replacement to new customers; and

(d) Were not included in the water corporation's rate base in its most recent general rate case;

(4) “**ISRS**”, infrastructure system replacement surcharge;

(5) “**ISRS costs**”, depreciation expenses, and property taxes that will be due within twelve months of the ISRS filing;

(6) “**ISRS revenues**”, revenues produced through an ISRS, exclusive of revenues from all other rates and charges;

(7) “**Water corporation**”, every corporation, company, association, joint stock company or association, partnership, and person, their lessees, trustees, or receivers appointed by any court whatsoever, owning, operating, controlling, or managing any plant or property, dam or water supply, canal, or power station, distributing or selling for distribution, or selling or supplying for gain any water to more than ten thousand customers;

(8) "Water utility plant projects", may consist only of the following:

- (a) Mains, and associated valves and hydrants, installed as replacements for existing facilities that have worn out or are in deteriorated condition;
- (b) Main cleaning and relining projects; and
- (c) Facilities relocations required due to construction or improvement of a highway, road, street, public way, or other public work by or on behalf of the United States, this state, a political subdivision of this state, or another entity having the power of eminent domain provided that the costs related to such projects have not been reimbursed to the water corporation.

393.1003. 1. Notwithstanding any provisions of chapter 386, RSMo, and this chapter to the contrary, as of August 28, 2003, a water corporation providing water service in a county with a charter form of government and with more than one million inhabitants may file a petition and proposed rate schedules with the commission to establish or change ISRS rate schedules that will allow for the adjustment of the water corporation's rates and charges to provide for the recovery of costs for eligible infrastructure system replacements made in such county with a charter form of government and with more than one million inhabitants; provided that an ISRS, on an annualized basis, must produce ISRS revenues of at least one million dollars but not in excess of ten percent of the water corporation's base revenue level approved by the commission in the water corporation's most recent general rate proceeding. An ISRS and any future changes thereto shall be calculated and implemented in accordance with the provisions of sections 393.1000 to 393.1006. ISRS revenues shall be subject to refund based upon a finding and order of the commission, to the extent provided in subsections 5 and 8 of section 393.1006.

2. The commission shall not approve an ISRS for a water corporation in a county with a charter form of government and with more than one million inhabitants that has not had a general rate proceeding decided or dismissed by issuance of a commission order within the past three years, unless the water corporation has filed for or is the subject of a new general rate proceeding.

3. In no event shall a water corporation collect an ISRS for a period exceeding three years unless the water corporation has filed for or is the subject of a new general rate proceeding; provided that the ISRS may be collected until the effective date of new rate schedules established as a result of the new general rate proceeding, or until the subject general rate proceeding is otherwise decided or dismissed by issuance of a commission order without new rates being established.

393.1006. 1. (1) At the time that a water corporation files a petition with the commission seeking to establish or change an ISRS, it shall submit proposed ISRS rate schedules and its supporting documentation regarding the calculation of the proposed ISRS with the petition, and shall serve the office of the public counsel with a copy of its petition, its proposed rate schedules and its supporting documentation.

(2) Upon the filing of a petition, and any associated rate schedules, seeking to establish or change an ISRS, the commission shall publish notice of the filing.

2. (1) When a petition, along with any associated proposed rate schedules, is filed pursuant to the provisions of sections 393.1000 to 393.1006, the commission shall conduct an examination of the proposed ISRS.

(2) The staff of the commission may examine information of the water corporation to confirm that the underlying costs are in accordance with the provisions of sections 393.1000 to 393.1006, and to confirm proper calculation of the proposed charge, and may submit a report regarding its examination to the commission not later than sixty days after the petition is filed. No other revenue requirement or ratemaking issues shall be examined in consideration of the petition or associated proposed rate schedules filed pursuant to the provisions of sections 393.1000 to 393.1006.

(3) The commission may hold a hearing on the petition and any associated rate schedules and shall issue an order to become effective not later than one hundred twenty days after the petition is filed.

(4) If the commission finds that a petition complies with the requirements of sections 393.1000 to 393.1006, the commission shall enter an order authorizing the water corporation to impose an ISRS that is sufficient to recover appropriate pretax revenues, as determined by the commission pursuant to the provisions of sections 393.1000 to 393.1006.

3. A water corporation may effectuate a change in its rate pursuant to this section no more often than two times every twelve months.

4. In determining the appropriate pretax revenues, the commission shall consider only the following factors:

- (1) The current state, federal, and local income or excise tax rates;
- (2) The water corporation's actual regulatory capital structure as determined during the most recent general rate proceeding of the water corporation;
- (3) The actual cost rates for the water corporation's debt and preferred stock as determined during the most recent general rate proceeding of the water corporation;

(4) The water corporation's cost of common equity as determined during the most recent general rate proceeding of the water corporation;

(5) The current property tax rate or rates applicable to the eligible infrastructure system replacements;

(6) The current depreciation rates applicable to the eligible infrastructure system replacements;

(7) In the event information called for in subdivisions (2), (3), and (4) is unavailable and the commission is not provided with such information on an agreed-upon basis, the commission shall refer to the testimony submitted during the most recent general rate proceeding of the water corporation and use, in lieu of any such unavailable information, the recommended capital structure, recommended cost rates for debt and preferred stock, and recommended cost of common equity that would produce the average weighted cost of capital based upon the various recommendations contained in such testimony.

5. (1) An ISRS shall be calculated based upon the amount of ISRS costs that are eligible for recovery during the period in which the surcharge will be in effect and upon the applicable customer class billing determinants utilized in designing the water corporation's customer rates in its most recent general rate proceeding. The commission shall, however, only allow such surcharges to apply to classes of customers receiving a benefit from the subject water utility plant projects or shall prorate the surcharge according to the benefit received by each class of customers; provided that the ISRS shall be applied in a manner consistent with the customer class cost-of-service study recognized by the commission in the water corporation's most recent general rate proceeding, if applicable, and with the rate design methodology utilized to develop the water corporation's rates resulting from its most recent general rate proceeding.

(2) At the end of each twelve-month calendar period that an ISRS is in effect, the water corporation shall reconcile the differences between the revenues resulting from an ISRS and the appropriate pretax revenues as found by the commission for that period and shall submit the reconciliation and a proposed ISRS adjustment to the commission for approval to recover or refund the difference, as appropriate, through adjustment of an ISRS.

6. (1) A water corporation that has implemented an ISRS pursuant to the provisions of sections 393.1000 to 393.1006 shall file revised rate schedules to reset the ISRS to zero when new base rates and charges become effective for the water corporation following a commission order establishing customer rates in a general rate proceeding that incorporates in the utility's base rates subject to subsections 8 and 9 of this section eligible costs previously reflected in an ISRS.

(2) Upon the inclusion in a water corporation's base rates subject to subsections 8 and 9 of this section of eligible costs previously reflected in an ISRS, the water corporation shall immediately thereafter reconcile any previously unreconciled ISRS revenues as necessary to ensure that revenues resulting from the ISRS match as closely as possible the appropriate pretax revenues as found by the commission for that period.

7. A water corporation's filing of a petition to establish or change an ISRS pursuant to the provisions of sections 393.1000 to 393.1006 shall not be considered a request for a general increase in the water corporation's base rates and charges.

8. Commission approval of a petition, and any associated rate schedules, to establish or change an ISRS pursuant to the provisions of sections 393.1000 to 393.1006 shall in no way be binding upon the commission in determining the ratemaking treatment to be applied to eligible infrastructure system replacements during a subsequent general rate proceeding when the commission may undertake to review the prudence of such costs. In the event the commission disallows, during a subsequent general rate proceeding, recovery of costs associated with eligible infrastructure system replacements previously included in an ISRS, the water corporation shall offset its ISRS in the future as necessary to recognize and account for any such overcollections.

9. Nothing contained in sections 393.1000 to 393.1006 shall be construed to impair in any way the authority of the commission to review the reasonableness of the rates or charges of a water corporation, including review of the prudence of eligible infrastructure system replacements made by a water corporation, pursuant to the provisions of section 386.390 RSMo.

10. The commission shall have authority to promulgate rules for the implementation of sections 393.1000 to 393.1006, but only to the extent such rules are consistent with, and do not delay the implementation of, the provisions of sections 393.1000 to 393.1006. Any rule or portion of a rule, as that term is defined in section 536.010, RSMo, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, RSMo, and, if applicable, section 536.028, RSMo. This section and chapter 536, RSMo, are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, RSMo, to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2003, shall be invalid and void.

393.1009. As used in sections 393.1009 to 393.1015, the following terms mean:

- (1) "Appropriate pretax revenues", the revenues necessary to produce net operating income equal to:
 - (a) The gas corporation's weighted cost of capital multiplied by the net original cost of eligible infrastructure system replacements, including recognition of accumulated deferred income taxes and accumulated depreciation associated with eligible infrastructure system replacements which are included in a currently effective ISRS; and
 - (b) Recover state, federal, and local income or excise taxes applicable to such income; and
 - (c) Recover all other ISRS costs;
- (2) "Commission", the Missouri public service commission;
- (3) "Eligible infrastructure system replacements", gas utility plant projects that:
 - (a) Do not increase revenues by directly connecting the infrastructure replacement to new customers;
 - (b) Are in service and used and useful;
 - (c) Were not included in the gas corporation's rate base in its most recent general rate case; and
 - (d) Replace, or extend the useful life of an existing infrastructure;
- (4) "Gas corporation", every corporation, company, association, joint stock company or association, partnership and person, their lessees, trustees or receivers appointed by any court whatsoever, owning, operating, controlling, or managing any gas plant operating for public use under privilege, license, or franchise now or hereafter granted by the state or any political subdivision, county, or municipality thereof as defined in section 386.020, RSMo;
- (5) "Gas utility plant projects", may consist only of the following:
 - (a) Mains, valves, service lines, regulator stations, vaults, and other pipeline system components installed to comply with state or federal safety requirements as replacements for existing facilities that have worn out or are in deteriorated condition;
 - (b) Main relining projects, service line insertion projects, joint encapsulation projects, and other similar projects extending the useful life, or enhancing the integrity of pipeline system components undertaken to comply with state or federal safety requirements; and
 - (c) Facilities relocations required due to construction or improvement of a highway, road, street, public way, or other public work by or on behalf of the United States, this state, a political subdivision of this state, or another entity having the power of eminent domain provided that the costs related to such projects have not been reimbursed to the gas corporation;
- (6) "ISRS", infrastructure system replacement surcharge;
- (7) "ISRS costs", depreciation expense and property taxes that will be due within twelve months of the ISRS filing;
- (8) "ISRS revenues", revenues produced through an ISRS exclusive of revenues from all other rates and charges.

393.1012. 1. Notwithstanding any provisions of chapter 386, RSMo, and this chapter to the contrary, beginning August 28, 2003, a gas corporation providing gas service may file a petition and proposed rate schedules with the commission to establish or change ISRS rate schedules that will allow for the adjustment of the gas corporation's rates and charges to provide for the recovery of costs for eligible infrastructure system replacements. The commission may not approve an ISRS to the extent it would produce total annualized ISRS revenues below the lesser of one million dollars or one-half of one percent of the gas corporation's base revenue level approved by the commission in the gas corporation's most recent general rate proceeding. The commission may not approve an ISRS to the extent it would produce total annualized ISRS revenues exceeding ten percent of the gas corporation's base revenue level approved by the commission in the gas corporation's most recent general rate proceeding. An ISRS and any future changes thereto shall be calculated and implemented in accordance with the provisions of sections 393.1009 to 393.1015. ISRS revenues shall be subject to a refund based upon a finding and order of the commission to the extent provided in subsections 5 and 8 of section 393.1009.

2. The commission shall not approve an ISRS for any gas corporation that has not had a general rate proceeding decided or dismissed by issuance of a commission order within the past three years, unless the gas corporation has filed for or is the subject of a new general rate proceeding.

3. In no event shall a gas corporation collect an ISRS for a period exceeding three years unless the gas corporation has filed for or is the subject of a new general rate proceeding; provided that the ISRS may be collected until the effective date of new rate schedules established as a result of the new general rate proceeding, or until the subject general rate proceeding is otherwise decided or dismissed by issuance of a commission order without new rates being established.

393.1015. 1. (1) At the time that a gas corporation files a petition with the commission seeking the establish or change an ISRS, it shall submit proposed ISRS rate schedules and its supporting documentation regarding the

calculation of the proposed ISRS with the petition, and shall serve the office of the public counsel with a copy of its petition, its proposed rate schedules, and its supporting documentation.

(2) Upon the filing of a petition, and any associated rate schedules, seeking to establish or change an ISRS, the commission shall publish notice of the filing.

2. (1) When a petition, along with any associated proposed rate schedules, is filed pursuant to the provisions of sections 393.1009 to 393.1015, the commission shall conduct an examination of the proposed ISRS.

(2) The staff of the commission may examine information of the gas corporation to confirm that the underlying costs are in accordance with the provisions of sections 393.1009 to 393.1015, and to confirm proper calculation of the proposed charge, and may submit a report regarding its examination to the commission not later than sixty days after the petition is filed. No other revenue requirement or ratemaking issues may be examined in consideration of the petition or associated proposed rate schedules filed pursuant to the provisions of sections 393.1009 to 393.1015.

(3) The commission may hold a hearing on the petition and any associated rate schedules and shall issue an order to become effective not later than one hundred twenty days after the petition is filed.

(4) If the commission finds that a petition complies with the requirements of sections 393.1009 to 393.1015, the commission shall enter an order authorizing the corporation to impose an ISRS that is sufficient to recover appropriate pretax revenue, as determined by the commission pursuant to the provisions of sections 393.1009 to 393.1015.

3. A gas corporation may effectuate a change in its rate pursuant to the provisions of this section no more often than two times every twelve months.

4. In determining the appropriate pretax revenue, the commission shall consider only the following factors:

(1) The current state, federal, and local income tax or excise rates;

(2) The gas corporation's actual regulatory capital structure as determined during the most recent general rate proceeding of the gas corporation;

(3) The actual cost rates for the gas corporation's debt and preferred stock as determined during the most recent general rate proceeding of the gas corporation;

(4) The gas corporation's cost of common equity as determined during the most recent general rate proceeding of the gas corporation;

(5) The current property tax rate or rates applicable to the eligible infrastructure system replacements;

(6) The current depreciation rates applicable to the eligible infrastructure system replacements; and

(7) In the event information pursuant to subdivisions (2), (3), and (4) of this subsection is unavailable and the commission is not provided with such information on an agreed upon basis, the commission shall refer to the testimony submitted during the most recent general rate proceeding of the gas corporation and use, in lieu of any such unavailable information, the recommended capital structure, recommended cost rates for debt and preferred stock, and recommended cost of common equity that would produce the average weighted cost of capital based upon the various recommendations contained in such testimony.

5. (1) The monthly ISRS charge may be calculated based on a reasonable estimate of billing units in the period in which the charge will be in effect, which shall be conclusively established by dividing the appropriate pretax revenues by the customer numbers reported by the gas corporation in the annual report it most recently filed with the commission pursuant to subdivision (6) of section 393.140, and then further dividing this quotient by twelve. Provided, however, that the monthly ISRS may vary according to customer class and may be calculated based on customer numbers as determined during the most recent general rate proceeding of the gas corporation so long as the monthly ISRS for each customer class maintains a proportional relationship equivalent to the proportional relationship of the monthly customer charge for each customer class.

(2) At the end of each twelve month calendar period the ISRS is in effect, the gas corporation shall reconcile the differences between the revenues resulting from an ISRS and the appropriate pretax revenues as found by the commission for that period and shall submit the reconciliation and a proposed ISRS adjustment to the commission for approval to recover or refund the difference, as appropriate, through adjustments of an ISRS charge.

6. (1) A gas corporation that has implemented an ISRS pursuant to the provisions of sections 393.1009 to 393.1015 shall file revised rate schedules to reset the ISRS to zero when new base rates and charges become effective for the gas corporation following a commission order establishing customer rates in a general rate proceeding that incorporates in the utility's base rates subject to subsections 8 and 9 of this section eligible costs previously reflected in an ISRS.

(2) Upon the inclusion in a gas corporation's base rates subject to subsections 8 and 9 of this section of eligible costs previously reflected in an ISRS, the gas corporation shall immediately thereafter reconcile any

previously unreconciled ISRS revenues as necessary to ensure that revenues resulting from the ISRS match as closely as possible the appropriate pretax revenues as found by the commission for that period.

7. A gas corporation's filing of a petition or change an ISRS pursuant to the provisions of sections 393.1009 to 393.1015 shall not be considered a request for a general increase in the gas corporation's base rates and charges.

8. Commission approval of a petition, and any associated rate schedules, to establish or change an ISRS pursuant to the provisions of sections 393.1009 to 393.1015 shall in no way be binding upon the commission in determining the ratemaking treatment to be applied to eligible infrastructure system replacements during a subsequent general rate proceeding when the commission may undertake to review the prudence of such costs. In the event the commission disallows, during a subsequent general rate proceeding, recovery of costs associated with eligible infrastructure system replacements previously included in an ISRS, the gas corporation shall offset its ISRS in the future as necessary to recognize and account for any such overcollections.

9. Nothing in this section shall be construed as limiting the authority of the commission to review and consider infrastructure system replacement costs along with other costs during any general rate proceeding of any gas corporation.

10. Nothing contained in sections 393.1009 to 393.1015 shall be construed to impair in any way the authority of the commission to review the reasonableness of the rates or charges of a gas corporation, including review of the prudence of eligible infrastructure system replacements made by a gas corporation, pursuant to the provisions of section 386.390, RSMo.

11. The commission shall have authority to promulgate rules for the implementation of sections 393.1009 to 393.1015, but only to the extent such rules are consistent with, and do not delay the implementation of, the provisions of sections 393.1009 to 393.1015. Any rule or portion of a rule, as that term is defined in section 536.010, RSMo, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, RSMo, and, if applicable, section 536.028, RSMo. This section and chapter 536, RSMo, are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, RSMo, to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2003, shall be invalid and void.”; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 3

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 208, Page 5, Section 386.050, Lines 15-28, by striking said lines; and

Further amend said section, Page 6, Lines 1-6, by striking all of said lines.

Senate Amendment No. 5

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 208, Page 10, Section 386.210, Line 18, by inserting after all of said line the following:

“386.756. 1. Except by an affiliate, a utility may not engage in HVAC services, unless otherwise provided in subsection 7 or subsection 8 of this section.

2. No affiliate or utility contractor may use any vehicles, service tools, instruments, employees, or any other utility assets, the cost of which are recoverable in the regulated rates for utility service, to engage in HVAC services unless the utility is compensated for the use of such assets at cost to the utility.

3. A utility may not use or allow any affiliate or utility contractor to use the name of such utility to engage in HVAC services unless the utility, affiliate or utility contractor discloses, in plain view and in bold type on the same page as the name is used on all advertisements or in plain audible language during all solicitations of such services, a disclaimer that states the services provided are not regulated by the public service commission.

4. A utility may not engage in or assist any affiliate or utility contractor in engaging in HVAC services in a manner which subsidizes the activities of such utility, affiliate or utility contractor to the extent of changing the rates or charges

for the utility's regulated services above or below the rates or charges that would be in effect if the utility were not engaged in or assisting any affiliate or utility contractor in engaging in such activities.

5. Any affiliates or utility contractors engaged in HVAC services shall maintain accounts, books and records separate and distinct from the utility.

6. The provisions of this section shall apply to any affiliate or utility contractor engaged in HVAC services that is owned, controlled or under common control with a utility providing regulated utility service in this state or any other state.

7. A utility engaging in HVAC services in this state five years prior to August 28, 1998, may continue providing, to existing as well as new customers, the same type of services as those provided by the utility five years prior to August 28, 1998. **The provisions of this section only apply to the area of service which the utility was actually supplying service to on a regular basis prior to August 28, 1993. The provisions of this section shall not apply to any subsequently expanded areas of service made by a utility through either existing affiliates or subsidiaries or through affiliates or subsidiaries purchased after August 28, 1993, unless such services were being provided in the expanded area prior to August 28, 1993.**

8. The provisions of this section shall not be construed to prohibit a utility from providing emergency service, providing any service required by law or providing a program pursuant to an existing tariff, rule or order of the public service commission.

9. A utility that violates any provision of this section is guilty of a civil offense and may be subject to a civil penalty of up to twelve thousand five hundred dollars for each violation. **The attorney general may enforce the provisions of this section pursuant to any powers granted to him or her pursuant to any relevant provisions provided by Missouri statutes or the Missouri Constitution.**

10. Any utility claiming an exemption as provided in subsection 7 of this section shall comply with all applicable state and local laws, ordinances or regulations relating to the installation or maintenance of HVAC systems including all permit requirements. A continuing pattern of failure to comply with said requirements shall provide the basis for a finding by any court of competent jurisdiction or the public service commission that the utility has waived its claim of exemption pursuant to subsection 7 of this section.”; and

Further amend said title, enacting clause and intersectional references accordingly.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HS HCS SS#2 SCS SBs 248, 100, 118, 233, 247, 341 & 420, as amended:** Senators Gross, Russell, Scott, Quick and Goode.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS HB 198**, entitled:

An act to repeal sections 32.056, 115.157, 217.305, 217.380, 302.060, 302.309, 302.321, 302.541, 416.615, 478.610, 537.046, 542.276, 544.170, 565.092, 577.023, 577.041, 577.500, 589.400, 589.407, 589.414, RSMo, and to enact in lieu thereof thirty-seven new sections relating to crimes and punishment, with penalty provisions.

With Senate Amendment No. 1, Senate Amendment No. 2, Senate Amendment No. 4, Senate Amendment No. 5, Senate Amendment No. 6, Senate Amendment No. 7, Senate Amendment No. 8, Senate Amendment No. 9, Senate Amendment No. 10, Senate Amendment No. 11, Senate Amendment No. 12, Senate Amendment No. 1 to Senate Amendment No. 13, Senate Amendment No. 13, as amended, Senate Amendment No. 14, Senate Amendment No. 15, Senate Amendment No. 18, Senate Amendment No. 19, Senate Amendment No. 20, Senate Amendment No. 21, Senate

Amendment No. 22, Senate Amendment No. 24, Senate Amendment No. 25 and Senate Amendment No. 26.

Senate Amendment No. 1

AMEND Senate Substitute for House Bill No. 198, Page 10, Section 217.343, Line 29 of said page, by inserting after all of said line the following:

“217.362. 1. The department of corrections shall design and implement an intensive long-term program for the treatment of chronic nonviolent offenders with serious substance abuse addictions who have not pleaded guilty to or been convicted of a dangerous felony as defined in section 556.061, RSMo.

2. Prior to sentencing, any judge considering an offender for this program shall notify the department. The potential candidate for the program shall be screened by the department to determine eligibility. The department shall, by regulation, establish eligibility criteria and inform the court of such criteria. The department shall notify the court as to the offender's eligibility and the availability of space in the program. Notwithstanding any other provision of law to the contrary, except as provided for in section 558.019, RSMo, if an offender is eligible and there is adequate space, the court may sentence a person to the program which shall consist of institutional drug **or alcohol** treatment for a period of **at least twelve and no more than** twenty-four months, as well as a term of incarceration. **The department shall determine the nature, intensity, duration, and completion criteria of the education, treatment, and aftercare portions of any program services provided.** Execution of the offender's term of incarceration shall be suspended pending completion of said program. Allocation of space in the program may be distributed by the department in proportion to drug arrest patterns in the state. If the court is advised that an offender is not eligible or that there is no space available, the court shall consider other authorized dispositions.

3. [Notwithstanding any other provision of the law to the contrary, upon successful completion of the program, the board of probation and parole may advise the sentencing court of the eligibility of the individual for probation. The original sentencing court shall hold a hearing to make a determination as to the fitness of the offender to be placed on probation. The court shall follow the recommendation of the board unless the court makes a determination that such a placement would be an abuse of discretion. If an offender successfully completes the program before the end of the twenty-four-month period, the department may petition the court and request that probation be granted immediately.] **Upon successful completion of the program, the board of probation and parole shall advise the sentencing court of an offender's probationary release date thirty days prior to release. If the court determines that probation is not appropriate the court may order the execution of the offender's sentence.**

4. If it is determined by the department that the offender has not successfully completed the program, or that the offender is not cooperatively participating in the program, the offender shall be removed from the program and the court shall be advised. Failure of an offender to complete the program shall cause the offender to serve the sentence prescribed by the court and void the right to be considered for probation on this sentence.

5. An offender's first incarceration in a department of corrections program pursuant to this section prior to release on probation shall not be considered a previous prison commitment for the purpose of determining a minimum prison term pursuant to the provisions of section 558.019, RSMo.”; and

Further amend said bill, Page 11, Section 217.380, Line 25 of said page, by inserting after all of said line the following:

“217.541. 1. The department shall by rule establish a program of house arrest. The director or his designee may extend the limits of confinement of offenders serving sentences for class C or D felonies who have [one year] **two years** or less remaining prior to release on parole, conditional release, or discharge to participate in the house arrest program.

2. The offender referred to the house arrest program shall remain in the custody of the department and shall be subject to rules and regulations of the department pertaining to offenders of the department until released on parole or conditional release by the state board of probation and parole.

3. The department shall require the offender to participate in work or educational or vocational programs and other activities that may be necessary to the supervision and treatment of the offender.

4. An offender released to house arrest shall be authorized to leave his place of residence only for the purpose and time necessary to participate in the program and activities authorized in subsection 3 of this section.

5. The board of probation and parole shall supervise every offender released to the house arrest program and shall verify compliance with the requirements of this section and such other rules and regulations that the department shall promulgate and may do so by remote electronic surveillance. If any probation/parole officer has probable cause to believe that an offender under house arrest has violated a condition of the house arrest agreement, the probation/parole officer may issue a warrant for the arrest of the offender. The probation/parole officer may effect the arrest or may deputize any officer with the power of arrest to do so by giving the officer a copy of the warrant which shall outline the circumstances of the alleged violation. The warrant delivered with the offender by the arresting officer to the official in charge of any jail or other detention facility to which the offender is brought shall be sufficient legal authority for detaining the offender. An offender arrested under this section shall remain in custody or incarcerated without consideration of bail. The director or his designee, upon recommendation of the probation and parole officer, may direct the return of any offender from house arrest to a correctional facility of the department for reclassification.

6. Each offender who is released to house arrest shall pay a percentage of his wages, established by department rules, to a maximum of the per capita cost of the house arrest program. The money received from the offender shall be deposited in the inmate fund and shall be expended to support the house arrest program.

217.730. 1. The period served on parole, except for judicial parole granted or revoked pursuant to section 559.100, RSMo, shall be deemed service of the term of imprisonment and, subject to the provisions of section 217.720 relating to an offender who is or has been a fugitive from justice, the total time served may not exceed the maximum term or sentence.

2. When an offender on parole or conditional release, before the expiration of the term for which the offender was sentenced, has performed the obligation of his parole for such time as satisfies the board that his final release is not incompatible with the best interest of society and the welfare of the individual, the board may make a final order of discharge and issue a certificate of discharge to the offender. No such order of discharge shall be made in any case less than three years after the date on which the offender was paroled or conditionally released except where the sentence expires earlier.

3. Upon final discharge, persons shall be informed in writing on the process and procedure to register to vote.

217.750. 1. At the request of a judge of any circuit court, the board shall provide probation services for such court as provided in subsection 2 of this section.

2. The board shall provide probation services for any person convicted of any class of felony. The board shall not [be required to] provide probation services for any class of misdemeanor except those class A misdemeanors the basis of which is contained in chapters 565[,] and 566 [and 570], RSMo, or in section 568.050, RSMo, 455.085, RSMo, or section 455.538, RSMo. [The board may in its discretion accept other persons for supervision who have been convicted of driving while intoxicated under the provisions of section 577.023, RSMo.]

217.760. 1. In all felony cases and class A misdemeanor cases, the basis of which misdemeanor cases are contained in chapters 565[,] and 566, [and 570,] RSMo, and section 577.023, RSMo, at the request of a circuit judge of any circuit court, the board shall assign one or more state probation and parole officers to make an investigation of the person convicted of the crime or offense before sentence is imposed. **In all felony cases in which the recommended sentence established by the sentencing advisory commission pursuant to subsection 6 of section 558.019, RSMo, includes probation but the recommendation of the prosecuting attorney or circuit attorney does not include probation, the board of probation and parole shall, prior to sentencing, provide the judge with a report on available alternatives to incarceration.**

2. The report of the presentence investigation or preparole investigation shall contain any prior criminal record of the defendant and such information about his **or her** characteristics, his **or her** financial condition, his **or her** social history [and], the circumstances affecting his **or her** behavior as may be helpful in imposing sentence or in granting probation or in the correctional treatment of the defendant, **information concerning the impact of the crime upon the victim, the recommended sentence established by the sentencing advisory commission and available alternatives to incarceration including opportunities for restorative justice**, as well as a recommendation by the probation and parole officer. The officer shall secure such other information as may be required by the court and, whenever it is practicable and needed, such investigation shall include a physical and mental examination of the defendant.”; and

Further amend said bill, Pages 25-26, Section 478.610, by striking all of said section from the bill and inserting in lieu thereof the following:

“478.610. 1. There shall be three circuit judges in the thirteenth judicial circuit consisting of the counties of Boone and Callaway. These judges shall sit in divisions numbered one, two and three. **Beginning on January 1, 2007,**

there shall be four circuit judges in the thirteenth judicial circuit and these judges shall sit in divisions numbered one, two, three, and four.

2. The circuit judge in division two shall be elected in 1980. The circuit judges in divisions one and three shall be elected in 1982. **The circuit judge in division four shall be elected in 2006 for a two-year term and thereafter in 2008 for a full six-year term.**

3. The authority for a majority of judges of the thirteenth judicial circuit to appoint or retain a commissioner pursuant to section 478.003 shall expire August 28, 2001. As of such date, there shall be one additional associate circuit judge position in Boone County than is provided pursuant to section 478.320.

513.653. 1. Law enforcement agencies involved in using the federal forfeiture system under federal law shall be required at the end of their respective fiscal year to acquire an independent audit of the federal seizures and the proceeds received therefrom and provide this audit to their respective governing body **and to the department of public safety.** A copy of such audit shall be provided to the state auditor's office. This audit shall be paid for out of the proceeds of such federal forfeitures. **The department of public safety shall not issue funds to any law enforcement agency that fails to comply with the provisions of this section.**

2. Intentional or knowing failure to comply with the audit requirement contained in this section shall be a class A misdemeanor, punishable by a fine of up to one thousand dollars.”; and

Further amend said bill, Page 39, Section 544.170, Line 12 of said page, by inserting after all of said line the following:

“556.061. In this code, unless the context requires a different definition, the following shall apply:

(1) “Affirmative defense” has the meaning specified in section 556.056;

(2) “Burden of injecting the issue” has the meaning specified in section 556.051;

(3) “Commercial film and photographic print processor”, any person who develops exposed photographic film into negatives, slides or prints, or who makes prints from negatives or slides, for compensation. The term commercial film and photographic print processor shall include all employees of such persons but shall not include a person who develops film or makes prints for a public agency;

(4) “Confinement”:

(a) A person is in confinement when such person is held in a place of confinement pursuant to arrest or order of a court, and remains in confinement until:

a. A court orders the person's release; or

b. The person is released on bail, bond, or recognizance, personal or otherwise; or

c. A public servant having the legal power and duty to confine the person authorizes his release without guard and without condition that he return to confinement;

(b) A person is not in confinement if:

a. The person is on probation or parole, temporary or otherwise; or

b. The person is under sentence to serve a term of confinement which is not continuous, or is serving a sentence under a work-release program, and in either such case is not being held in a place of confinement or is not being held under guard by a person having the legal power and duty to transport the person to or from a place of confinement;

(5) “Consent”: consent or lack of consent may be expressed or implied. Assent does not constitute consent if:

(a) It is given by a person who lacks the mental capacity to authorize the conduct charged to constitute the offense and such mental incapacity is manifest or known to the actor; or

(b) It is given by a person who by reason of youth, mental disease or defect, or intoxication, is manifestly unable or known by the actor to be unable to make a reasonable judgment as to the nature or harmfulness of the conduct charged to constitute the offense; or

(c) It is induced by force, duress or deception;

(6) “Criminal negligence” has the meaning specified in section 562.016, RSMo;

(7) “Custody”, a person is in custody when the person has been arrested but has not been delivered to a place of confinement;

(8) “Dangerous felony” means the felonies of arson in the first degree, assault in the first degree, attempted forcible rape if physical injury results, attempted forcible sodomy if physical injury results, forcible rape, forcible sodomy, kidnapping, murder in the second degree [and], **assault of a law enforcement officer in the first degree, domestic assault in the first degree, elder abuse in the first degree, and robbery in the first degree;**

(9) “Dangerous instrument” means any instrument, article or substance, which, under the circumstances in which it is used, is readily capable of causing death or other serious physical injury;

(10) “Deadly weapon” means any firearm, loaded or unloaded, or any weapon from which a shot, readily capable of producing death or serious physical injury, may be discharged, or a switchblade knife, dagger, billy, blackjack or metal knuckles;

(11) “Felony” has the meaning specified in section 556.016;

(12) “Forcible compulsion” means either:

(a) Physical force that overcomes reasonable resistance; or

(b) A threat, express or implied, that places a person in reasonable fear of death, serious physical injury or kidnapping of such person or another person;

(13) “Incapacitated” means that physical or mental condition, temporary or permanent, in which a person is unconscious, unable to appraise the nature of such person’s conduct, or unable to communicate unwillingness to an act. A person is not incapacitated with respect to an act committed upon such person if he or she became unconscious, unable to appraise the nature of such person’s conduct or unable to communicate unwillingness to an act, after consenting to the act;

(14) “Infraction” has the meaning specified in section 556.021;

(15) “Inhabitable structure” has the meaning specified in section 569.010, RSMo;

(16) “Knowingly” has the meaning specified in section 562.016, RSMo;

(17) “Law enforcement officer” means any public servant having both the power and duty to make arrests for violations of the laws of this state, and federal law enforcement officers authorized to carry firearms and to make arrests for violations of the laws of the United States;

(18) “Misdemeanor” has the meaning specified in section 556.016;

(19) “Offense” means any felony, misdemeanor or infraction;

(20) “Physical injury” means physical pain, illness, or any impairment of physical condition;

(21) “Place of confinement” means any building or facility and the grounds thereof wherein a court is legally authorized to order that a person charged with or convicted of a crime be held;

(22) “Possess” or “possessed” means having actual or constructive possession of an object with knowledge of its presence. A person has actual possession if such person has the object on his or her person or within easy reach and convenient control. A person has constructive possession if such person has the power and the intention at a given time to exercise dominion or control over the object either directly or through another person or persons. Possession may also be sole or joint. If one person alone has possession of an object, possession is sole. If two or more persons share possession of an object, possession is joint;

(23) “Public servant” means any person employed in any way by a government of this state who is compensated by the government by reason of such person’s employment, any person appointed to a position with any government of this state, or any person elected to a position with any government of this state. It includes, but is not limited to, legislators, jurors, members of the judiciary and law enforcement officers. It does not include witnesses;

(24) “Purposely” has the meaning specified in section 562.016, RSMo;

(25) “Recklessly” has the meaning specified in section 562.016, RSMo;

(26) “Ritual” or “ceremony” means an act or series of acts performed by two or more persons as part of an established or prescribed pattern of activity;

(27) “Serious emotional injury”, an injury that creates a substantial risk of temporary or permanent medical or psychological damage, manifested by impairment of a behavioral, cognitive or physical condition. Serious emotional injury shall be established by testimony of qualified experts upon the reasonable expectation of probable harm to a reasonable degree of medical or psychological certainty;

(28) “Serious physical injury” means physical injury that creates a substantial risk of death or that causes serious disfigurement or protracted loss or impairment of the function of any part of the body;

(29) “Sexual conduct” means acts of human masturbation; deviate sexual intercourse; sexual intercourse; or physical contact with a person’s clothed or unclothed genitals, pubic area, buttocks, or the breast of a female in an act of apparent sexual stimulation or gratification;

(30) “Sexual contact” means any touching of the genitals or anus of any person, or the breast of any female person, or any such touching through the clothing, for the purpose of arousing or gratifying sexual desire of any person;

(31) “Sexual performance”, any performance, or part thereof, which includes sexual conduct by a child who is less than seventeen years of age;

(32) “Voluntary act” has the meaning specified in section 562.011, RSMo.

557.036. 1. [Subject to the limitation provided in subsection 3 of this section,] Upon a finding of guilt upon verdict or plea, the court shall decide the extent or duration of sentence or other disposition to be imposed under all the

circumstances, having regard to the nature and circumstances of the offense and the history and character of the defendant and render judgment accordingly.

2. [The court shall instruct the jury as to the range of punishment authorized by statute and upon a finding of guilt to assess and declare the punishment as a part of their verdict, unless:] **Where an offense is submitted to the jury, the trial shall proceed in two stages. At the first stage, the jury shall decide only whether the defendant is guilty or not guilty of any submitted offense. The issue of punishment shall not be submitted to the jury at the first stage.**

3. If the jury at the first stage of a trial finds the defendant guilty of the submitted offense, the second stage of the trial shall proceed. The issue at the second stage of the trial shall be the punishment to be assessed and declared. Evidence supporting or mitigating punishment may be presented. Such evidence may include, within the discretion of the court, evidence concerning the impact of the crime upon the victim, the victim's family and others, the nature and circumstances of the offense, and the history and character of the defendant. Rebuttal and surrebuttal evidence may be presented. The state shall be the first to proceed. The court shall instruct the jury as to the range of punishment authorized by statute for each submitted offense. The attorneys may argue the issue of punishment to the jury, and the state shall have the right to open and close the argument. The jury shall assess and declare the punishment as authorized by statute.

4. A second stage of the trial shall not proceed and the court, and not the jury, shall assess punishment if:

(1) The defendant requests in writing, prior to voir dire, that the court assess the punishment in case of a finding of guilt; or

(2) The state pleads and proves the defendant is a prior offender, persistent offender, dangerous offender, or persistent misdemeanor offender as defined in section 558.016, RSMo, a persistent sexual offender as defined in section 558.018, RSMo, or a predatory sexual offender as defined in section 558.018, RSMo.

If the jury [finds the defendant guilty but] cannot agree on the punishment to be assessed, the court shall proceed as provided in subsection 1 of this section. If [there be a trial by jury and the jury is to assess punishment and if], after due deliberation by the jury, the court finds the jury cannot agree on punishment, then the court may instruct the jury that if it cannot agree on punishment that [it may return its verdict without assessing punishment and] the court will assess punishment.

[3.] **5. If the jury returns a verdict of guilty in the first stage and declares a term of imprisonment [as provided in subsection 2 of this section] in the second stage, the court shall proceed as provided in subsection 1 of this section except that any term of imprisonment imposed cannot exceed the term declared by the jury unless the term declared by the jury is less than the authorized lowest term for the offense, in which event the court cannot impose a term of imprisonment greater than the lowest term provided for the offense.**

[4.] **6. If the defendant is found to be a prior offender, persistent offender, dangerous offender or persistent misdemeanor offender as defined in section 558.016, RSMo:**

(1) If he has been found guilty of an offense, the court shall proceed as provided in section 558.016, RSMo; or

(2) If he has been found guilty of a class A felony, the court may impose any sentence authorized for the class A felony.

[5.] **7. The court shall not seek an advisory verdict from the jury in cases of prior offenders, persistent offenders, dangerous offenders, persistent sexual offenders or predatory sexual offenders; if an advisory verdict is rendered, the court shall not deem it advisory, but shall consider it as mere surplusage.**

558.011. 1. The authorized terms of imprisonment, including both prison and conditional release terms, are:

(1) For a class A felony, a term of years not less than ten years and not to exceed thirty years, or life imprisonment;

(2) For a class B felony, a term of years not less than five years and not to exceed fifteen years;

(3) For a class C felony, a term of years not to exceed seven years;

(4) For a class D felony, a term of years not to exceed [five] **four** years;

(5) For a class A misdemeanor, a term not to exceed one year;

(6) For a class B misdemeanor, a term not to exceed six months;

(7) For a class C misdemeanor, a term not to exceed fifteen days.

2. In cases of class C and D felonies, the court shall have discretion to imprison for a special term not to exceed one year in the county jail or other authorized penal institution, and the place of confinement shall be fixed by the court. If the court imposes a sentence of imprisonment for a term longer than one year upon a person convicted of a class C or D felony, it shall commit the person to the custody of the department of corrections for a term of years not less than two years and not exceeding the maximum authorized terms provided in subdivisions (3) and (4) of subsection 1 of this section.

3. (1) When a regular sentence of imprisonment for a felony is imposed, the court shall commit the [defendant] **person** to the custody of the department of corrections for the term imposed under section 557.036, RSMo, or until released under procedures established elsewhere by law.

(2) A sentence of imprisonment for a misdemeanor shall be for a definite term and the court shall commit the [defendant] **person** to the county jail or other authorized penal institution for the term of his **or her** sentence or until released under procedure established elsewhere by law.

4. (1) A sentence of imprisonment for a term of years for felonies other than dangerous felonies as defined in section 556.061, RSMo, and other than sentences of imprisonment which involve the individual's fourth or subsequent remand to the department of corrections shall consist of a prison term and a conditional release term. The conditional release term of any term imposed under section 557.036, RSMo, shall be:

(a) One-third for terms of nine years or less;

(b) Three years for terms between nine and fifteen years;

(c) Five years for terms more than fifteen years; and the prison term shall be the remainder of such term. The prison term may be extended by the board of probation and parole pursuant to subsection 5 of this section.

(2) "Conditional release" means the conditional discharge of an offender by the board of probation and parole, subject to conditions of release that the board deems reasonable to assist the offender to lead a law-abiding life, and subject to the supervision under the state board of probation and parole. The conditions of release shall include avoidance by the offender of any other crime, federal or state, and other conditions that the board in its discretion deems reasonably necessary to assist the releasee in avoiding further violation of the law.

5. The date of conditional release from the prison term may be extended up to a maximum of the entire sentence of imprisonment by the board of probation and parole. The director of any division of the department of corrections except the board of probation and parole may file with the board of probation and parole a petition to extend the conditional release date when an offender fails to follow the rules and regulations of the division or commits an act in violation of such rules. Within ten working days of receipt of the petition to extend the conditional release date, the board of probation and parole shall convene a hearing on the petition. The offender shall be present and may call witnesses in his **or her** behalf and cross-examine witnesses appearing against [him] **the offender**. The hearing shall be conducted as provided in section 217.670, RSMo. If the violation occurs in close proximity to the conditional release date, the conditional release may be held for a maximum of fifteen working days to permit necessary time for the division director to file a petition for an extension with the board and for the board to conduct a hearing, provided some affirmative manifestation of an intent to extend the conditional release has occurred prior to the conditional release date. If at the end of a fifteen-working-day period a board decision has not been reached, the offender shall be released conditionally. The decision of the board shall be final.

558.016. 1. The court may sentence a person who has pleaded guilty to or has been found guilty of an offense to a term of imprisonment as authorized by section 558.011 or to a term of imprisonment authorized by a statute governing the offense, if it finds the defendant is a prior offender or a persistent misdemeanor offender, or to an extended term of imprisonment if it finds the defendant is a persistent offender or a dangerous offender.

2. A "prior offender" is one who has pleaded guilty to or has been found guilty of one felony.

3. A "persistent offender" is one who has pleaded guilty to or has been found guilty of two or more felonies committed at different times.

4. A "dangerous offender" is one who:

(1) Is being sentenced for a felony during the commission of which he knowingly murdered or endangered or threatened the life of another person or knowingly inflicted or attempted or threatened to inflict serious physical injury on another person; and

(2) Has pleaded guilty to or has been found guilty of a class A or B felony or a dangerous felony.

5. A "persistent misdemeanor offender" is one who has pleaded guilty to or has been found guilty of two or more class A or B misdemeanors, committed at different times, which are defined as offenses under chapters 195, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, and 576, RSMo.

6. The pleas or findings of guilty shall be prior to the date of commission of the present offense.

7. The total authorized maximum terms of imprisonment for a persistent offender or a dangerous offender are:

(1) For a class A felony, any sentence authorized for a class A felony;

(2) For a class B felony, [a term of years not to exceed thirty years] **any sentence authorized for a class A felony;**

(3) For a class C felony, [a term of years not to exceed twenty years] **any sentence authorized for a class B felony;**

(4) For a class D felony, [a term of years not to exceed ten years] **any sentence authorized for a class C felony.**

8. An offender convicted of a nonviolent class C or class D felony with no prior prison commitments, after serving one hundred twenty days of his or her sentence, may, in writing, petition the court to serve the remainder of his or her sentence on probation, parole, or other court-approved alternative sentence. No hearing shall be conducted unless the court deems it necessary. Upon the offender petitioning the court, the department of corrections shall submit a report to the sentencing court which evaluates the conduct of the offender while in custody, alternative custodial methods available to the offender, and shall recommend whether the offender be released or remain in custody. If the report issued by the department is favorable and recommends probation, parole, or other alternative sentence, the court shall follow the recommendations of the department unless the court makes the determination that such placement may be an abuse of discretion. Any placement of an offender pursuant to section 559.115, RSMo, shall be excluded from the provisions of this subsection.

558.019. 1. This section shall not be construed to affect the powers of the governor under article IV, section 7, of the Missouri Constitution. This statute shall not affect those provisions of section 565.020, RSMo, section 558.018 or section 571.015, RSMo, which set minimum terms of sentences, or the provisions of section 559.115, RSMo, relating to probation.

2. The provisions of **subsections 2 to 5** of this section shall be applicable to all classes of felonies except those set forth in chapter 195, RSMo, and those otherwise excluded in subsection 1 of this section. For the purposes of this section, "prison commitment" means and is the receipt by the department of corrections of a [defendant] **offender** after sentencing. For purposes of this section, prior prison commitments to the department of corrections shall not include commitment to a regimented discipline program established pursuant to section 217.378, RSMo. Other provisions of the law to the contrary notwithstanding, any [defendant] **offender** who has pleaded guilty to or has been found guilty of a felony other than a dangerous felony as defined in section 556.061, RSMo, and is committed to the department of corrections shall be required to serve the following minimum prison terms:

(1) If the [defendant] **offender** has one previous prison commitment to the department of corrections for a felony offense, the minimum prison term which the [defendant] **offender** must serve shall be forty percent of his **or her** sentence or until the [defendant] **offender** attains seventy years of age, and has served at least [forty] **thirty** percent of the sentence imposed, whichever occurs first;

(2) If the [defendant] **offender** has two previous prison commitments to the department of corrections for felonies unrelated to the present offense, the minimum prison term which the [defendant] **offender** must serve shall be fifty percent of his **or her** sentence or until the [defendant] **offender** attains seventy years of age, and has served at least forty percent of the sentence imposed, whichever occurs first;

(3) If the [defendant] **offender** has three or more previous prison commitments to the department of corrections for felonies unrelated to the present offense, the minimum prison term which the [defendant] **offender** must serve shall be eighty percent of his **or her** sentence or until the [defendant] **offender** attains seventy years of age, and has served at least forty percent of the sentence imposed, whichever occurs first.

3. Other provisions of the law to the contrary notwithstanding, any [defendant] **offender** who has pleaded guilty to or has been found guilty of a dangerous felony as defined in section 556.061, RSMo, and is committed to the department of corrections shall be required to serve a minimum prison term of eighty-five percent of the sentence imposed by the court or until the [defendant] **offender** attains seventy years of age, and has served at least forty percent of the sentence imposed, whichever occurs first.

4. For the purpose of determining the minimum prison term to be served, the following calculations shall apply:

(1) A sentence of life shall be calculated to be thirty years;

(2) Any sentence either alone or in the aggregate with other consecutive sentences for crimes committed at or near the same time which is over seventy-five years shall be calculated to be seventy-five years.

5. For purposes of this section, the term "minimum prison term" shall mean time required to be served by the [defendant] **offender** before he **or she** is eligible for parole, conditional release or other early release by the department of corrections. Except that the board of probation and parole, in the case of consecutive sentences imposed at the same time pursuant to a course of conduct constituting a common scheme or plan, shall be authorized to convert consecutive sentences to concurrent sentences, when the board finds, after hearing with notice to the prosecuting or circuit attorney, that the sum of the terms results in an unreasonably excessive total term, taking into consideration all factors related to the crime or crimes committed and the sentences received by others similarly situated.

6. (1) A sentencing advisory commission is hereby created to consist of [eleven] **thirteen** members. One member shall be appointed by the speaker of the house. One member shall be appointed by the president pro tem of the senate. One member shall be the director of the department of corrections. [Six] **Eight** members shall be appointed by and serve at the pleasure of the governor from among the following: the public defender commission; [private citizens] **four private citizens, two from urban and two from rural areas of the state**; a private member of the Missouri Bar; the

board of probation and parole; and a prosecutor. Two members shall be appointed by the supreme court, one from a metropolitan area and one from a rural area. All members of the sentencing commission appointed prior to August 28, 1994, shall continue to serve on the sentencing advisory commission at the pleasure of the governor.

(2) The commission shall study sentencing practices in the circuit courts throughout the state for the purpose of determining whether and to what extent disparities exist among the various circuit courts with respect to the length of sentences imposed and the use of probation for [defendants] **offenders** convicted of the same or similar crimes and with similar criminal histories. The commission shall also study and examine whether and to what extent sentencing disparity among economic and social classes exists in relation to the sentence of death and if so, the reasons therefor **sentences are comparable to other states, if the length of the sentence is appropriate, and the rate of rehabilitation based on sentence**. It shall compile statistics, examine cases, draw conclusions, and perform other duties relevant to the research and investigation of disparities in death penalty sentencing among economic and social classes.

(3) The commission shall establish a system of recommended sentences, within the statutory minimum and maximum sentences provided by law for each felony committed under the laws of this state. This system of recommended sentences shall be distributed to all sentencing courts within the state of Missouri. The recommended sentence for each crime shall take into account, but not be limited to, the following factors:

- (a) The nature and severity of each offense;
- (b) The record of prior offenses by the offender;
- (c) The data gathered by the commission showing the duration and nature of sentences imposed for each crime; and
- (d) The resources of the department of corrections and other authorities to carry out the punishments that are imposed.

(4) **The commission shall study alternative sentences, prison work programs, work release, home-based incarceration, probation and parole options, and any other programs and report the feasibility of these options in Missouri.**

(5) The commission shall publish and distribute its [system of recommended sentences] **recommendations** on or before July 1, [1995] **2004**. The commission shall study the implementation and use of the [system of recommended sentences] **recommendations** until July 1, [1998] **2005**, and return a [final] report to the governor, the speaker of the house of representatives, and the president pro tem of the senate. Following the July 1, [1998] **2005**, report, the commission [may] **shall** revise the recommended sentences every [three] **two** years.

[(5)] (6) The governor shall select a chairperson who shall call meetings of the commission as required or permitted pursuant to the purpose of the sentencing commission.

[(6)] (7) The members of the commission shall not receive compensation for their duties on the commission, but shall be reimbursed for actual and necessary expenses incurred in the performance of these duties and for which they are not reimbursed by reason of their other paid positions.

[(7)] (8) The circuit and associate circuit courts of this state, the office of the state courts administrator, the department of public safety, and the department of corrections shall cooperate with the commission by providing information or access to information needed by the commission. The office of the state courts administrator will provide needed staffing resources.

7. **Courts shall retain discretion to lower or exceed the sentence recommended by the commission as otherwise allowable by law, and to order restorative justice methods, when applicable.**

8. **In all cases involving class C and D felony violations of chapter 195, RSMo, where the department receives custody of an offender, the department of corrections shall make a report to the board of probation and parole within one hundred twenty days after receiving custody of the offender. The report shall contain a description of the circumstances of the offense, an evaluation of the offender's need for drug or alcohol treatment, an evaluation of the offender's conduct while in custody, and available options, if any, for punishing the offender in settings other than prison. The board of probation and parole shall have the authority for the duration of the sentence imposed by the court to place the offender in any combination of treatment, incarceration, supervised release, community service, and restorative justice.**

9. **If the imposition or execution of a sentence is suspended, the court may consider ordering any or all of the following restorative justice methods, or any other method that the court finds just or appropriate:**

- (1) Restitution to any victim for costs incurred as a result of the offender's actions;
- (2) Offender treatment programs;
- (3) Mandatory community service;
- (4) Work release programs in local facilities; and
- (5) Community based residential and nonresidential programs.

10. The provisions of this section shall apply only to offenses occurring on or after August 28, [1994] **2003**.

559.026. Except in infraction cases, when probation is granted, the court, in addition to conditions imposed [under] **pursuant to** section 559.021, may require as a condition of probation that the [defendant] **offender** submit to a period of detention **up to forty-eight hours after the determination by a probation or parole officer that the offender violated a condition of continued probation or parole** in an appropriate institution at whatever time or intervals within the period of probation, consecutive or nonconsecutive, the court shall designate, **or the board of probation and parole shall direct**. Any person placed on probation in a county of the first class or second class or in any city with a population of five hundred thousand or more and detained as herein provided shall be subject to all provisions of section 221.170, RSMo, even though he was not convicted and sentenced to a jail or workhouse.

(1) In misdemeanor cases, the period of detention under this section shall not exceed the shorter of fifteen days or the maximum term of imprisonment authorized for the misdemeanor by chapter 558, RSMo.

(2) In felony cases, the period of detention under this section shall not exceed one hundred twenty days.

(3) If probation is revoked and a term of imprisonment is served by reason thereof, the time spent in a jail, **half-way house, honor center**, workhouse or other institution as a detention condition of probation shall be credited against the prison or jail term served for the offense in connection with which the detention condition was imposed.

559.115. 1. Neither probation nor parole shall be granted by the circuit court between the time the transcript on appeal from the [defendant's] **offender's** conviction has been filed in appellate court and the disposition of the appeal by such court.

2. Unless otherwise prohibited by subsection 5 of this section, a circuit court only upon its own motion and not that of the state or the [defendant] **offender** shall have the power to grant probation to a [defendant] **offender** anytime up to one hundred twenty days after such [defendant] **offender** has been delivered to [the custody of] the department of corrections but not thereafter. The court may request information and a recommendation from the department concerning the [defendant] **offender** and such [defendant's] **offender's** behavior during the period of incarceration. Except as provided in this section, the court may place the [defendant] **offender** on probation in a program created pursuant to section 217.777, RSMo, or may place the [defendant] **offender** on probation with any other conditions authorized by law.

3. The court may recommend placement of an offender in a department of corrections one-hundred-twenty-day-program. Upon the recommendation of the court, the department of corrections shall determine the offender's eligibility for the program, the nature, intensity, and duration of any offender's participation in a program and the availability of space for an offender in any program. When the court recommends and receives placement of an offender in a department of corrections one-hundred-twenty-day-program, the offender shall be released on probation if the department of corrections determines that the offender has successfully completed the program except as follows. Upon successful completion of a treatment program, the board of probation and parole shall advise the sentencing court of an offender's probationary release date thirty days prior to release. The court shall release the offender unless such release constitutes an abuse of discretion. If the court determined that there is an abuse of discretion, the court may order the execution of the offender's sentence only after conducting a hearing on the matter within ninety to one hundred twenty days of the offender's sentence. If the court does not respond when an offender successfully completes the program, the offender shall be released on probation. Upon successful completion of a shock incarceration program, the board of probation and parole shall advise the sentencing court of an offender's probationary release date thirty days prior to release. The court shall follow the recommendation of the department unless the court determines that probation is not appropriate. If the court determines that probation is not appropriate, the court may order the execution of the offender's sentence only after conducting a hearing on the matter within ninety to one hundred twenty days of the offender's sentence. If the department determines that an offender is not successful in a program, then after one hundred days of incarceration the circuit court shall receive from the department of corrections a report on the offender's participation in the program and department recommendations for terms and conditions of an offender's probation. The court shall then release the offender on probation or order the offender to remain in the department to serve the sentence imposed.

4. If the department of correction's one-hundred-twenty-day-program is full, the court may place the offender in a private program approved by the department of corrections or the court. If the offender is convicted of a class C or class D nonviolent felony, the court may order probation while awaiting appointment to treatment.

[3.] **5.** Except when the [defendant] **offender** has been found to be a predatory sexual offender pursuant to section 558.018, RSMo, the court shall request that the [defendant] **offender** be [place] **placed** in the sexual offender assessment unit of the department of corrections if the defendant has pleaded guilty to or has been found guilty of sexual abuse when classified as a class B felony.

[4.] **6. Unless the offender is being granted probation pursuant to successful completion of a one-hundred-twenty-day-program** the circuit court shall notify the state in writing when the court intends to grant probation to the [defendant] **offender** pursuant to the provisions of this section. The state may, in writing, request a hearing within ten days of receipt of the court's notification that the court intends to grant probation. Upon the state's request for a hearing, the court shall grant a hearing as soon as reasonably possible. If the state does not respond to the court's notice in writing within ten days, the court may proceed upon its own motion to grant probation.

7. An offender's first incarceration for one hundred twenty days for participation in a department of corrections program prior to release on probation shall not be considered a previous prison commitment for the purpose of determining a minimum prison term under the provisions of section 558.019.

[5.] **8.** Notwithstanding any other provision of law, probation may not be granted pursuant to this section to [defendants] **offenders** who have been convicted of murder in the second degree pursuant to section 565.021, RSMo; forcible rape pursuant to section 566.030, RSMo; forcible sodomy pursuant to section 566.060, RSMo; statutory rape in the first degree pursuant to section 566.032, RSMo; statutory sodomy in the first degree pursuant to section 566.062, RSMo; child molestation in the first degree pursuant to section 566.067, RSMo, when classified as a class B felony; abuse of a child pursuant to section 568.060, RSMo, when classified as a class A felony; a [defendant] **offender** who has been found to be a predatory sexual offender pursuant to section 558.018, RSMo; or any offense in which there exists a statutory prohibition against either probation or parole.

559.615. **1.** No judge, nor any person related within the third degree of consanguinity or affinity to a judge or any other county elected official with direct court supervision responsibilities, may have a material financial interest in any private entity which contracts to provide probation supervision or rehabilitation services pursuant to sections 559.600 to 559.615.

2. No person who provides assessment services or who makes a report, finding, or recommendation for any probationer to attend any counseling or other program as a condition or requirement of probation, may be related within the third degree of consanguinity or affinity to any person who has any financial interest, whether direct or indirect, in the counseling or other program or any financial interest, whether direct or indirect, in any private entity which provides the counseling or other program. Any person who violates this subsection shall thereafter:

(1) Immediately remit to the state of Missouri any financial income gained as a direct or indirect result of the action constituting the violation;

(2) Be prohibited from providing assessment or counseling services to or for the state board of probation and parole or any office thereof; and

(3) Be prohibited from having any financial interest, whether direct or indirect, in any private entity which provides assessment, counseling, or other services to the state board of probation and parole or any office thereof.”; and

Further amend said bill, Pages 40-42, Section 565.305, by striking all of said section from the bill and inserting in lieu thereof the following:

“565.305. 1. As used in this section, the following words and phrases shall mean:

(1) “Clone a human being” or “cloning a human being”, the creation of a human being by any means other than by the fertilization of a naturally intact oocyte of a human female by a naturally intact sperm of a human male;

(2) “Cloned human being”, a human being created by human cloning;

(3) “Public employee”, any person employed by the state of Missouri or any agency or political subdivision thereof;

(4) “Public facilities”, any public institution, public facility, public equipment, or any physical asset owned, leased, or controlled by the state of Missouri or any agency or political subdivision thereof;

(5) “Public funds”, any funds received or controlled by the state of Missouri or any agency or political subdivision thereof, including, but not limited to, funds derived from federal, state or local taxes, gifts or grants from any source, public or private, federal grants or payments, or intergovernmental transfers.

2. No person shall knowingly clone a human being, or participate in cloning a human being.

3. No person shall knowingly use public funds to clone a human being or attempt to clone a human being.

4. No person shall knowingly use public facilities to clone a human being or attempt to clone a human being.

5. No public employee shall knowingly allow any person to clone a human being or attempt to clone a human being while making use of public funds or public facilities.

6. Violation of subsections 2 to 5 of this section shall be a class B felony.

565.350. 1. Any pharmacist licensed pursuant to chapter 338, RSMo, commits the crime of tampering with a prescription or a prescription drug order as defined in section 338.095, RSMo, if such person knowingly:

(1) Causes the intentional adulteration of the concentration or chemical structure of a prescribed drug or drug therapy without the knowledge and consent of the prescribing practitioner;

(2) Misrepresents a misbranded, altered, or diluted prescription drug or drug therapy with the purpose of misleading the recipient or the administering person of the prescription drug or drug therapy; or

(3) Sells a misbranded, altered, or diluted prescription drug therapy with the intention of misleading the purchaser.

2. Tampering with a prescription drug order is a class A felony.

568.045. 1. A person commits the crime of endangering the welfare of a child in the first degree if:

(1) The person knowingly acts in a manner that creates a substantial risk to the life, body, or health of a child less than seventeen years old; or

(2) The person knowingly engages in sexual conduct with a person under the age of seventeen years over whom the person is a parent, guardian, or otherwise charged with the care and custody;

(3) The person knowingly encourages, aids or causes a child less than seventeen years of age to engage in any conduct which violates the provisions of chapter 195, RSMo;

(4) Such person enlists the aid, either through payment or coercion, of a person less than seventeen years of age to unlawfully manufacture, compound, produce, prepare, sell, transport, test or analyze amphetamine or methamphetamine or any of their analogues, or to obtain any material used to manufacture, compound, produce, prepare, test or analyze amphetamine or methamphetamine or any of their analogues; or

(5) Such person, in the presence of a person less than seventeen years of age, unlawfully manufactures, compounds, produces, prepares, sells, transports, tests or analyzes amphetamine or methamphetamine or any of their analogues.

2. Endangering the welfare of a child in the first degree is a class [D] C felony unless the offense is committed as part of a ritual or ceremony, or except on a second or subsequent offense, in which case the crime is a class [C] B felony.

570.030. 1. A person commits the crime of stealing if he or she appropriates property or services of another with the purpose to deprive him or her thereof, either without his or her consent or by means of deceit or coercion.

2. Evidence of the following is admissible in any criminal prosecution pursuant to this section on the issue of the requisite knowledge or belief of the alleged stealer:

(1) That he or she failed or refused to pay for property or services of a hotel, restaurant, inn or boardinghouse;

(2) That he or she gave in payment for property or services of a hotel, restaurant, inn or boardinghouse a check or negotiable paper on which payment was refused;

(3) That he or she left the hotel, restaurant, inn or boardinghouse with the intent to not pay for property or services;

(4) That he or she surreptitiously removed or attempted to remove his or her baggage from a hotel, inn or boardinghouse;

(5) That he or she, with intent to cheat or defraud a retailer, possesses, uses, utters, transfers, makes, alters, counterfeits, or reproduces a retail sales receipt, price tag, or universal price code label, or possesses with intent to cheat or defraud, the device that manufactures fraudulent receipts or universal price code labels.

3. Notwithstanding any other provision of law, any offense in which the value of property or services is an element is a class C felony if:

(1) The value of the property or services appropriated is five hundred dollars or more but less than twenty-five thousand dollars; or

(2) The actor physically takes the property appropriated from the person of the victim; or

(3) The property appropriated consists of:

(a) Any motor vehicle, watercraft or aircraft; or

(b) Any will or unrecorded deed affecting real property; or

(c) Any credit card or letter of credit; or

(d) Any firearms; or

(e) A United States national flag designed, intended and used for display on buildings or stationary flagstaffs in the open; or

(f) Any original copy of an act, bill or resolution, introduced or acted upon by the legislature of the state of Missouri; or

(g) Any pleading, notice, judgment or any other record or entry of any court of this state, any other state or of the United States; or

(h) Any book of registration or list of voters required by chapter 115, RSMo; or

(i) Any animal of the species of horse, mule, ass, cattle, swine, sheep, or goat; or

(j) Live fish raised for commercial sale with a value of seventy-five dollars; or

(k) Any controlled substance as defined by section 195.010, RSMo; or

(l) Anhydrous ammonia; or

(m) Ammonium nitrate.

4. If an actor appropriates any material with a value less than five hundred dollars in violation of this section with the intent to use such material to manufacture, compound, produce, prepare, test or analyze amphetamine or methamphetamine or any of their analogues, then such violation is a class [D] C felony. The theft of any amount of anhydrous ammonia or liquid nitrogen, or any attempt to steal any amount of anhydrous ammonia or liquid nitrogen, is a class [C] B felony. The theft of any amount of anhydrous ammonia by appropriation of a tank truck, tank trailer, rail tank car, bulk storage tank, field (nurse) tank or field applicator is a class A felony.

5. The theft of any item of property or services pursuant to subsection 3 of this section which exceeds five hundred dollars may be considered a separate felony and may be charged in separate counts.

6. Any person with a prior conviction of paragraph (i) of subdivision (3) of subsection 3 of this section and who violates the provisions of paragraph (i) of subdivision (3) of subsection 3 of this section when the value of the animal or animals stolen exceeds three thousand dollars is guilty of a class B felony.

7. Any offense in which the value of property or services is an element is a class B felony if the value of the property or services equals or exceeds twenty-five thousand dollars.

8. Any violation of this section for which no other penalty is specified in this section is a class A misdemeanor.

570.040. 1. Every person who has previously pled guilty or been found guilty on two separate occasions of a stealing-related offense where such offenses occurred within ten years of the date of occurrence of the present offense and where the person received and served a sentence of ten days or more on such previous offense and who subsequently pleads guilty or is found guilty of a stealing-related offense is guilty of a class [C] D felony and shall be punished accordingly.

2. As used in this section, the term “stealing-related offense” shall include federal and state violations of criminal statutes against stealing or buying or receiving stolen property and shall also include municipal ordinances against same if the defendant was either represented by counsel or knowingly waived counsel in writing and the judge accepting the plea or making the findings was a licensed attorney at the time of the court proceedings.

3. Evidence of prior guilty pleas or findings of guilt shall be heard by the court, out of the hearing of the jury, prior to the submission of the case to the jury, and the court shall determine the existence of the prior guilty pleas or findings of guilt.”; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 2

AMEND Senate Substitute for House Bill No. 198, Page 6, Section 115.157, Line 14 of said page, by inserting immediately after said line the following:

“195.215. 1. A person commits the offense of manufacturing of a controlled substance near schools if such person violates section 195.211 by unlawfully manufacturing any controlled substance within two thousand feet of the real property comprising a public or private elementary or secondary school, public vocational school, or a public or private junior college, college or university, or on any school bus.

2. Violation of the provisions of this section is a class A felony.”; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 4

AMEND Senate Substitute for House Bill No. 198, Page 14, Section 302.060, Line 2, by deleting the open bracket “[” and the close bracket “]” on said line; and

1934 *Journal of the House*

Further amending said bill, same page, same section, Line 26, by deleting the open bracket “[” and the close bracket “]” on said line; and

Further amending said bill, Page 19, Section 302.309, Lines 1-2, by deleting the open bracket “[” and the close bracket “]” on said lines; and

Further amending said bill, Page 22, Section 302.321, Lines 26-27, by deleting the open bracket “[” and the close bracket “]” on said lines; and

Further amending said bill, Page 23, same section, Line 7, by deleting the open bracket “[” and the close bracket “]” on said line; and

Further amending said bill, Page 24, Section 302.541, Lines 1-2, by deleting the open bracket “[” and the close bracket “]” on said line; and

Further amending said bill, Page 45, Section 577.023, Line 28, by deleting the open bracket “[” and the close bracket “]” on said line; and

Further amending said bill, Page 54, Section 577.500, Line 18, by deleting the open bracket “[” and the close bracket “]” on said line; and

Further amending said bill, same page, same section, Lines 22-23, by deleting the open bracket “[” and the close bracket “]” on said line; and

Further amending said bill, Page 55, same section, Lines 1-2, by deleting the open bracket “[” and the close bracket “]” on said line; and

Further amending said bill, same page, same section, Lines 8-9, by deleting the open bracket “[” and the close bracket “]” on said lines.

Senate Amendment No. 5

AMEND Senate Substitute for House Bill No. 198, Page 16, Section 302.060, Line 4 of page 16, by inserting after all of said line the following:

“302.302. 1. The director of revenue shall put into effect a point system for the suspension and revocation of licenses. Points shall be assessed only after a conviction or forfeiture of collateral. The initial point value is as follows:

(1) Any moving violation of a state law or county or municipal or federal traffic ordinance or regulation not listed in this section, other than a violation of vehicle equipment provisions or a court-ordered supervision as provided in section 302.303 2 points
(except any violation of municipal stop sign ordinance where no accident is involved 1 point)

(2) Speeding
In violation of a state law 3 points
In violation of a county or municipal ordinance 2 points

(3) Leaving the scene of an accident in violation of section 577.060, RSMo 12 points
In violation of any county or municipal ordinance 6 points

(4) Careless and imprudent driving in violation of subsection 4 of section 304.016, RSMo 4 points

**In violation of subsection 4 of section 304.016, RSMo, by a person under the age of
eighteen years of age 8 points**

In violation of a county or municipal ordinance 2 points

(5) Operating without a valid license in violation of subdivision (1) or (2)
of subsection 1 of section 302.020:

(a) For the first conviction 2 points

(b) For the second conviction 4 points

(c) For the third conviction 6 points

- (6) Operating with a suspended or revoked license prior to restoration of operating privileges 12 points
 - (7) Obtaining a license by misrepresentation 12 points
 - (8) For the first conviction of driving while in an intoxicated condition or under the influence of controlled substances or drugs 8 points
 - (9) For the second or subsequent conviction of any of the following offenses however combined: driving while in an intoxicated condition, driving under the influence of controlled substances or drugs or driving with a blood alcohol content of eight-hundredths of one percent or more by weight 12 points
 - (10) For the first conviction for driving with blood alcohol content eight-hundredths of one percent or more by weight
 - In violation of state law 8 points
 - In violation of a county or municipal ordinance or federal law or regulation 8 points
 - (11) Any felony involving the use of a motor vehicle 12 points
 - (12) Knowingly permitting unlicensed operator to operate a motor vehicle 4 points
 - (13) For a conviction for failure to maintain financial responsibility pursuant to county or municipal ordinance or pursuant to section 303.025, RSMo 4 points
 - (14) Exceeding the posted speed limit by twenty miles per hour or more by a person under the age of eighteen:**
 - (a) For the first conviction 8 points**
 - (b) For the second or subsequent conviction 12 points**
2. The director shall, as provided in subdivision (5) of subsection 1 of this section, assess an operator points for a conviction pursuant to subdivision (1) or (2) of subsection 1 of section 302.020, when the director issues such operator a license or permit pursuant to the provisions of sections 302.010 to 302.340.
3. An additional two points shall be assessed when personal injury or property damage results from any violation listed in subsection 1 of this section and if found to be warranted and certified by the reporting court.
4. When any of the acts listed in subdivision (2), (3), (4) or (8) of subsection 1 of this section constitutes both a violation of a state law and a violation of a county or municipal ordinance, points may be assessed for either violation but not for both. Notwithstanding that an offense arising out of the same occurrence could be construed to be a violation of subdivisions (8), (9) and (10) of subsection 1 of this section, no person shall be tried or convicted for more than one offense pursuant to subdivisions (8), (9) and (10) of subsection 1 of this section for offenses arising out of the same occurrence.
5. The director of revenue shall put into effect a system for staying the assessment of points against an operator. The system shall provide that the satisfactory completion of a driver-improvement program or, in the case of violations committed while operating a motorcycle, a motorcycle-rider training course approved by the director of the department of public safety, by an operator, when so ordered and verified by any court having jurisdiction over any law of this state or county or municipal ordinance, regulating motor vehicles, other than a violation committed in a commercial motor vehicle as defined in section 302.700, shall be accepted by the director in lieu of the assessment of points for a violation pursuant to subdivision (1), (2) or (4) of subsection 1 of this section or pursuant to subsection 3 of this section. For the purposes of this subsection, the driver-improvement program shall meet or exceed the standards of the National Safety Council's eight-hour "Defensive Driving Course" or, in the case of a violation which occurred during the operation of a motorcycle, the program shall meet the standards established by the director of the department of public safety pursuant to sections 302.133 to 302.138. The completion of a driver-improvement program or a motorcycle-rider training course shall not be accepted in lieu of points more than one time in any thirty-six-month period and shall be completed within sixty days of the date of conviction in order to be accepted in lieu of the assessment of points. Every court having jurisdiction pursuant to the provisions of this subsection shall, within fifteen days after completion of the driver-improvement program or motorcycle-rider training course by an operator, forward a record of the completion to the director, all other provisions of the law to the contrary notwithstanding. The director shall establish procedures for record keeping and the administration of this subsection.";

Further amend the title and enacting clause accordingly.

Senate Amendment No. 6

AMEND Senate Substitute for House Bill No. 198, Page 39, Section 544.170, Line 12, by inserting immediately after said line the following:

“558.021. 1. The court shall find the defendant to be a prior offender, persistent offender, dangerous offender, persistent sexual offender or predatory sexual offender if:

(1) The indictment or information, original or amended, or the information in lieu of an indictment pleads all essential facts warranting a finding that the defendant is a prior offender, persistent offender, dangerous offender, persistent sexual offender or predatory sexual offender; and

(2) Evidence is introduced that establishes sufficient facts pleaded to warrant a finding beyond a reasonable doubt that the defendant is a prior offender, persistent offender, dangerous offender, persistent sexual offender or predatory sexual offender; and

(3) The court makes findings of fact that warrant a finding beyond a reasonable doubt by the court that the defendant is a prior offender, persistent offender, dangerous offender, persistent sexual offender or predatory sexual offender.

2. In a jury trial, the facts shall be pleaded, established and found prior to submission to the jury outside of its hearing, except the facts required by subdivision (1) of subsection 4 of section 558.016 may be established and found at a later time, but prior to sentencing, and may be established by judicial notice of prior testimony before the jury. **The time specified under this subsection for pleading, establishing and finding the facts shall not apply to appellate reversals or remands following the defendant’s conviction, but in such case the facts shall otherwise be pleaded, established and found in accordance with this section.**

3. In a trial without a jury or upon a plea of guilty, the court may defer the proof and findings of such facts to a later time, but prior to sentencing. The facts required by subdivision (1) of subsection 4 of section 558.016 may be established by judicial notice of prior testimony or the plea of guilty. **The time specified under this subsection for proof and finding of such facts shall not apply to appellate reversals or remands following the defendant’s conviction, but in such case the facts shall otherwise be pleaded, established and found in accordance with this section.**

4. The defendant shall be accorded full rights of confrontation and cross-examination, with the opportunity to present evidence, at such hearings.

5. The defendant may waive proof of the facts alleged.

6. Nothing in this section shall prevent the use of presentence investigations or commitments under sections 557.026 and 557.031, RSMo.

7. At the sentencing hearing both the state and the defendant shall be permitted to present additional information bearing on the issue of sentence.”; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 7

AMEND Senate Substitute for House Bill No. 198, Page 61, Section 589.414, Line 9, by inserting after all of said line the following:

“610.021. Except to the extent disclosure is otherwise required by law, a public governmental body is authorized to close meetings, records and votes, to the extent they relate to the following:

(1) Legal actions, causes of action or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body or its representatives and its attorneys. However, any minutes, vote or settlement agreement relating to legal actions, causes of action or litigation involving a public governmental body or any agent or entity representing its interests or acting on its behalf or with its authority, including any insurance company acting on behalf of a public government body as its insured, shall be made public upon final disposition of the matter voted upon or upon the signing by the parties of the settlement agreement, unless, prior to final disposition, the settlement agreement is ordered closed by a court after a written finding that the adverse impact to a plaintiff or plaintiffs to the action clearly outweighs the public policy considerations of section 610.011, however, the amount of any moneys paid by, or on behalf of, the public governmental body shall be disclosed; provided, however, in matters involving the exercise of the power of eminent domain, the vote shall be announced or become public immediately following the action on the motion to authorize institution of such a legal action. Legal work product shall be considered a closed record;

(2) Leasing, purchase or sale of real estate by a public governmental body where public knowledge of the transaction might adversely affect the legal consideration therefor. However, any minutes, vote or public record

approving a contract relating to the leasing, purchase or sale of real estate by a public governmental body shall be made public within seventy- two hours after execution of the lease, purchase or sale of the real estate;

(3) Hiring, firing, disciplining or promoting of particular employees by a public governmental body when personal information about the employee is discussed or recorded. However, any vote on a final decision, when taken by a public governmental body, to hire, fire, promote or discipline an employee of a public governmental body must be made available with a record of how each member voted to the public within seventy-two hours of the close of the meeting where such action occurs; provided, however, that any employee so affected shall be entitled to prompt notice of such decision during the seventy-two-hour period before such decision is made available to the public. As used in this subdivision, the term "personal information" means information relating to the performance or merit of individual employees;

(4) The state militia or national guard or any part thereof;

(5) Nonjudicial mental or physical health proceedings involving identifiable persons, including medical, psychiatric, psychological, or alcoholism or drug dependency diagnosis or treatment;

(6) Scholastic probation, expulsion, or graduation of identifiable individuals, including records of individual test or examination scores; however, personally identifiable student records maintained by public educational institutions shall be open for inspection by the parents, guardian or other custodian of students under the age of eighteen years and by the parents, guardian or other custodian and the student if the student is over the age of eighteen years;

(7) Testing and examination materials, before the test or examination is given or, if it is to be given again, before so given again;

(8) Welfare cases of identifiable individuals;

(9) Preparation, including any discussions or work product, on behalf of a public governmental body or its representatives for negotiations with employee groups;

(10) Software codes for electronic data processing and documentation thereof;

(11) Specifications for competitive bidding, until either the specifications are officially approved by the public governmental body or the specifications are published for bid;

(12) Sealed bids and related documents, until the bids are opened; and sealed proposals and related documents or any documents related to a negotiated contract until a contract is executed, or all proposals are rejected;

(13) Individually identifiable personnel records, performance ratings or records pertaining to employees or applicants for employment, except that this exemption shall not apply to the names, positions, salaries and lengths of service of officers and employees of public agencies once they are employed as such;

(14) Records which are protected from disclosure by law;

(15) Meetings and public records relating to scientific and technological innovations in which the owner has a proprietary interest;

(16) Records relating to municipal hot lines established for the reporting of abuse and wrongdoing;

(17) Confidential or privileged communications between a public governmental body and its auditor, including all auditor work product;

(18) A municipal utility receiving a public records request for information about existing or proposed security systems and structural plans of real property owned or leased by the municipal utility, the public disclosure of which would threaten public safety, shall within three business days act upon such public records request, pursuant to section 610.023. Records related to the procurement of or expenditures relating to security systems shall be open except to the extent provided in this section;

(19) Existing or proposed security systems and structural plans of real property owned or leased by a public governmental body, the public disclosure of which would threaten public safety. Records related to the procurement of or expenditures relating to security systems shall be open except to the extent provided in this section. When seeking to close information pursuant to this exception, the public governmental body shall affirmatively state in writing that disclosure would impair the public governmental body's ability to protect the security or safety of persons or real property, and shall in the same writing state that the public interest in nondisclosure outweighs the public interest in disclosure of the records. This exception shall sunset on December 31, 2006;

(20) Records that identify the configuration of components or the operation of a computer, computer system, computer network, or telecommunications network, and would allow unauthorized access to or unlawful disruption of a computer, computer system, computer network, or telecommunications network of a public governmental body. This exception shall not be used to limit or deny access to otherwise public records in a file, document, data file or database containing public records. Records related to the procurement of or expenditures relating to such computer, computer system, computer network, or telecommunications network, including the amount of moneys paid by, or on behalf of,

a public governmental body for such computer, computer system, computer network, or telecommunications network shall be open except to the extent provided in this section; [and]

(21) Credit card numbers, personal identification numbers, digital certificates, physical and virtual keys, access codes or authorization codes that are used to protect the security of electronic transactions between a public governmental body and a person or entity doing business with a public governmental body. Nothing in this section shall be deemed to close the record of a person or entity using a credit card held in the name of a public governmental body or any record of a transaction made by a person using a credit card or other method of payment for which reimbursement is made by a public governmental body; **and**

(22) Operational plans, guidelines, policies, or procedures developed, adopted, or maintained by any agency or officer responsible for law enforcement, public safety, first response, or public health for use in responding to or preventing any critical incident, meaning an event which is or appears to be terrorist, criminal, or hostile in nature and which has the potential to endanger individual or public safety or health, including the safety or health of first responders. Nothing in this exception shall be deemed to close information regarding expenditures, purchases, or contracts made by an agency in implementing these plans, guidelines, policies, or procedures.”; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 8

AMEND Senate Substitute for House Bill No. 198, Page 61, Section 589.414, Line 9 of said page, by inserting immediately after said line the following:

“610.106. [Any person as to whom imposition of sentence was suspended prior to September 28, 1981, may make a motion to the court in which the action was prosecuted after his discharge from the court's jurisdiction for closure of official records pertaining to the case. If the prosecuting authority opposes the motion, an informal hearing shall be held in which technical rules of evidence shall not apply. Having regard to the nature and circumstances of the offense and the history and character of the defendant and upon a finding that the ends of justice are so served, the court may order official records pertaining to the case to be closed, except as provided in section 610.120.] **1. In the event a person is charged with a criminal offense and subsequently enters a guilty plea or is found guilty and imposition of sentence is suspended in the case for a period of time while the person is on court-ordered probation:**

(1) The official records of the case shall remain open until such time as the court-ordered probation is successfully completed;

(2) Upon successful completion of the court-ordered probation, the records of the case shall be sealed and closed for all purposes, notwithstanding any provision of the law or court order to the contrary; and

(3) Upon successful completion of the court-ordered probation, the person shall not thereafter be impeached by his or her arrest, charges, conviction or guilty plea in the case.

2. Records required to be sealed and closed pursuant to this section shall be inaccessible to all persons other than the defendant, notwithstanding any provision of law to the contrary.

3. Nothing in this section shall be construed, interpreted or applied to deny or abridge any person's constitutional or statutory protection against double jeopardy.

4. The provisions of subsections 1, 2 and 3 of this section shall apply to all cases terminating prior to, on, or after the effective date of this section, except no case which terminated before the effective date of this section shall be re-opened because of any provision of this section.

610.110. No person as to whom such records have become **sealed or** closed [records] **pursuant to section 610.105 or 610.106** shall thereafter, under any provision of law, be held to be guilty of perjury or otherwise of giving a false statement by reason of his **or her** failure to recite [or], acknowledge [such arrest or trial], **admit or confess any aspect of any such arrest or any such case** in response to any inquiry made of him for any purpose[, except as provided in section 491.050, RSMo, and section 610.120].”; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 9

AMEND Senate Substitute for House Bill No. 198, Page 2, Section 537.046, Line 3, by inserting after all of said line the following:

“537.800. 1. Any action seeking money damages against a person for conduct or speech undertaken or made in connection with a public issue, or a public hearing or public meeting, in a quasi-judicial proceeding before a tribunal or decision-making body of any political subdivision of the state is subject to a special motion to dismiss, motion for judgment on the pleadings, or motion for summary judgment that shall be considered by the court on a priority or expedited basis to ensure the early consideration of the issues raised by the motion and to prevent the unnecessary expense of litigation. The court shall grant such special motion, unless the party against whom the motion is made shows by clear and convincing evidence that:

(a) The moving party’s conduct or speech was devoid of any reasonable factual support or any arguable basis in law; and

(b) The moving party’s acts caused actual injury to the responding party.

Upon the filing of any special motion described in this subsection, all discovery shall be suspended pending a decision on the motion by the court and the exhaustion of all appeals regarding the special motion.

2. If a court grants a motion to dismiss, a motion for judgment on the pleadings or a motion for summary judgment, the court shall award reasonable attorney fees and costs incurred by the moving party in defending the action and may award punitive damages upon a demonstration that the action was primarily commenced or continued for the purpose of harassing, intimidating, punishing, or otherwise maliciously inhibiting the free exercise of speech, petition, or association rights. If the court finds that a special motion to dismiss or motion for judgment on the pleadings or motion for summary judgment is frivolous or solely intended to cause unnecessary delay, the court shall award costs and reasonable attorney fees to the party prevailing on the motion.

3. Any party shall have the right to an expedited appeal from a trial court order on the special motions described in subsection 2 of this section or from a trial court’s failure to rule on the motion on an expedited basis.

4. The state or any local governmental entity to which the moving party’s conduct or speech is made or directed or the attorney general may intervene to defend or otherwise support the moving party on any special motion.

5. As used in this section, a “public meeting in a quasi-judicial proceeding” means and includes any meeting established and held by state or local governmental entity, including without limitations, meetings or presentations before state, county, city, town or village councils, planning commissions, review boards or commissions.

6. Nothing in this section limits or prohibits the exercise of a right or remedy of a party granted pursuant to another constitutional, statutory, common law or administrative provision, including civil actions for defamation.

7. If any provision of this section or the application of any provision of this section to a person or circumstance is held invalid, the invalidity shall not affect other provisions or applications of this section that can be given effect without the invalid provision or application, and to this end the provisions of this section are severable.”; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 10

AMEND Senate Substitute for House Bill No. 198, Page 26, Section 478.610, Line 2, by inserting immediately after said line the following:

“479.051. 1. Any city, county or township may provide by ordinance an administrative adjudication system for adjudicating parking and other non-moving municipal code violations to the extent permitted by court rules. The adoption by a city, county, or township of an administrative adjudication system does not preclude the city, county, or township from using other methods to enforce ordinances. This statute shall not affect the validity of other administrative adjudication systems authorized by state law and created prior to the effective date of this statute.

2. An ordinance establishing an administrative adjudication system shall provide for an administrative adjudication unit or alternative, which could include the municipal division of a circuit court, define the jurisdiction and role of that unit and describe the means by which the municipality shall provide suitable facilities and operating resources for operating the administrative adjudication system. The ordinance shall designate the types of municipal code violations deemed appropriate for administrative adjudication consistent with applicable state law. The administrative adjudication unit shall operate under the supervision of the circuit court.

3. The administrative adjudication unit, as provided in this section, shall establish and maintain a system for adjudicating parking violations and any other municipal code violations designated for administrative adjudication by ordinance. The administrative adjudication system shall include operating policies and procedures, including but not limited to, appeal criteria, documentation requirements, notification deadlines, and forms, subject to the approval of the circuit court. The administrative adjudication system shall afford parties due process of law.

4. The adjudication process may involve a one-step administrative hearing or a two-step administrative review and administrative hearing. If the city, county, or township adopts a one-step process, individuals must apply for an administrative hearing to contest a municipal code violation. If the city, county, or township adopts a two-step process, individuals must first apply for an administrative review to contest a municipal code violation and then, if dissatisfied with the results of the administrative review, may apply for an administrative hearing. Any failure to request an administrative review or hearing in accordance with the rules established by the administrative adjudication unit, as provided in this section, shall be considered an admission of liability.

5. The administrative reviews and hearings authorized pursuant to this section shall be designed to ensure a fair and impartial consideration of the contested code violation. The formal and technical rules of evidence shall not apply in any administrative review or hearing authorized pursuant to this section. Evidence, including hearsay, may be admitted only if it is the type of evidence commonly relied upon by reasonably prudent persons in the conduct of their affairs. The officer or person who issued the notice of municipal code violation shall not be required to participate in an administrative review or hearing. The agency that issued the municipal code violation need not produce any evidence other than the notice of municipal code violation or copy thereof and information received from an appropriate state or local agency identifying the property owner of record. Such documentation in proper form shall be prima facie evidence of the municipal code violation.

6. An administrative review shall entail an informal review process through which the individual may contest a municipal code violation by mail, in person or other means approved by the administrative adjudication unit, as provided in subsection 2 of this section. The individual's right to an administrative review shall expire if the city does not receive a documented challenge to the municipal code violation within seven calendar days of issuing the original violation or the time period prescribed by local ordinance, whichever is later. In a city, county, or township adopting the two-step administrative adjudication process, individuals who fail to exercise their right to an administrative review in accordance with the prescribed rules shall also lose their right to an administrative hearing. The administrative adjudication unit, as provided in subsection 2 of this section, shall appoint or contract with qualified individuals to conduct administrative reviews.

7. An administrative hearing shall entail a formal hearing through which the individual may contest a municipal code violation or, for a city, county, or township with a two-step appeal process, an administrative review finding in person before an administrative hearing officer. Administrative hearings shall be scheduled with reasonable promptness and any notice of an administrative hearing shall include the code violation type and nature, the administrative hearing date and location, the legal authority and jurisdiction of the administrative adjudication unit, as provided in this section, and the penalties for failing to appear at the hearing. The individual's right to an administrative hearing shall expire if the city does not receive a written challenge to the administrative review results within seven calendar days of notifying the individual of the results of the administrative review or, if the municipality has a one-step appeal process, fourteen calendar days of issuing the original violation.

8. The administrative adjudication unit, as provided in this section, shall appoint or contract with qualified administrative hearing officers to preside over administrative hearings. As impartial and independent fact finders, administrative hearing officers may:

- (1) Hear testimony and review relevant evidence;
- (2) Issue subpoenas directing witnesses to appear and give relevant testimony;
- (3) Preserve and authenticate hearing records and evidence;
- (4) Issue written findings of fact and conclusions of law, including the fine, penalty, or action with which the parties must comply; and
- (5) Impose penalties and assess costs consistent with applicable law.

An administrative hearing officer shall be an attorney licensed to practice law in the state of Missouri for at least three years and possess sufficient competence to adjudicate municipal code violations, including, but not limited to, experience in administrative law, familiarity with the rules of procedure for administrative hearings, and a working knowledge of each subject area of the municipal code violations that they will adjudicate. An administrative hearing officer's employment and compensation shall not, directly or indirectly, be linked to the

amount of fines. The municipality may establish additional policies and procedures for ensuring that administrative hearing officers demonstrate the objectivity and qualifications necessary to conduct fair, impartial, and expeditious hearings.

9. An administrative adjudication unit may not impose a penalty of incarceration or a fine in excess of the amount allowed by state or local law. Any fine, other sanction, or costs imposed, or part of any fine, other sanction, or costs imposed, remaining unpaid after the exhaustion of or the failure to exhaust judicial review procedures pursuant to chapter 536, RSMo, are a debt due and owing the municipality and may be collected in accordance with applicable law. Any fine, sanction, costs, or other charges assessed by the administrative adjudication unit shall be deposited into the municipal treasury in accordance with applicable state and local laws and rules for that particular municipality.

10. Any final decision by an administrative adjudication unit, as provided in this section, that a code violation does or does not exist shall constitute a final determination for purposes of judicial review and shall be subject to review pursuant to chapter 536, RSMo.

11. After expiration of the period in which judicial review pursuant to chapter 536, RSMo, may be sought for a final determination of a municipal code violation, unless stayed by a court of competent jurisdiction, the findings of fact and conclusions of law of the administrative hearing officer may be enforced in the same manner as a judgment entered by a court of competent jurisdiction. If a defendant fails to comply with an order of the administrative hearing officer, any expenses incurred by the municipality to enforce the order, including, but not limited to, attorney, court, administrative, vehicle storage, and property demolition or foreclosure costs, after they are fixed by an administrative hearing officer or a court of competent jurisdiction, shall be a debt due the municipality and may be collected in accordance with applicable law. Upon being recorded in the manner required by state law or the uniform commercial code, a lien may be imposed on the real or personal property, or both, of the defendant in the amount of any debt due the municipality pursuant to this section. The lien may be enforced in the same manner as a judgment lien pursuant to a judgment of a court of competent jurisdiction.”; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 11

AMEND Senate Substitute for House Bill No. 198, Page 16, Section 302.060, Line 4 of said page, by inserting immediately after said line the following:

“302.304. 1. The director shall notify by ordinary mail any operator of the point value charged against the operator's record when the record shows four or more points have been accumulated in a twelve-month period.

2. In an action to suspend or revoke a license or driving privilege under this section points shall be accumulated on the date of conviction. No case file of any conviction for a driving violation for which points may be assessed pursuant to section 302.302 may be closed until such time as a copy of the record of such conviction is forwarded to the department of revenue.

3. The director shall suspend the license and driving privileges of any person whose driving record shows the driver has accumulated eight points in eighteen months.

4. The license and driving privilege of any person whose license and driving privilege have been suspended under the provisions of sections 302.010 to 302.540 except those persons whose license and driving privilege have been suspended under the provisions of subdivision (8) of subsection 1 of section 302.302 or has accumulated sufficient points together with a conviction under subdivision (10) of subsection 1 of section 302.302 and who has filed proof of financial responsibility with the department of revenue, in accordance with chapter 303, RSMo, and is otherwise eligible, shall be reinstated as follows:

- (1) In the case of an initial suspension, thirty days after the effective date of the suspension;
- (2) In the case of a second suspension, sixty days after the effective date of the suspension;
- (3) In the case of the third and subsequent suspensions, ninety days after the effective date of the suspension.

Unless proof of financial responsibility is filed with the department of revenue, a suspension shall continue in effect for two years from its effective date.

5. The period of suspension of the driver's license and driving privilege of any person under the provisions of subdivision (8) of subsection 1 of section 302.302 or who has accumulated sufficient points together with a conviction

under subdivision (10) of subsection 1 of section 302.302 shall be thirty days, followed by a sixty-day period of restricted driving privilege as defined in section 302.010. Upon completion of such period of restricted driving privilege, upon compliance with other requirements of law and upon filing of proof of financial responsibility with the department of revenue, in accordance with chapter 303, RSMo, the license and driving privilege shall be reinstated.

6. If the person fails to maintain proof of financial responsibility in accordance with chapter 303, RSMo, the person's driving privilege and license shall be resuspended.

7. The director shall revoke the license and driving privilege of any person when the person's driving record shows such person has accumulated twelve points in twelve months or eighteen points in twenty-four months or twenty-four points in thirty-six months. The revocation period of any person whose license and driving privilege have been revoked under the provisions of sections 302.010 to 302.540 and who has filed proof of financial responsibility with the department of revenue in accordance with chapter 303, RSMo, and is otherwise eligible, shall be terminated by a notice from the director of revenue after one year from the effective date of the revocation. Unless proof of financial responsibility is filed with the department of revenue, except as provided in subsection 2 of section 302.541, the revocation shall remain in effect for a period of two years from its effective date. **The revocation period of any person whose license and driving privilege have been revoked a second time pursuant to this subsection and who has filed proof of financial responsibility with the department of revenue in accordance with section 303.173, RSMo, shall be terminated by a notice from the director of revenue after three years from the effective date of the revocation. The revocation period of any person whose license and driving privilege have been revoked a third time pursuant to this subsection and who has filed proof of financial responsibility with the department of revenue in accordance with section 303.173, RSMo, shall be terminated by a notice from the director of revenue after five years from the effective date of the revocation. The revocation period of any person whose license and driving privilege have been revoked a fourth time pursuant to this subsection and who has filed proof of financial responsibility with the department of revenue in accordance with section 303.173, RSMo, shall be terminated by a notice from the director of revenue after seven years from the effective date of the revocation. The revocation period of any person whose license and driving privilege have been revoked a fifth or subsequent time pursuant to this subsection and who has filed proof of financial responsibility with the department of revenue in accordance with section 303.173, RSMo, shall be terminated by a notice from the director of revenue after ten years from the effective date of the revocation.** If the person fails to maintain proof of financial responsibility in accordance with chapter 303, RSMo, the person's license and driving privilege shall be rerevoked. Any person whose license and driving privilege have been revoked under the provisions of sections 302.010 to 302.540 shall, upon receipt of the notice of termination of the revocation from the director, pass the complete driver examination and apply for a new license before again operating a motor vehicle upon the highways of this state.

8. If, prior to conviction for an offense that would require suspension or revocation of a person's license under the provisions of this section, the person's total points accumulated are reduced, pursuant to the provisions of section 302.306, below the number of points required for suspension or revocation pursuant to the provisions of this section, then the person's license shall not be suspended or revoked until the necessary points are again obtained and accumulated.

9. If any person shall neglect or refuse to surrender the person's license, as provided herein, the director shall direct the state highway patrol or any peace or police officer to secure possession thereof and return it to the director.

10. Upon the issuance of a reinstatement or termination notice after a suspension or revocation of any person's license and driving privilege under the provisions of sections 302.010 to 302.540, the accumulated point value shall be reduced to four points, except that the points of any person serving as a member of the armed forces of the United States outside the limits of the United States during a period of suspension or revocation shall be reduced to zero upon the date of the reinstatement or termination of notice. It shall be the responsibility of such member of the armed forces to submit copies of official orders to the director of revenue to substantiate such overseas service. Any other provision of sections 302.010 to 302.540 to the contrary notwithstanding, the effective date of the four points remaining on the record upon reinstatement or termination shall be the date of the reinstatement or termination notice.

11. No credit toward reduction of points shall be given during periods of suspension or revocation or any period of driving under a limited driving privilege granted by a court or the director of revenue.

12. Any person or nonresident whose license or privilege to operate a motor vehicle in this state has been suspended or revoked under this or any other law shall, before having the license or privilege to operate a motor vehicle reinstated, pay to the director a reinstatement fee of twenty dollars which shall be in addition to all other fees provided by law.

13. [Notwithstanding any other provision of law to the contrary, if after two years from the effective date of any suspension or revocation issued under this chapter, the person or nonresident has not paid the reinstatement fee of twenty dollars, the director shall reinstate such license or privilege to operate a motor vehicle in this state.]

14.] No person who has had a license to operate a motor vehicle suspended or revoked as a result of an assessment of points for a violation under subdivision (8), (9) or (10) of subsection 1 of section 302.302 shall have that license reinstated until such person has participated in and successfully completed a substance abuse traffic offender program defined in section 302.010, or a program determined to be comparable by the department. Assignment recommendations, based upon the needs assessment as described in subdivision (22) of section 302.010, shall be delivered in writing to the person with written notice that the person is entitled to have such assignment recommendations reviewed by the court if the person objects to the recommendations. The person may file a motion in the associate division of the circuit court of the county in which such assignment was given, on a printed form provided by the state courts administrator, to have the court hear and determine such motion pursuant to the provisions of chapter 517, RSMo. The motion shall name the person or entity making the needs assessment as the respondent and a copy of the motion shall be served upon the respondent in any manner allowed by law. Upon hearing the motion, the court may modify or waive any assignment recommendation that the court determines to be unwarranted based upon a review of the needs assessment, the person's driving record, the circumstances surrounding the offense, and the likelihood of the person committing a like offense in the future, except that the court may modify but may not waive the assignment to an education or rehabilitation program of a person determined to be a prior or persistent offender as defined in section 577.023, RSMo, or of a person determined to have operated a motor vehicle with fifteen-hundredths of one percent or more by weight in such person's blood. Compliance with the court determination of the motion shall satisfy the provisions of this section for the purpose of reinstating such person's license to operate a motor vehicle. The respondent's personal appearance at any hearing conducted pursuant to this subsection shall not be necessary unless directed by the court.

[15.] 14. The fees for the program authorized in subsection [14] 13 of this section, or a portion thereof to be determined by the department of mental health, shall be paid by the person enrolled in the program. Any person who is enrolled in the program shall pay, in addition to any fee charged for the program, a supplemental fee of sixty dollars. The administrator of the program shall remit to the division of alcohol and drug abuse of the department of mental health the supplemental fee for all persons enrolled in the program, less two percent for administrative costs. The supplemental fees received by the department of mental health pursuant to this section shall be deposited in the mental health earnings fund which is created in section 630.053, RSMo.”; and

Further amend said bill, Page 24, Section 302.541, Line 19 of said page, by inserting immediately after said line the following:

“303.173. 1. The license and driving privilege of any person whose license and driving privilege have been revoked for the first time pursuant to subsection 7 of section 302.304, RSMo, shall not be reinstated unless the person is qualified for reinstatement, has met all requirements for reinstatement, and has filed proof of financial responsibility with the department of revenue demonstrating that such person has obtained an automobile liability insurance policy with respect to each motor vehicle owned, in whole or in part, by such person, subject to the following minimum limits for liability coverage:

(1) Not less than fifty thousand dollars because of bodily injury to or death of one person in any one accident;

(2) Subject to said limit for one person, not less than one hundred thousand dollars because of bodily injury to or death of two or more persons in any one accident; and

(3) Not less than twenty-five thousand dollars because of injury to or destruction of property of others in any one accident.

2. The license and driving privilege of any person whose license and driving privilege have been revoked a second time pursuant to subsection 7 of section 302.304, RSMo, shall not be reinstated unless the person is qualified for reinstatement, has met all requirements for reinstatement, and has filed proof of financial responsibility with the department of revenue demonstrating that such person has obtained an automobile liability insurance policy with respect to each motor vehicle owned, in whole or in part, by such person, subject to the following minimum limits of liability coverage:

(1) Not less than seventy-five thousand dollars because of bodily injury to or death of one person in any one accident;

(2) Subject to said limit for one person, not less than one hundred fifty thousand dollars because of bodily injury to or death of two or more persons in any one accident; and

(3) Not less than fifty thousand dollars because of injury to or destruction of property of others in any one accident.

3. The license and driving privilege of any person whose license and driving privilege have been revoked a third time pursuant to subsection 7 of section 302.304, RSMo, shall not be reinstated unless the person is qualified for reinstatement, has met all requirements for reinstatement, and has filed proof of financial responsibility with the department of revenue demonstrating that such person has obtained an automobile liability insurance policy with respect to each motor vehicle owned, in whole or in part, by such person, subject to the following minimum limits of liability coverage:

(1) Not less than one hundred thousand dollars because of bodily injury to or death of one person in any one accident;

(2) Subject to said limit for one person, not less than two hundred thousand dollars because of bodily injury to or death of two or more persons in any one accident; and

(3) Not less than seventy-five thousand dollars because of injury to or destruction of property of others in any one accident.

4. The license and driving privilege of any person whose license and driving privilege have been revoked a fourth or subsequent time pursuant to subsection 7 of section 302.304, RSMo, shall not be reinstated unless the person is qualified for reinstatement, has met all requirements for reinstatement, and has filed proof of financial responsibility with the department of revenue demonstrating that such person has obtained an automobile liability insurance policy with respect to each motor vehicle owned, in whole or in part, by such person, subject to the following minimum limits of liability coverage:

(1) Not less than two hundred fifty thousand dollars because of bodily injury to or death of one person in any one accident;

(2) Subject to said limit for one person, not less than five hundred thousand dollars because of bodily injury to or death of two or more persons in any one accident; and

(3) Not less than one hundred thousand dollars because of injury to or destruction of property of others in any one accident.

5. If any person required by this section to file proof of financial responsibility demonstrating that such person has obtained an automobile liability insurance policy subject to certain minimum amounts of coverage, thereafter fails to maintain proof of the required coverage during any period of time such person owns, in whole or in part, any motor vehicle, the person's license and driving privilege shall be rerevoked.”; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 12

AMEND Senate Substitute for House Bill No. 198, Page 3, Section 43.650, Line 10 of said page, by inserting after all of said line the following:

“67.657. 1. Nothing contained in sections 67.650 to 67.658 shall impair the powers of any county, municipality or other political subdivision to acquire, own, operate, develop or improve any facility of the type the authority is given the right and power to own, operate, develop or improve.

2. Any county, municipality or other political subdivision or public agency is authorized to make gifts, donations, grants and contributions of money or real or personal property to the authority, whether such money or property is derived from tax revenues or from any other source.

3. The state of Missouri or any agency, department or instrumentality thereof and the county, the city, or any political subdivision, public agency or public body, or any combination thereof pursuant to sections 70.210 to 70.325, RSMo, or otherwise, are authorized to enter into contracts, agreements, leases and subleases with each other, the authority and others to acquire, sell, convey, lease, sublease, own, operate, finance, develop or improve, or any combination thereof, any facility of the type the authority is given the right to construct, own, operate, develop or improve, including without limitation to agree to pay rents or other fees or charges, subject to annual appropriations, and to mortgage, pledge, assign, convey, or grant security in any interest which any such entity may have in such facility.

4. In addition to any other tax imposed by law, and notwithstanding the provisions of subdivision (2) of subsection 5 of section 67.619, to the contrary, the governing body of the county may submit to the voters of the county a tax not to exceed three and one-half percent on the amount of sales or charges for all sleeping rooms paid by the transient guests of hotels and motels situated within the county involved, and doing business within such county for the purpose of funding a regional convention and sports complex authority and for other recreational and entertainment purposes. If the governing body so orders, the election officials of the county shall submit a proposition to the voters of such county at

the next statewide or countywide election or at a special election called for that purpose, such special election to be held at the expense of the regional convention and sports complex authority. Such proposition shall be submitted to the voters in substantially the following form at such election:

Shall a sales tax of percent on the amount of sales or charges for all rooms paid by the transient guests of hotels and motels be levied in the county of to provide certain funds for the regional convention and sports complex authority and for general revenue purposes?

☐ YES

☐ NO

In the event that a majority of the voters voting on such proposition in such county at such election approve such proposition, then such sales tax shall be in full force and effect as of the first day of the calendar quarter following the calendar quarter in which the election was held.

5. On and after the effective day of any tax authorized under the provisions of subsection 4 of this section, the governing body of the county may adopt one of the two following provisions for the collection and administration of the tax:

(1) The collector of revenue in such county may collect the tax pursuant to rules and regulations promulgated by the governing body of the county. The tax to be collected by the collector of revenue, less an amount not less than one percent and not more than three percent which may be retained for costs of collection, shall be remitted to the county and deposited in a special trust fund to be known as the "County Convention and Recreation Trust Fund" not later than thirty days following the end of each month;

(2) The governing body of the county may enter into an agreement with the director of revenue of the state of Missouri for the purpose of collecting the tax authorized in subsection 4 of this section. In the event the governing body enters into an agreement with the director of revenue of the state of Missouri for the collection of the tax authorized in subsection 4 of this section, the director of revenue shall perform all functions incident to the administration, collection, enforcement, and operation of such tax, and the director of revenue shall collect such additional tax. The tax shall be collected and reported upon such forms and under such administrative rules and regulations as may be prescribed by the director of revenue, and the director of revenue shall retain not less than one percent nor more than three percent for cost of collection and shall transfer all other moneys collected for such tax to the county for deposit in the county convention and recreation trust fund.

6. All funds deposited in the county convention and recreation trust fund shall, subject to annual appropriation, be disbursed by the county only for deposit in the regional convention and sports complex fund to pay the county's share of any rent, fees or charges payable pursuant to any contract, agreement, lease or sublease provided for in subsection 3 of this section; provided that in the event the county chooses to participate in a qualifying project and enters into any such contract, agreement, lease or sublease, then any funds in excess of its obligations hereunder which are deposited in the county convention and recreation trust fund in any year pursuant to subsection 4 of this section may be appropriated and disbursed by the county for general revenue purposes.

7. Notwithstanding any provision of subsection 6 of this section to the contrary, funds deposited in the county convention and recreation trust fund pursuant to subsection 5 of this section in excess of amounts payable as the county's share of any rent, fees or charges payable pursuant to any contract, agreement, lease or sublease provided for in subsection 3 of this section, including reasonable reserves for future payments of such amounts, shall not be appropriated or paid except for funding of the regional convention and sports complex authority or for regional convention and tourism purposes to the regional convention and visitors commission established by section 67.601 if it is providing management and operations services for a facility of the regional convention and sports complex authority of which the state of Missouri, the city, and St. Louis County are lessees pursuant to a contract, agreement or sublease with such lessees.

8. In addition to any other tax imposed by law, and notwithstanding the provisions of subdivision (1) of subsection 5 of section 67.619 to the contrary, the governing body of the city may repeal a present two-dollar license fee per occupied room levied in such city on hotels and motels and submit to the voters of the city a tax not to exceed three and one-half percent on the amount of sales or charges for all sleeping rooms paid by the transient guests of hotels and motels situated within the city involved, and doing business within such city for the purposes of funding debt service, lease payments or other expenses of an existing convention center, including any southern expansion thereof, of such city, a regional convention and sports complex authority or a regional convention and visitors commission or any combination thereof as herein provided. If the governing body so orders, the election officials of the city shall submit a proposition to the voters of such city at the next statewide or citywide election or at a special election called for that purpose, such special election to be held at the expense of the city. Such proposition shall be submitted to the voters in substantially the following form at such election:

Shall the present two-dollar license fee per occupied room levied in the city of on hotels and motels be repealed and a sales tax of percent on the amount of sales or charges for all rooms paid by the transient guests of hotels and motels be levied in the city of to provide funds for convention, tourism and sports facilities purposes and agencies?

☐ YES

☐ NO

In the event that a majority of the voters voting on such proposition in such city at such election approve such proposition, then such two-dollar license fee per occupied room shall be repealed and such sales tax shall be in full force and effect as of the first day of the calendar quarter following the calendar quarter in which the election was held.

9. On and after the effective date of any tax authorized under the provisions of subsection 8 of this section, the governing body of the city may adopt one of the two following provisions for the collection and administration of the tax:

(1) The collector of revenue in such city may collect the tax pursuant to rules and regulations promulgated by the governing body of the city. The tax to be collected by the collector of revenue, less an amount not less than one percent and not more than three percent which may be retained for costs of collection, shall be remitted to the city and deposited in a special trust fund to be known as the "City Convention and Sports Facility Trust Fund" not later than thirty days following the end of each month;

(2) The governing body of the city may enter into an agreement with the director of revenue of the state of Missouri for the purpose of collecting the tax authorized in subsection 8 of this section. In the event the governing body enters into an agreement with the director of revenue of the state of Missouri for the collection of the tax authorized in subsection 8 of this section, the director of revenue shall perform all functions incident to the administration, collection, enforcement and operation of such tax, and the director of revenue shall collect such additional tax. The tax shall be collected and reported upon such forms and under such administrative rules and regulations as may be prescribed by the director of revenue, and the director of revenue shall retain not less than one percent nor more than three percent for cost of collection and shall transfer all other moneys collected for such tax to the city for deposit in the convention and sports facility trust fund.

10. A civil fine, which shall not exceed five thousand dollars, shall be enforceable in the circuit court where the violation occurred may be assessed against any person who intentionally enters a restricted area in use as a playing surface during a professional sporting event without the consent of the owner or manager of the facility.

11. All funds deposited in the city convention and sports facility trust fund shall, subject to annual appropriation, be disbursed by the city only for first, debt service, lease payments or other expenses related to an existing convention center, including any southern expansion thereof, of such city, second, to pay the city's share of any rent, fees or charges payable pursuant to any lease provided for in subsection 3 of this section and third, the remainder, if any, annually to the regional convention and visitors commission established by section 67.601 if it is providing management and operations services for a facility of the regional convention and sports complex authority of which the state of Missouri, the city, and St. Louis County are lessees pursuant to a contract, agreement or sublease with such lessees.

90.760. **1.** The duties of the authority created in section 90.750 shall include, but are not limited to, the study and review of all current major sports leagues, clubs or franchises operating in Kansas City and the analysis of possibilities for future growth and expansion of existing and new major sports leagues, clubs or franchises in that and surrounding areas.

2. Unless and until otherwise provided, the authority shall make an annual report by December first of every year, to the governor, the president pro tem of the senate and the speaker of the house of representatives, and the director of the department of economic development. Such report shall set forth in detail the authority's findings and recommendations.

3. A civil fine, which shall not exceed five thousand dollars, shall be enforceable in the circuit court where the violation occurred may be assessed against any person who intentionally enters a restricted area in use as a playing surface during a professional sporting event without the consent of the owner or manager of the facility.”; and

Further amend said bill, Page 42, Section 565.305, Line 7 of said page, by inserting immediately after said line the following:

“569.135. A person commits the crime of interference of a sporting event, if during a professional sporting event, a person enters a restricted area in use as a playing surface without the consent of the owner or manager of the facility. Violation of the section is a class A misdemeanor.”; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 1
to
Senate Amendment No. 13

AMEND Senate Amendment No. 13 to Senate Substitute for House Bill No. 198, Page 1, Section 565.020, Line 14 of said amendment by deleting “**eighteenth**” and inserting the word “**seventeenth**”.

Senate Amendment No. 13

AMEND Senate Substitute for House Bill No. 198, Page 39, Section 544.170, Line 12, by inserting after all of said line the following:

“565.020. 1. A person commits the crime of murder in the first degree if he knowingly causes the death of another person after deliberation upon the matter.

2. Murder in the first degree is a class A felony, and the punishment shall be either death or imprisonment for life without eligibility for probation or parole, or release except by act of the governor; except that, if a person has not reached his [sixteenth] **eighteenth** birthday at the time of the commission of the crime, the punishment shall be imprisonment for life without eligibility for probation or parole, or release except by act of the governor.”; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 14

AMEND Senate Substitute for House Bill No. 198, Page 61, Section 1, Line 13, by inserting after all of said line the following:

“Section 2. If any provision of this act or the application thereof to anyone or to any circumstances is held invalid, the remainder of those sections and the application of such provisions to others or other circumstances shall not be affected thereby.”; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 15

AMEND Senate Substitute for House Bill No. 198, Page 25, Section 416.680, Line 15, by inserting after all of said line the following:

“430.225. 1. As used in sections 430.225 to 430.250, the following terms shall mean:

(1) “Claim”, a claim of a patient for:

(a) Damages from a tort-feasor; or

(b) Benefits from an insurance carrier;

(2) “Clinic”, a group practice of health practitioners or a sole practice of a health practitioner who has incorporated his or her practice;

(3) “Health practitioner”, a chiropractor licensed pursuant to chapter 331, RSMo, a podiatrist licensed pursuant to chapter 330, RSMo, a dentist licensed pursuant to chapter 332, RSMo, a physician or surgeon licensed pursuant to chapter 334, RSMo, or an optometrist licensed pursuant to chapter 336, RSMo, while acting within the scope of their practice;

(4) “Insurance carrier”, any person, firm, corporation, association or aggregation of persons conducting an insurance business pursuant to chapter 375, 376, 377, 378, 379, 380, 381, or 383, RSMo;

(5) “Other institution”, a legal entity existing pursuant to the laws of this state which delivers treatment, care or maintenance to patients who are sick or injured;

(6) “Patient”, any person to whom a health practitioner, hospital, clinic or other institution delivers treatment, care or maintenance for sickness or injury caused by a tort-feasor from whom such person seeks damages or any insurance carrier which has insured such tort-feasor.

2. Clinics, health practitioners and other institutions, as defined in this section shall have the same rights granted to hospitals in sections 430.230 to 430.250.

3. If the liens of such health practitioners, hospitals, clinics or other institutions exceed fifty percent of the amount due the patient, every health care practitioner, hospital, clinic or other institution giving notice of its lien, as aforesaid, shall share in up to fifty percent of the net proceeds due the patient, in the proportion that each claim bears to the total amount of all other liens of health care practitioners, hospitals, clinics or other institutions. “Net proceeds”, as used in this section, means the amount remaining after the payment of contractual attorney fees, if any, and other expenses of recovery.

4. In administering the lien of the health care provider, the insurance carrier may pay the amount due secured by the lien of the health care provider directly, if the claimant authorizes it and does not challenge the amount of the customary charges or that the treatment provided was for injuries cause by the tort-feasor.

5. Any health care provider electing to receive benefits hereunder releases the claimant from further liability on the cost of the services and treatment provided to that point in time.

[430.225. 1. As used in sections 430.225 to 430.250, the following terms shall mean:

(1) “Claim”, a claim of a patient for:

(a) Damages from a tort-feasor; or

(b) Benefits from an insurance carrier;

(2) “Clinic”, a group practice of health practitioners or a sole practice of a health practitioner who has incorporated his or her practice;

(3) “Health practitioner”, a chiropractor licensed pursuant to chapter 331, RSMo, a podiatrist licensed pursuant to chapter 330, RSMo, a dentist licensed pursuant to chapter 332, RSMo, a physician or surgeon licensed pursuant to chapter 334, RSMo, or an optometrist licensed pursuant to chapter 336, RSMo, while acting within the scope of their practice;

(4) “Insurance carrier”, any person, firm, corporation, association or aggregation of persons conducting an insurance business pursuant to chapter 375, 376, 377, 378, 379, 380, 381 or 383, RSMo;

(5) “Other institution”, a legal entity existing pursuant to the laws of this state which delivers treatment, care or maintenance to patients who are sick or injured;

(6) “Patient”, any person to whom a health practitioner, hospital, clinic or other institution delivers treatment, care or maintenance for sickness or injury caused by a tort-feasor from whom such person seeks damages or any insurance carrier which has insured such tort-feasor.

2. Clinics, health practitioners and other institutions, as defined in this section shall have the same rights granted to hospitals in sections 430.230 to 430.250.

3. If the liens of such health practitioners, hospitals, clinics or other institutions exceed fifty percent of the amount due the patient, every health care practitioner, hospital, clinic or other institution giving notice of its lien, as aforesaid, shall share in up to fifty percent of the net proceeds due the patient, in the proportion that each claim bears to the total amount of all other liens of health care practitioners, hospitals, clinics or other institutions. “Net proceeds”, as used in this section, means the amount remaining after the payment of contractual attorney fees, if any, and other expenses of recovery.

4. In administering the lien of the health care provider, the insurance carrier may pay the amount due secured by the lien of the health care provider directly, if the claimant authorizes it and does not challenge the amount of the customary charges or that the treatment provided was for injuries caused by the tort-feasor.

5. Any health care provider electing to receive benefits hereunder releases the claimant from further liability on the cost of the services and treatment provided to that point in time.”]; and

Further amend said title, enacting clause and intersectional references accordingly.

Senate Amendment No. 18

AMEND Senate Substitute for House Bill No. 198, Page 2, Section 32.056, Line 15, by inserting after all of said line the following:

“43.500. As used in sections 43.500 to [43.530] **43.543**, the following terms mean:

(1) **“Administration of criminal justice”, the performance of any of the following activities: Detection, apprehension, detention, pretrial release, post-trial release, prosecution, adjudication, correctional supervision, or rehabilitation of accused persons or criminal offenders. The administration of criminal justice shall include criminal identification activities and the collection, storage, and dissemination of criminal history information, including fingerprint searches, photographs, and other indicia of identification;**

[(1)] (2) **“Central repository”, the Missouri state highway patrol criminal records and identification division for compiling and disseminating complete and accurate criminal history records and for compiling, maintaining, and disseminating criminal incident and arrest reports and statistics;**

[(2)] (3) **“Committee”, criminal records and justice information advisory committee;**

[(3)] (4) **“Criminal history record information”, information collected by criminal justice agencies on individuals consisting of identifiable descriptions and notations of arrests, detentions, indictments, informations, or other formal criminal charges, and any disposition arising therefrom, sentencing, correctional supervision, and release;**

[(4)] (5) **“Final disposition”, the formal conclusion of a criminal proceeding at whatever stage it occurs in the criminal justice system;**

(6) **“Missouri charge code”, a unique number assigned by the office of state courts administrator to an offense for tracking and grouping offenses. Beginning January 1, 2005, the complete charge code shall consist of the digits assigned by the office of state courts administrator, the two digit national crime information center modifiers, and a single digit designating attempt, accessory, or conspiracy. The only exception to the January 1, 2005, date shall be the courts that are not using the statewide court automation case management pursuant to section 476.055, RSMo; the effective date will be as soon thereafter as economically feasible for all other courts;**

[(5)] (7) **“State offense cycle number”, a [preprinted] unique number, supplied by or approved by the Missouri state highway patrol, on the state criminal fingerprint card [which]. The offense cycle number is used to [identify each arrest which may include multiple offenses for which a person is fingerprinted. This number] link the identity of a person, through fingerprints, to one or many offenses for which the person is arrested or charged. The offense cycle number will be [associated with] used to track an offense incident from the date of arrest to the [date] final disposition when the offender exits from the criminal justice system[;**

(6) **“Without undue delay”, as soon as possible but not later than thirty days after the criminal history event;**

(7) **“Administration of criminal justice”, performance of any of the following activities: detection, apprehension, detention, pretrial release, post-trial release, prosecution, adjudication, correctional supervision, or rehabilitation of accused persons or criminal offenders. The administration of criminal justice shall include criminal identification activities and the collection, storage, and dissemination of criminal history record information, including fingerprint searches, photographs, and other indicia of identification].**

43.503. 1. For the purpose of maintaining complete and accurate criminal history record information, all police officers of this state, the clerk of each court, the department of corrections, the sheriff of each county, the chief law enforcement official of a city not within a county and the prosecuting attorney of each county or the circuit attorney of a city not within a county shall submit certain criminal arrest, charge, and disposition information to the central repository for filing without undue delay in the form and manner required by sections 43.500 to [43.530] **43.543.**

2. All law enforcement agencies making misdemeanor and felony arrests as determined by section 43.506 shall furnish without undue delay, to the central repository, fingerprints, charges, **appropriate charge codes**, and descriptions of all persons who are arrested for such offenses on standard fingerprint forms supplied **or approved** by the highway patrol **or electronically in a format and manner approved by the highway patrol.** All such agencies shall also notify the central repository of all decisions not to refer such arrests for prosecution. An agency making such arrests may enter into arrangements with other law enforcement agencies for the purpose of furnishing without undue delay such fingerprints, charges, **appropriate charge codes**, and descriptions to the central repository upon its behalf.

3. In instances where an individual less than seventeen years of age **and not currently certified as an adult** is taken into custody for an offense which would be [considered] a felony if committed by an adult, the arresting officer shall take [one set of] fingerprints for the central repository [and may take another set for inclusion in a local or regional automated fingerprint identification system]. These fingerprints shall be taken on fingerprint cards [which are plainly marked “juvenile card” and shall be provided by the central repository] **supplied by or approved by the highway patrol or transmitted electronically in a format and manner approved by the highway patrol.** The fingerprint cards shall be so constructed that [only the fingerprints, unique identifying number, and the court of jurisdiction are] **the name of the juvenile should not be** made available to the central [or local] repository. [The remainder of the card which bears] The individual's [identification] **name** and the [duplicate] unique number **associated with the fingerprints and other pertinent information** shall be provided to the court of jurisdiction **by the agency taking the juvenile into custody.** The [appropriate portion of the juvenile fingerprint card] **juvenile's fingerprints and other information** shall be

forwarded to the central repository and the courts without undue delay. The fingerprint information from the card shall be captured and stored in the automated fingerprint identification system operated by the central repository. [The juvenile fingerprint card shall be stored in a secure location, separate from all other fingerprint cards.] In the event the fingerprints [from this card] are found to match **other tenprints or unsolved** latent prints [searched in the automated fingerprint identification system], **the central repository shall notify the submitting agency who shall notify the court of jurisdiction [shall be so advised] as per local agreement.**

4. Upon certification of the individual as an adult, the court shall order a law enforcement agency to immediately fingerprint the individual. The law enforcement agency shall submit such fingerprints to the central repository within fifteen days and shall furnish the offense cycle number associated with the fingerprints to the prosecuting attorney or the circuit attorney of a city not within a county and to the clerk of the court ordering the subject fingerprinted. If the juvenile is acquitted of the crime and is no longer certified as an adult, the prosecuting attorney shall notify within fifteen days the central repository of the change of status of the juvenile. Records of a child who has been fingerprinted and photographed after being taken into custody shall be closed records as provided pursuant to section 610.100, RSMo, if a petition has not been filed within thirty days of the date that the child was taken into custody; and if a petition for the child has not been filed within one year of the date the child was taken into custody, any records relating to the child concerning the alleged offense may be expunged under the procedures in sections 610.122 to 610.126, RSMo.

[3.] **5.** The prosecuting attorney of each county or the circuit attorney of a city not within a county shall notify the central repository on standard forms supplied by the highway patrol **or in a manner approved by the highway patrol** of all charges filed, including all those added subsequent to the filing of a criminal court case, and whether charges were not filed in criminal cases for which the central repository has a record of an arrest. All records forwarded to the central repository by prosecutors or circuit attorneys as required by sections 43.500 to 43.530 shall include the state offense cycle number of the offense, **the charge code for the offense**, and the originating agency identifier number of the reporting prosecutor, using such numbers as assigned by the highway patrol.

[4.] **6.** The clerk of the courts of each county or city not within a county shall furnish the central repository, on standard forms supplied by the highway patrol **or in a manner approved by the highway patrol**, with all final dispositions of [criminal] cases for which the central repository has a record of an arrest or a record of fingerprints reported pursuant to [subsections 6 and 7 of this section] **sections 43.500 to 43.506.** Such information shall include, for each charge:

(1) All judgments of not guilty, acquittals on the ground of mental disease or defect excluding responsibility, judgments, or pleas of guilty including the sentence, if any, or probation, if any, pronounced by the court, nolle pros, discharges, releases, and dismissals in the trial court;

(2) Court orders filed with the clerk of the courts which reverse a reported conviction or vacate or modify a sentence;

(3) Judgments terminating or revoking a sentence to probation, supervision, or conditional release and any resentencing after such revocation; and

(4) The offense cycle number of the offense, and the originating agency identifier number of the [reporting] **sentencing** court, using such numbers as assigned by the highway patrol.

[5.] **7.** The clerk of the courts of each county or city not within a county shall furnish, **to the department of corrections or department of mental health**, court judgment and sentence documents and the state offense cycle number **and the charge code** of the offense[,] which [result] **resulted** in the commitment or assignment of an offender[,] to the jurisdiction of the department of corrections or the department of mental health if the person is committed pursuant to chapter 552, RSMo. This information shall be reported to the department of corrections or the department of mental health at the time of commitment or assignment. If the offender was already in the custody of the department of corrections or the department of mental health at the time of such subsequent conviction, the clerk shall furnish notice of such subsequent conviction to the appropriate department by certified mail, return receipt requested **or in a manner and format mutually agree to**, within [ten] **fifteen** days of such disposition.

[6. After the court pronounces sentence, including an order of supervision or an order of probation granted for any offense which is required by statute to be collected, maintained, or disseminated by the central repository, or commits a person to the department of mental health pursuant to chapter 552, RSMo,] **8. Information and fingerprints, and other indicia forwarded to the central repository, normally obtained from a person at the time of the arrest, may be obtained at any time the subject is in the criminal justice system or committed to the department of mental health. A law enforcement agency or the department of corrections may fingerprint the person and obtain the necessary information at any time the subject is in custody. If at the time of disposition, the defendant has not been fingerprinted for an offense in which a fingerprint is required by statute to be collected, maintained, or**

disseminated by the central repository, the court shall order a law enforcement agency to fingerprint immediately [all persons appearing before the court to be sentenced or committed who have not previously been fingerprinted for the same case] **the defendant**. The law enforcement agency shall submit such fingerprints to the central repository without undue delay **and shall furnish the offense cycle number associated with the fingerprints to the prosecuting attorney or the circuit attorney of a city not within a county and to the clerk of the court ordering the subject fingerprinted**.

[7.] **9.** The department of corrections and the department of mental health shall furnish the central repository with all information concerning the receipt, escape, execution, death, release, pardon, parole, commutation of sentence, granting of executive clemency, **legal name change**, or discharge of an individual who has been sentenced to that department's custody for any offenses which are mandated by law to be collected, maintained or disseminated by the central repository. All records forwarded to the central repository by the department as required by sections 43.500 to 43.530 shall include the offense cycle number of the offense, and the originating agency identifier number of the department using such numbers as assigned by the highway patrol.

43.506. 1. Those offenses considered reportable for the purposes of sections 43.500 to [43.530] **43.543** include all felonies and serious or aggravated misdemeanors consistent with the reporting standards established by the National Crime Information Center, Federal Bureau of Investigation, for the Federal Interstate Identification Index System. In addition, all cases arising pursuant to sections 566.010 to 566.141, RSMo, where the defendant pleads guilty to an offense involving a child under seventeen years of age and the court imposes a suspended imposition of sentence shall be reported. The following types of offenses shall not be considered reportable for the purposes of sections 57.403, RSMo, 43.500 to [43.530] **43.543**, and 595.200 to 595.218, RSMo: disturbing the peace, curfew violation, loitering, false fire alarm, disorderly conduct, nonspecific charges of suspicion or investigation, and general traffic violations and all misdemeanor violations of the state wildlife code. All violations for driving under the influence of drugs or alcohol are reportable. All offenses considered reportable shall be reviewed annually and noted in the Missouri charge code manual established in section 43.512. All information collected pursuant to sections 43.500 to [43.530] **43.543** shall be available only as set forth in section 610.120, RSMo.

2. [With the exception of the manual reporting of arrests and fingerprints by law enforcement agencies as noted in subsection 2 of section 43.503, and notwithstanding subsections 2 to 7 of section 43.503,] Law enforcement agencies, court clerks, prosecutors and custody agencies may report required information by electronic medium either directly to the central repository or indirectly to the central repository via other criminal justice agency computer systems in the state with the approval of the [advisory committee] **highway patrol, based upon standards established by the advisory committee**.

3. In addition to the repository of fingerprint records for individual offenders **and applicants**, the central repository of criminal history **and identification** records for the state shall maintain a repository of latent prints, **palm prints, and other prints submitted to the repository**.

43.527. For purposes of sections 43.500 to [43.530] **43.543** all [federal and nonstate of Missouri] agencies **and persons** shall pay for criminal records checks, fingerprint searches, and any of the information as defined in subdivision (3) of section 43.500, when such information is not related to the administration of criminal justice. **There shall be no charge for information supplied to criminal justice agencies for the administration of criminal justice. There shall be no charge for information requested by Missouri state agencies screening their state employees or applicants for state employment.** For purposes of sections 43.500 to [43.530] **43.543** the administration of criminal justice is defined in subdivision (7) of section 43.500 **and shall be available only as set forth in section 610.120, RSMo**.

43.530. **1.** For each request **requiring the payment of a fee** received by the central repository, [as defined in subdivision (1) of section 43.500,] the requesting entity shall pay a fee of not more than five dollars per request for criminal history record information **not based on a fingerprint search** and pay a fee of not more than fourteen dollars per request for [classification and search of fingerprints] **criminal history record information based on a fingerprint search**. Each such request shall be limited to check and search on one individual. Each request shall be accompanied by a check, warrant, voucher, or money order payable to the state of Missouri-criminal record system **or payment shall be made in a manner approved by the highway patrol**. There is hereby established by the treasurer of the state of Missouri a fund to be entitled as the "Criminal Record System Fund". Notwithstanding the provisions of section 33.080, RSMo, to the contrary, if the moneys collected and deposited into this fund are not totally expended annually for the purposes set forth in [section 43.527] **sections 43.500 to 43.543**, the unexpended moneys in such fund shall remain in the fund and the balance shall be kept in the fund to accumulate from year to year.

2. For purposes of obtaining criminal records prior to issuance of a school bus operator's permit pursuant to section 302.272, RSMo, and for determining eligibility for such permit, the applicant for such permit shall submit two sets of fingerprints to the director of revenue when applying for the permit. The fingerprints shall

be collected in a manner approved by the superintendent of the highway patrol. The school bus permit applicant shall pay the appropriate fee described in this section and pay the appropriate fee determined by the Federal Bureau of Investigation for the federal criminal history record when he or she applies for the school bus permit. Collections for records described in this subsection shall be deposited in the criminal record system fund.

43.532. 1. Criminal history and identification records obtained from the central repository shall be used solely for the purpose for which they were obtained. The subject of the record shall be afforded the opportunity to challenge the correctness, accuracy, and completeness of a criminal history record.

2. The central records repository shall have authority to engage in the practice of collecting, assembling, or disseminating criminal history record information for the purpose of retaining manually or electronically stored criminal history information. Any person obtaining criminal history record information from the central repository under false pretenses, advertise or engage in the practice of collecting, assembling, or disseminating as a business enterprise other than for the purpose of furnishing criminal history information to the authorized requestor for its intended purpose is guilty of a class A misdemeanor.

43.540. 1. As used in this section, the following terms mean:

(1) "Authorized state agency", a division of state government or an office of state government designated by the statutes of this state to issue or renew a license, permit, certification, or registration of authority to a qualified entity;

(2) "Care", the provision of care, treatment, education, training, instruction, supervision, or recreation;

[(1)] (3) "Missouri criminal record review", a [request to the highway patrol for information concerning any criminal history record for a felony or misdemeanor and any offense for which the person has registered pursuant to sections 589.400 to 589.425, RSMo] review of criminal history records maintained by the highway patrol in the criminal records repository;

(4) "National criminal record review", a review of the criminal history records maintained by the Federal Bureau of Investigation;

[(2)] (5) "Patient or resident", a person who by reason of [aging] age, illness, disease, or physical or mental infirmity receives or requires care or services furnished by a provider, as defined in this section, or who resides or boards in, or is otherwise kept, cared for, treated, or accommodated in a facility as defined in section 198.006, RSMo, for a period exceeding twenty-four consecutive hours;

[(3)] "Patrol", the Missouri state highway patrol;

(4)] (6) "Provider", [any licensed day care home, licensed day care center, licensed child-placing agency, licensed residential care facility for children, licensed group home, licensed foster family group home, licensed foster family home or any operator licensed pursuant to chapter 198, RSMo, any employer of nurses or nursing assistants for temporary or intermittent placement in health care facilities or any entity licensed pursuant to chapter 197, RSMo] a person who:

(a) Is employed by or seeks employment with a qualified entity; or

(b) Volunteers or seeks to volunteer with a qualified entity; or

(c) Owns or operates a qualified entity; and

(d) Has or may have unsupervised access to children, the elderly, or persons with disabilities;

(7) "Qualified entity", a person, business, or organization, whether public or private, for profit, not-for-profit, or voluntary, that provides care, placement, or educational services, for children, the elderly or persons with disabilities as patients or residents, including a business or organization that licenses or certifies others to provide care or placement services;

[(5)] (8) "Youth services agency", any public or private agency, school, or association which provides programs, care or treatment for or which exercises supervision over minors.

2. [Upon receipt of a written request from a private investigatory agency, a youth service agency or a provider, with the written consent of the applicant, the highway patrol shall conduct a criminal record review of an applicant for a paid or voluntary position with the agency or provider if such position would place the applicant in contact with minors, patients or residents.

3. Any request for information made pursuant to the provisions of this section shall be on a form provided by the highway patrol and shall be signed by the person who is the subject of the request.

4. The patrol shall respond in writing to the youth service agency or provider making a request for information pursuant to this section and shall inform such youth service agency or provider of the address and offense for which the offender registered pursuant to sections 589.400 to 589.425, RSMo, and the nature of the offense, and the date, place and court for any other offenses contained in the criminal record review. Notwithstanding any other provision of law to the contrary, the youth service agency or provider making such request shall have access to all records of arrests resulting in an adjudication where the applicant was found guilty or entered a plea of guilty or nolo contendere in a prosecution

pursuant to chapter 565, RSMo, sections 566.010 to 566.141, RSMo, or under the laws of any state or the United States for offenses described in sections 566.010 to 566.141, RSMo, or chapter 565, RSMo, during the period of any probation imposed by the sentencing court.

5. Any information received by a provider or a youth services agency pursuant to this section shall be used solely for the provider's or youth service agency's internal purposes in determining the suitability of an applicant or volunteer. The information shall be confidential and any person who discloses the information beyond the scope allowed in this section is guilty of a class A misdemeanor. The patrol shall inform, in writing, the provider or youth services agency of the requirements of this subsection and the penalties provided in this subsection at the time it releases any information pursuant to this section.] **A qualified entity may obtain a criminal record review of a provider from the highway patrol by furnishing information on forms and in the manner approved by the highway patrol.**

3. **A qualified entity may request a Missouri criminal record review and a national criminal review of a provider through an authorized state agency. No authorized state agency is required by this section to process Missouri or national criminal record reviews for a qualified entity, however, if an authorized state agency agrees to process Missouri and national criminal record reviews for a qualified entity, the qualified entity shall provide to the authorized state agency on forms and in a manner approved by the highway patrol the following:**

- (1) **Two sets of fingerprints of the provider;**
- (2) **A statement signed by the provider which contains:**
 - (a) **The provider's name, address, and date of birth;**
 - (b) **Whether or not the provider has been convicted of or has pled guilty to a crime which includes a suspended imposition of sentence;**
 - (c) **If the provider has been convicted of or has pled guilty to a crime, a description of the crime, and the particulars of the conviction or plea;**
 - (d) **The authority of the qualified entity to check the provider's criminal history;**
 - (e) **The right of the provider to review the report received by the qualified entity; and**
 - (f) **The right of the provider to challenge the accuracy of the report. If the challenge is to the accuracy of the criminal record review, the challenge shall be made to the highway patrol.**

4. **The authorized state agency shall forward the required forms and fees to the highway patrol. The results of the record review shall be forwarded to the authorized state agency who will notify the qualified entity. The authorized state agency may assess a fee to the qualified entity to cover the cost of handling the criminal record review and may establish an account solely for the collection and dissemination of fees associated with the criminal record reviews.**

5. Any information received by an authorized state agency or a qualified entity pursuant to the provisions of this section shall be used solely for the internal purposes of determining the suitability of a provider. The dissemination of criminal history information from the Federal Bureau of Investigation beyond the authorized state agency or related governmental entity is prohibited. All criminal record check information shall be confidential and any person who discloses the information beyond the scope allowed is guilty of a class A misdemeanor.

6. The highway patrol shall make available or approve the necessary forms, procedures, and agreements necessary to implement the provisions of this section.

43.542. **In order to facilitate the authorized interstate exchange of criminal history information for non criminal justice purposes to adopt the National Crime Prevention and Privacy Compact, 42 U.S.C. 14616, the general assembly approves and adopts the compact. The chief administrator of the state's criminal history records repository shall execute the compact on behalf of the state of Missouri.**

43.543. Any state agency listed in section 621.045, RSMo, [or any state agency which provides programs, care or treatment for or which exercises supervision over minors shall submit two sets of fingerprints for any person seeking employment with such agency or provider or for any person who is seeking the issuance or renewal of a license, permit or certificate of registration or authority from such agency, for the purpose of checking the person's prior criminal history when the state agency determines a nationwide check is warranted. The fingerprint cards and any required fees shall be sent to the Missouri state highway patrol's criminal records division. The first set of fingerprints shall be used for searching the state repository of criminal history information. If no identification is made, the second set of fingerprints shall be forwarded to the Federal Bureau of Investigation, Identification Division, for the searching of the federal criminal history files. The patrol shall notify the submitting state agency of any criminal history information or lack of criminal history information discovered on the individual.] **the division of professional registration of the department of economic development, the department of social services, the state supreme court, the department of elementary and secondary education, the Missouri lottery, and the gaming commission may for persons seeking**

employment with such agency or issuance or renewal of a license, permit, certificate, or registration of authority from such agency, or any state agency or committee which is authorized by state statute or executive order to screen applicants or candidates seeking or considered for employment, assignment, or appointment to a position within state government; or the police officers standards and training commission pursuant to chapter 630, RSMo, may for persons not employed by a criminal justice agency who seek enrollment or access into a certified POST training academy police school; or law enforcement agencies may for persons seeking issuance or renewal of a license, permit, certificate, or registration to purchase or possess a firearm; shall submit two sets of fingerprints to the highway patrol. Such fingerprints shall be used by the highway patrol to search the criminal records repository and the second set shall be submitted to the Federal Bureau of Investigation to be used for searching the federal criminal history files if necessary. The fingerprints shall be submitted on forms and in the manner prescribed by the highway patrol. Fees assessed for the searches shall be paid in the manner prescribed by the highway patrol. Notwithstanding the provisions of section 610.120, RSMo, all records related to any criminal history information discovered shall be accessible and available to the state agency making the record request.”; and

Further amend said bill, Page 6, Section 115.157, Line 14, by inserting after all of said line the following:

“210.909. 1. Upon submission of a completed registration form by a child-care worker, elder-care worker or personal-care attendant, the department shall:

(1) Determine if a probable cause finding of child abuse or neglect involving the applicant has been recorded pursuant to sections 210.109 to 210.183 and, as of January 1, 2003, if there is a probable cause finding of financial exploitation of the elderly or disabled pursuant to section 570.145, RSMo;

(2) Determine if the applicant has been refused licensure or has experienced involuntary licensure suspension or revocation pursuant to section 210.496;

(3) Determine if the applicant has been placed on the employee disqualification list pursuant to section 660.315, RSMo;

(4) As of January 1, 2003, determine if the applicant is listed on the department of mental health's employee disqualification registry;

(5) Determine through a request to the patrol pursuant to section 43.540, RSMo, whether the applicant has any [conviction, plea of guilty or nolo contendere, or a suspended execution of sentence to a charge of any offense pursuant to chapters 198, 334, 560, 565, 566, 568, 569, 573, 575 and 578, RSMo] **criminal history record for a felony or misdemeanor or any offense for which the person has registered pursuant to sections 589.400 to 589.425, RSMo;** and

(6) If the background check involves a provider, determine if a facility has been refused licensure or has experienced licensure suspension, revocation or probationary status pursuant to sections 210.201 to 210.259 or chapter 198, RSMo.

2. Upon completion of the background check described in subsection 1 of this section, the department shall include information in the registry for each registrant as to whether any convictions, employee disqualification listings, registry listings, probable cause findings, pleas of guilty or nolo contendere, or license denial, revocation or suspension have been documented through the records checks authorized pursuant to the provisions of sections 210.900 to 210.936.

3. The department shall notify such registrant in writing of the results of the determination recorded on the registry pursuant to this section.

210.922. The department of health and senior services, department of mental health, and department of social services may use the registry information to carry out the duties assigned to the department pursuant to this chapter and chapters 190, 195, 197, 198, **630**, and 660, RSMo.”; and

Further amend said bill, Page 61, Section 589.414, Line 9, by inserting after all of said line the following:

“610.120. 1. Records required to be closed shall not be destroyed; they shall be inaccessible to the general public and to all persons other than the defendant except as provided in this section and section 43.507, RSMo. [They shall be available to] **The closed records shall be available to: criminal justice agencies for the administration of criminal justice pursuant to section 43.500, RSMo, criminal justice employment, screening persons with access to criminal justice facilities, procedures and sensitive information; to law enforcement agencies for issuance or renewal of a license, permit, certification, or registration of authority from such agency; those agencies authorized pursuant to section 43.543, RSMo, to submit and when submitting fingerprints to the central repository; the sentencing advisory commission created in section 558.019, RSMo, for the purpose of studying sentencing practices[, and only to**

courts, law enforcement agencies,] **in accordance with section 43.507, RSMo; to qualified entities for the purpose of screening providers defined in section 43.540, RSMo; the child care agencies, department of revenue for [driving record purposes, facilities as defined in section 198.006, RSMo, in-home services provider agencies as defined in section 660.250, RSMo,] driver license administration; the division of workers' compensation for the purposes of determining eligibility for crime victims' compensation pursuant to sections 595.010 to 595.075, RSMo, department of health and senior services for the purpose of licensing and regulating facilities and regulating in-home services provider agencies and federal agencies for purposes of [prosecution, sentencing, parole consideration] criminal justice administration, criminal justice employment, child, elderly, or disabled care [employment, nursing home employment], and [to federal agencies] for such investigative purposes as authorized by law or presidential executive order.**

2. These records shall be made available **only** for the [above] purposes [regardless of any previous statutory provision which had closed such records to certain agencies or for certain purposes.] **and to the entities listed in this section. A criminal justice agency receiving a request for criminal history information under its control may require positive identification, to include fingerprints of the subject of the record search, prior to releasing closed record information. Dissemination of closed and open records from the state criminal records repository shall be in accordance with administrative rules and regulations established in accordance with section 43.509, RSMo.** All records which are closed records shall be removed from the records of the courts, administrative agencies, and law enforcement agencies which are available to the public and shall be kept in separate records which are to be held confidential and, where possible, pages of the public record shall be retyped or rewritten omitting those portions of the record which deal with the defendant's case. If retyping or rewriting is not feasible because of the permanent nature of the record books, such record entries shall be blacked out and recopied in a confidential book.

[2. As used in this section, the term "child care" includes providers and youth services agencies as those terms are defined in section 43.540, RSMo, elementary and secondary school teachers, and elementary and secondary school bus drivers, whether such drivers are employed by a school or an entity which has contracted with the school to provide transportation services.]

610.123. 1. Any person who wishes to have a record of arrest expunged pursuant to section 610.122 may file a verified petition for expungement in the civil division of the circuit court in the county of the arrest as provided in subsection 4 of this section. The petition shall include the following information or shall be dismissed if the information is not given:

- (1) The petitioner's:
 - (a) Full name;
 - (b) Sex;
 - (c) Race;
 - (d) Date of birth;
 - (e) Driver's license number;
 - (f) Social Security number; and
 - (g) Address at the time of the arrest;
- (2) The offense charged against the petitioner;
- (3) The date the petitioner was arrested;
- (4) The name of the county where the petitioner was arrested and if the arrest occurred in a municipality, the name of the municipality;
- (5) The name of the agency that arrested the petitioner;
- (6) The case number and court of the offense;
- (7) **Petitioner's fingerprints on a standard fingerprint card at the time of filing a petition to expunge a record that will be forwarded to the central repository for the sole purpose of positively identifying the petitioner.**

2. The petition shall name as defendants all law enforcement agencies, courts, prosecuting attorneys, central state depositories of criminal records or others who the petitioner has reason to believe may possess the records subject to expungement. The court's order shall not affect any person or entity not named as a defendant in the action.

3. The court shall set a hearing on the matter no sooner than thirty days from the filing of the petition and shall give reasonable notice of the hearing to each official or agency or other entity named in the petition.

4. If the court finds that the petitioner is entitled to expungement of any record that is the subject of the petition, it shall enter an order directing expungement. A copy of the order shall be provided to each agency identified in the petition pursuant to subsection 2 of this section.

5. The supreme court shall promulgate rules establishing procedures for the handling of cases filed pursuant to the provisions of this section and section 610.122. Such procedures shall be similar to the procedures established in chapter 482, RSMo, for the handling of small claims."; and

Further amend said bill, Page 61, Section 589.414, Line 9, by inserting after all of said line the following:

“630.170. 1. A person **who is listed on the department of mental health disqualification registry pursuant to this section, who is listed on the department of social services, or the department of health and senior services employee disqualification list pursuant to section 660.315, RSMo, or who has been convicted of, pled guilty to or nolo contendere to** any crime pursuant to section 630.155 or 630.160 shall be disqualified from holding any position in any public or private facility or day program operated, funded or licensed by the department or in any mental health facility or mental health program in which people are admitted on a voluntary or involuntary basis or are civilly detained pursuant to chapter 632, RSMo.

2. A person **who has been convicted of, pled guilty to or nolo contendere to** any felony offense against persons as defined in chapter 565, RSMo; [of] any felony sexual offense as defined in chapter 566, RSMo; [of] any felony offense defined in section **568.020**, 568.045, 568.050, 568.060, 569.020, **569.025**, 569.030, **569.035**, 569.040 [or], 569.050, **569.070**, or **569.160**, RSMo, or of an equivalent felony offense, **or who has been convicted of or pled guilty to or nolo contendere to any violation of subsection 3 of section 198.070, RSMo**, shall be disqualified from holding any direct-care position in any public or private facility, day program, residential facility or specialized service operated, funded or licensed by the department or any mental health facility or mental health program in which people are admitted on a voluntary basis or are civilly detained pursuant to chapter 632, RSMo.

3. A person who has received a suspended imposition of sentence or a suspended execution of sentence following a plea of guilty to any of the disqualifying crimes listed in subsection 1 or 2 of this section shall remain disqualified.

[3.] **4.** Any person disqualified pursuant to the provisions of subsection 1 or 2 of this section may [appeal] **seek an exception to the disqualification [to] from** the director of the department or the director's designee. The request shall be written and may not be made more than once every twelve months. The request may be granted by the director or designee if in the judgment of the director or designee a clear showing has been made by written submission only, that the person will not commit any additional acts for which the person had originally been disqualified for or any other acts that would be harmful to a patient, resident or client of a facility, program or service. The director or designee may grant [the appeal] **an exception** subject to any conditions deemed appropriate and failure to comply with such terms may result in the person again being disqualified. Decisions by the director or designee pursuant to the provisions of this subsection shall not be subject to appeal. The right to [appeal] **request an exception** pursuant to this subsection shall not apply to persons [convicted of] **who are disqualified due to being listed on the department of social services or department of health and senior services employee disqualification list pursuant to section 660.315, RSMo, nor to persons disqualified from employment due to** any crime pursuant to the provisions of chapter 566 [or 568], RSMo, or section 565.020 or 565.021, RSMo, **section 568.020 or 568.060, RSMo, or section 569.025 or 569.070, RSMo.**

5. An applicant for a direct care position in any public or private facility, day program, residential facility, or specialized service operated, funded, or licensed by the department or any mental health facility or mental health program in which people are admitted on a voluntary basis or are civilly detained pursuant to chapter 632, RSMo, shall:

(1) Sign a consent form as required by section 43.540, RSMo, to provide written consent for a criminal record review;

(2) Disclose the applicant's criminal history. For the purposes of this subdivision, “criminal history” includes any suspended imposition of sentence, any suspended execution of sentence, or any period of probation or parole; and

(3) Disclose if the applicant is listed on the employee disqualification list as provided in section 660.315, RSMo, or the department of mental health disqualification registry as provided for in this section.

6. Any person who has received a good cause waiver issued by the division of aging or division of senior services pursuant to subsection 9 of section 660.317, RSMo, shall not require an additional exception pursuant to this section in order to be employed in a long-term care facility licensed pursuant to chapter 198, RSMo.

7. Any public or private residential facility, day program, or specialized service licensed, certified, or funded by the department shall, not later than two working days of hiring any person for a full-time, part-time, or temporary position to have contact with clients or residents or patients shall:

(1) Request a criminal background check as provided in section 43.540, RSMo;

(2) Make an inquiry to the department of social services and department of health and senior services whether the person is listed on the employee disqualification list as provided in section 660.315, RSMo; and

(3) Make an inquiry to the department of mental health whether the person is listed on the disqualification registry as provided in this section.

8. An applicant who knowingly fails to disclose his or her criminal history as required in subsection 5 of this section is guilty of a class A misdemeanor. A provider is guilty of a class A misdemeanor if the provider knowingly hires a person to hold a direct care position if that persons has been disqualified pursuant to the provisions of subsection 1 or 2 of this section.

[4.] **9.** The department may maintain a disqualification registry and place on the registry the names of any persons who have been finally determined by the department to be disqualified pursuant to this section, or who have had administrative substantiations made against them for abuse or neglect pursuant to department rule. Such list shall reflect that the person is barred from holding any position in any public or private facility or day program operated, funded or licensed by the department, or any mental health facility or mental health program in which persons are admitted on a voluntary basis or are civilly detained pursuant to chapter 632, RSMo.”; and

Further amend said bill, Page 61, Section 1, Line 13, by inserting after all of said line the following:

“[43.521. Sections 43.500 to 43.530 shall not require fingerprinting of juvenile offenders or reporting of information pertaining to a proceeding pursuant to the Missouri juvenile code, except in those cases where a juvenile is certified to the circuit court to stand trial as an adult.]

[210.937. The provisions of sections 210.900 to 210.936 shall terminate on January 1, 2004.]”; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 19

AMEND Senate Substitute for House Bill No. 198, Page 39, Section 544.170, Line 12, by inserting after all of said line the following:

“565.030. 1. Where murder in the first degree is charged but not submitted or where the state waives the death penalty, the submission to the trier and all subsequent proceedings in the case shall proceed as in all other criminal cases with a single stage trial in which guilt and punishment are submitted together.

2. Where murder in the first degree is submitted to the trier without a waiver of the death penalty, the trial shall proceed in two stages before the same trier. At the first stage the trier shall decide only whether the defendant is guilty or not guilty of any submitted offense. The issue of punishment shall not be submitted to the trier at the first stage. If an offense is charged other than murder in the first degree in a count together with a count of murder in the first degree, the trial judge shall assess punishment on any such offense according to law, after the defendant is found guilty of such offense and after he finds the defendant to be a prior offender pursuant to chapter 558, RSMo.

3. If murder in the first degree is submitted and the death penalty was not waived but the trier finds the defendant guilty of a lesser homicide, a second stage of the trial shall proceed at which the only issue shall be the punishment to be assessed and declared. No further evidence shall be received. If the trier is a jury it shall be instructed on the law. The attorneys may then argue as in other criminal cases the issue of punishment, after which the trier shall assess and declare the punishment as in all other criminal cases.

4. If the trier at the first stage of a trial where the death penalty was not waived finds the defendant guilty of murder in the first degree, a second stage of the trial shall proceed at which the only issue shall be the punishment to be assessed and declared. Evidence in aggravation and mitigation of punishment, including but not limited to evidence supporting any of the aggravating or mitigating circumstances listed in subsection 2 or 3 of section 565.032, may be presented subject to the rules of evidence at criminal trials. Such evidence may include, within the discretion of the court, evidence concerning the murder victim and the impact of the crime upon the family of the victim and others. Rebuttal and surrebuttal evidence may be presented. The state shall be the first to proceed. If the trier is a jury it shall be instructed on the law. The attorneys may then argue the issue of punishment to the jury, and the state shall have the right to open and close the argument. The trier shall assess and declare the punishment at life imprisonment without eligibility for probation, parole, or release except by act of the governor:

(1) If the trier finds by a preponderance of the evidence that the defendant is mentally retarded; or

(2) If the trier does not find beyond a reasonable doubt at least one of the statutory aggravating circumstances set out in subsection 2 of section 565.032; or

(3) If the trier concludes that there is evidence in mitigation of punishment, including but not limited to evidence supporting the statutory mitigating circumstances listed in subsection 3 of section 565.032, which is sufficient to outweigh the evidence in aggravation of punishment found by the trier; or

1958 *Journal of the House*

(4) If the trier decides under all of the circumstances not to assess and declare the punishment at death. If the trier is a jury it shall be so instructed.

If the trier assesses and declares the punishment at death it shall, in its findings or verdict, set out in writing the aggravating circumstance or circumstances listed in subsection 2 of section 565.032 which it found beyond a reasonable doubt. If the trier is a jury [it shall be instructed before the case is submitted that if it] **and** is unable to **unanimously** decide or agree upon **setting** the punishment **at death**, the court shall assess and declare the punishment at life imprisonment without eligibility for probation, parole, or release except by act of the governor [or death]; **and the jury shall be accordingly instructed before the case is submitted**. The court shall follow the same procedure as set out in this section whenever it is required to determine punishment for murder in the first degree.

5. Upon written agreement of the parties and with leave of the court, the issue of the defendant's mental retardation may be taken up by the court and decided prior to trial without prejudicing the defendant's right to have the issue submitted to the trier of fact as provided in subsection 4 of this section.

6. As used in this section, the terms "mental retardation" or "mentally retarded" refer to a condition involving substantial limitations in general functioning characterized by significantly subaverage intellectual functioning with continual extensive related deficits and limitations in two or more adaptive behaviors such as communication, self-care, home living, social skills, community use, self-direction, health and safety, functional academics, leisure and work, which conditions are manifested and documented before eighteen years of age.

7. The provisions of this section shall only govern offenses committed on or after August 28, [2001] **2003**."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 20

AMEND Senate Substitute for House Bill No. 198, Page 9, Section 217.305, Line 18 of said page, by striking the word "certified"; and

Further amend said line, by striking the opening bracket "["; and

Further amend said line, by striking the closing bracket "]; and

Further amend Line 19 of said page, by striking the opening bracket "["; and

Further amend Line 20 of said page, by striking the closing bracket "].

Senate Amendment No. 21

AMEND Senate Substitute for House Bill No. 198, Page 13, Section 226.531, Line 1 of said page, by inserting after all of said line the following:

"300.330. The driver of a **motor** vehicle shall not drive within any sidewalk area except as a permanent or temporary driveway. **A bicycle lane shall not be obstructed by a parked or standing motor vehicle or other stationary object. A motor vehicle may be driven in a bicycle lane only for the purpose of a lawful maneuver to cross the lane or provide for safe travel. Where a bicycle lane is present, a driver making a lawful maneuver must first merge into the bicycle lane after yielding to any traffic that may be present.**

300.410. Notwithstanding the foregoing provisions of sections 300.155 to 300.410, every driver of a vehicle shall exercise the highest degree of care to avoid colliding with any pedestrian [upon any roadway and shall give warning by sounding the horn when necessary], **any person propelling a human powered vehicle, or any person operating a motorcycle**, and shall exercise proper precaution upon observing any child or any confused or incapacitated person upon a roadway."; and

Further amend said bill, Page 16, Section 302.060, Line 4 of said page, by inserting after all of said line the following:

"302.302. 1. The director of revenue shall put into effect a point system for the suspension and revocation of licenses. Points shall be assessed only after a conviction or forfeiture of collateral. The initial point value is as follows:

(1) Any moving violation of a state law or county or municipal or federal traffic ordinance or regulation not listed in this section, other than a violation of vehicle equipment provisions or a court-ordered supervision as provided in section 302.303 2 points

(except any violation of municipal stop sign ordinance where no accident is involved 1 point)

(2) Speeding

In violation of a state law 3 points

In violation of a county or municipal ordinance 2 points

(3) Leaving the scene of an accident in violation of section 577.060, RSMo 12 points

In violation of any county or municipal ordinance 6 points

(4) Careless and imprudent driving in violation of subsection 4 of section 304.016, RSMo 4 points

In violation of a county or municipal ordinance 2 points

(5) Operating without a valid license in violation of subdivision (1) or (2) of subsection 1 of section 302.020:

(a) For the first conviction 2 points

(b) For the second conviction 4 points

(c) For the third conviction 6 points

(6) Operating with a suspended or revoked license prior to restoration of operating privileges 12 points

(7) Obtaining a license by misrepresentation 12 points

(8) For the first conviction of driving while in an intoxicated condition or under the influence of controlled substances or drugs 8 points

(9) For the second or subsequent conviction of any of the following offenses however combined: driving while in an intoxicated condition, driving under the influence of controlled substances or drugs or driving with a blood alcohol content of eight-hundredths of one percent or more by weight 12 points

(10) For the first conviction for driving with blood alcohol content eight-hundredths of one percent or more by weight In violation of state law 8 points
In violation of a county or municipal ordinance or federal law or regulation 8 points

(11) Any felony involving the use of a motor vehicle 12 points

(12) Knowingly permitting unlicensed operator to operate a motor vehicle 4 points

(13) For a conviction for failure to maintain financial responsibility pursuant to county or municipal ordinance or pursuant to section 303.025, RSMo 4 points

(14) For a conviction for colliding with a pedestrian, bicyclist, or motorcyclist thereby causing personal injury to the pedestrian, bicyclist, or motorcyclist pursuant to section 565.070, RSMo:

(a) For the first conviction 4 points

(b) For the second and subsequent conviction 6 points

2. The director shall, as provided in subdivision (5) of subsection 1 of this section, assess an operator points for a conviction pursuant to subdivision (1) or (2) of subsection 1 of section 302.020, when the director issues such operator a license or permit pursuant to the provisions of sections 302.010 to 302.340.

3. An additional two points shall be assessed when personal injury or property damage results from any violation listed in subsection 1 of this section and if found to be warranted and certified by the reporting court.

4. When any of the acts listed in subdivision (2), (3), (4) or (8) of subsection 1 of this section constitutes both a violation of a state law and a violation of a county or municipal ordinance, points may be assessed for either violation but not for both. Notwithstanding that an offense arising out of the same occurrence could be construed to be a violation of subdivisions (8), (9) and (10) of subsection 1 of this section, no person shall be tried or convicted for more than one offense pursuant to subdivisions (8), (9) and (10) of subsection 1 of this section for offenses arising out of the same occurrence.

5. The director of revenue shall put into effect a system for staying the assessment of points against an operator. The system shall provide that the satisfactory completion of a driver-improvement program or, in the case of violations committed while operating a motorcycle, a motorcycle-rider training course approved by the director of the department of public safety, by an operator, when so ordered and verified by any court having jurisdiction over any law of this state or county or municipal ordinance, regulating motor vehicles, other than a violation committed in a commercial motor vehicle as defined in section 302.700, shall be accepted by the director in lieu of the assessment of points for a violation

pursuant to subdivision (1), (2) or (4) of subsection 1 of this section or pursuant to subsection 3 of this section. For the purposes of this subsection, the driver-improvement program shall meet or exceed the standards of the National Safety Council's eight-hour "Defensive Driving Course" or, in the case of a violation which occurred during the operation of a motorcycle, the program shall meet the standards established by the director of the department of public safety pursuant to sections 302.133 to 302.138. The completion of a driver-improvement program or a motorcycle-rider training course shall not be accepted in lieu of points more than one time in any thirty-six-month period and shall be completed within sixty days of the date of conviction in order to be accepted in lieu of the assessment of points. Every court having jurisdiction pursuant to the provisions of this subsection shall, within fifteen days after completion of the driver-improvement program or motorcycle-rider training course by an operator, forward a record of the completion to the director, all other provisions of the law to the contrary notwithstanding. The director shall establish procedures for record keeping and the administration of this subsection."; and

Further amend said bill, Page 24, Section 302.541, Line 19 of said page, by inserting after all of said line the following:

"304.675. 1. The governing body of a county or municipality may establish a maximum speed limit within a school zone not to exceed twenty miles per hour. Such speed limit shall be in force only during those times thirty minutes before, during, and thirty minutes after the periods of time when students are arriving at a regularly scheduled school session and leaving a regularly scheduled school session. As used in this section, the term "school zone" means school property on which a school building is located and the area adjacent to the school property that is designated by signs showing the posted limit. The state highways and transportation commission shall approve a twenty mile per hour speed limit in a school zone on state or federal highways before the same shall become effective.

2. The governing body of a county or municipality may establish a speed limit within a school zone lower than twenty miles per hour if it finds, in conjunction with the school board, that a lower limit is needed to promote public safety, and the governing body of a county or municipality may extend the hours which the school zone speed limit is in force, if it finds, in conjunction with the school board, that extended hours for the school zone speed limit are needed to promote public safety. The establishment of any speed limit within a school zone lower than twenty miles per hour shall be in accordance with sections 304.101, 304.120, and 304.130.

3. Any reduction of speed in cities, towns, or villages shall be designed to expedite flow of traffic on such state roads and highways to the extent consistent with public safety. The commission may declare any ordinance void if it finds that such ordinance is:

(1) Not primarily designed to expedite traffic flow; and

(2) Primarily designed to produce revenue for the city, town, or village which enacted such ordinance.

If an ordinance is declared void, the city, town, or village shall have any future proposed ordinance approved by the highways and transportation commission before such ordinance may take effect.

304.677. Notwithstanding any other provisions of the law to the contrary, every driver of a motor vehicle shall exercise the highest degree of care to avoid colliding with any pedestrian, any person propelling a human powered vehicle, or any person operating a motorcycle upon the roadway, and shall give an audible signal when necessary, and shall exercise proper precaution upon observing any child or any obviously confused, incapacitated, or intoxicated person."; and

Further amend said bill, Page 26, Section 516.600, Line 9 of said page, by inserting after all of said line the following:

"537.038. Every driver of a motor vehicle shall exercise the highest degree of care to avoid colliding with any pedestrian, cyclist, or motorcyclist and thereby causing bodily injury or death to a pedestrian, cyclist, or motorcyclist."; and

Further amend said bill, Page 39, Section 544.170, Line 12 of said page, by inserting after all of said line the following:

"565.070. 1. A person commits the crime of assault in the third degree if:

(1) The person attempts to cause or recklessly causes physical injury to another person; or

(2) With criminal negligence the person causes physical injury to another person by means of a deadly weapon;
or

(3) The person purposely places another person in apprehension of immediate physical injury; or

(4) The person recklessly engages in conduct which creates a grave risk of death or serious physical injury to another person; or

(5) The person knowingly causes physical contact with another person knowing the other person will regard the contact as offensive or provocative; or

(6) The person knowingly causes physical contact with an incapacitated person, as defined in section 475.010, RSMo, which a reasonable person, who is not incapacitated, would consider offensive or provocative; or

(7) The person knowingly collides with a pedestrian, cyclist, or motorcyclist and thereby causes bodily injury of death to the pedestrian, cyclist, or motorcyclist.

2. Except as provided in subsections 3 and 4 of this section, assault in the third degree is a class A misdemeanor.

3. A person who violates the provisions of subdivision (3) or (5) of subsection 1 of this section is guilty of a class C misdemeanor.

4. A person who has pled guilty to or been found guilty of the crime of assault in the third degree more than two times against any family or household member as defined in section 455.010, RSMo, is guilty of a class D felony for the third or any subsequent commission of the crime of assault in the third degree when a class A misdemeanor. The offenses described in this subsection may be against the same family or household member or against different family or household members."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 22

AMEND Senate Substitute for House Bill No. 198, Page 56, Section 578.160, Lines 10-13, by deleting said lines and inserting the following:

"578.160. Any person who intentionally intercepts a cellular transmission and disseminates such intercepted information to any person other than the original intended recipient is guilty of a class A misdemeanor."

Senate Amendment No. 24

AMEND Senate Substitute for House Bill No. 198, Page 26, Section 516.600, Lines 3-9 of said page, by striking all of said lines and inserting in lieu thereof the following:

"516.600. Any action to recover damages for injury or illness caused by child sexual abuse in an action brought pursuant to section 537.046 shall be commenced within twelve years of the date the plaintiff attains the age of eighteen or within three years of the date that the plaintiff discovers, or reasonably should have discovered, that the injury or illness was caused by child sexual abuse, whichever occurs later."

Senate Amendment No. 25

AMEND Senate Substitute for House Bill No. 198, Page 42, Section 565.305, Line 7, by inserting after all of said line the following:

"571.070. 1. A person commits the crime of unlawful possession of a [concealable] firearm if he has any [concealable] firearm in his possession and:

(1) He has pled guilty to or has been convicted of a dangerous felony, as defined in section 556.061, RSMo, or of an attempt to commit a dangerous felony, or of a crime under the laws of any state or of the United States which, if committed within this state, would be a dangerous felony, or confined therefor in this state or elsewhere during the five-year period immediately preceding the date of such possession; or

(2) He is a fugitive from justice, is habitually in an intoxicated or drugged condition, or is currently adjudged mentally incompetent.

2. Unlawful possession of a [concealable] firearm is a class C felony."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 26

AMEND Senate Substitute for House Bill No. 198, Page 26, Section 478.610, Line 2:

“488.026. As provided by section 56.807, RSMo, there shall be assessed and collected a surcharge of six dollars in all criminal cases filed in the courts of this state, including violations of any county ordinance or any violation of criminal or traffic laws of this state, including infractions, but no such surcharge shall be assessed when the costs are waived or are to be paid by the state, county, or municipality or when a criminal proceeding or the defendant has been dismissed by the court or against any person who has pled guilty and paid their fine pursuant to section 476.385.4. For purposes of this section, the term “county ordinance” shall include any ordinance of the City of St. Louis. The clerk responsible for collecting court costs in criminal cases shall collect and disburse such amounts as provided by sections 488.010 to 488.020. Such funds shall be payable to the “Prosecuting Attorneys and Circuit Attorneys’ Retirement Fund.

56.807. 1. Beginning August 28, 1989, and continuing monthly thereafter until August 27, 2003, the funds for prosecuting attorneys and circuit attorneys provided for in subsection 2 of this section shall be paid from county or city funds.

2. Beginning August 29, 1989, and continuing monthly thereafter until August 27, 2003, each county treasurer shall pay to the system the following amounts to be drawn from the general revenues of the county:

(1) For counties of the third and fourth classification except as provided in subdivision (3) of this subsection, three hundred seventy-five dollars;

(2) For counties of the second classification, five hundred forty-one dollars and sixty-seven cents;

(3) For counties of the first classification, counties which pursuant to section 56.363 elect to make the position of prosecuting attorney a full-time position after August 28, 2001, or whose county commission has elected a full-time retirement benefit pursuant to subsection 3 of section 56.363, and the city of St. Louis, one thousand two hundred ninety-one dollars and sixty-seven cents.

3. Beginning August 28, 1989 and continuing until August 27, 2003 [T]the county treasurer shall at least monthly transmit the sums specified in subsection 2 of this section to the Missouri office of prosecution services for deposit to the credit of the “Missouri Prosecuting Attorneys and Circuit Attorneys’ Retirement System Fund”, which is hereby created. All moneys held by the state treasurer on behalf of the system shall be paid to the system within ninety days after August 28, 1993. Moneys in the Missouri prosecuting attorneys and circuit attorneys’ retirement system fund shall be used only for the purposes provided in sections 56.800 to 56.840 and for no other purpose.

4. Beginning August 28, 2003 the funds for prosecuting attorneys and circuit attorneys provided for in this section shall be paid from county or city funds and the surcharge established in this section and collect as provided by this section and sections 488.010 to 488.020.

5. Beginning August 28, 2003 each county treasurer shall pay to the system the following amounts to be drawn from the general revenues of the county;

(1) For counties of the third and fourth classification except as provided in subdivision (3) of this subsection, one hundred eighty-seven dollars;

(2) For counties of the second classification, two hundred seventy-one dollars;

(3) For counties of the first classification, counties which pursuant to section 56.363 elect to make the position of prosecuting attorney a full-time position after August 28, 2001, or whose county commission has elected a full-time retirement benefit pursuant to subsection 3 of section 56.323, and the city of St. Louis, six hundred forty six dollars.

6. Beginning August 28, 2003 the county treasurer shall at least monthly transmit the sums specified in subsection 5 of this section to the Missouri office of prosecution services for deposit to the credit of the “Missouri Prosecuting Attorneys and Circuit Attorneys’ Retirement System Fund”. Moneys in the Missouri prosecuting attorneys and circuit attorneys’ retirement system fund shall be used only for the purposes provided in sections 56.800 to 56.840 and for no other purpose.

7. Beginning August 28, 2003 the following surcharge for prosecuting attorneys and circuit attorneys shall be collected and paid as follows:

(1) There shall be assessed and collected a surcharge of four dollars in all criminal cases filed in the court of this state including violation of any county ordinance or any violation of criminal or traffic laws of this state, including infractions, but no such surcharge shall be assessed when the costs are waived or are to be paid by the

state, county or municipality or when a criminal proceeding or the defendant has been dismissed by the court or against any person who has pled guilty and paid their fine pursuant to section 476.385.4. For purposes of this section, the term "county ordinance" shall include any ordinance of the City of St. Louis.

(2) The clerk responsible for collecting court costs in criminal cases shall collect and disburse such amounts as provided by sections 488.010 to 488.026. Such funds shall be payable to the Prosecuting Attorneys and Circuit Attorneys' Retirement Fund Moneys credited to the "Prosecuting Attorneys and Circuit Attorneys' Retirement Fund shall be used only for the purposes provided for in sections 56.800 to 56.840 and for no other purpose.

[4.] 8. The board may accept gifts, donations, grants and bequests from private or public sources to the Missouri prosecuting attorneys and circuit attorneys' retirement system fund.

[5.] 9. No state moneys shall be used to fund section 56.700 and sections 56.800 to 56.840 unless provided for by law."

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HS HCS HBs 517, 94, 149, 150 & 342**, entitled:

An act to repeal section 208.565, RSMo, and to enact in lieu thereof two new sections relating to stabilization of income for the elderly, with an emergency clause and an effective date for a certain section.

With Senate Substitute Amendment No. 1 for Senate Amendment 1.

*Senate Substitute Amendment No. 1
for
Senate Amendment No. 1*

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill Nos. 517, 94, 149, 150 & 342, Pages 1 through 6, Section 137.106, by striking all of said section from the bill and inserting in lieu thereof the following:

_____ "135.037. As used in sections 135.037 to 135.083, the following terms shall mean:

- (1) "Department", the department of revenue;
- (2) "Director", the director of revenue;
- (3) "Equity interest", the difference between the true value in money of the property as determined by the county assessor's office and the total of:
 - (a) All debts from mortgage liens, deeds of trust or security interests which are recorded or noted on a certificate of title prior to January first of the current tax year; and
 - (b) Accumulated deferred taxes;
- (4) "Homestead", the owner occupied principal dwelling, either real or personal property, owned by the taxpayer and the land surrounding it as it is reasonably necessary for use of the dwelling as a home, not to exceed five acres. If the homestead is located in a multi-unit building, the homestead is the portion of the building actually used as the principal dwelling and its percentage of the value of the common elements and of the value of the property upon which it is built. The percentage is the value of the unit consisting of the homestead compared to the total value of the building exclusive of the common elements, if any. If the homestead is located on a farm, the homestead consists of the dwelling house, appurtenances, and the land used in connection therewith, not to exceed five acres;
- (5) "Household", all persons residing in a single dwelling whether related or not;
- (6) "Household income", the combined federal adjusted gross income of all members of the household, whether filing jointly or individually;
- (7) "Maximum upper limit", thirty-two thousand dollars;
- (8) "Tax-deferred property", the property upon which taxes are deferred pursuant to sections 135.037 to 135.083;

(9) "Taxes" or "property taxes", ad valorem taxes, assessments, fees and charges entered on the assessment and tax roll;

(10) "Taxpayer", an individual who has filed a claim for deferral pursuant to section 135.039 or individuals who have jointly filed a claim for deferral pursuant to section 135.039.

135.039. 1. An individual, or two or more individuals jointly, may elect to defer the property taxes on their homestead by filing a claim for deferral with the county clerk after January first and on or before October fifteenth of the first year in which deferral is claimed if the individual, or, in the case of two or more individuals filing a claim jointly, the older individual, is sixty-two years of age or older on October fifteenth of the year in which the claim is filed.

2. In order to make the election described in subsection 1 of this section, the individual must have, or in case of two or more individuals filing a claim jointly, all of the individuals together must have household income for the calendar year immediately preceding the calendar year in which the claim is filed of less than the maximum upper limit.

3. The county clerk shall forward each claim filed pursuant to this section to the director of revenue which shall determine if the property is eligible for deferral.

4. When the taxpayer elects to defer property taxes for any year by filing a claim for deferral pursuant to subsection 1 of this section, it shall have the effect of:

(1) Deferring the payment of the property taxes levied on the homestead for the year beginning on January first of such year;

(2) Continuing the deferral of the payment by the taxpayer of any property taxes deferred pursuant to section 135.037 to 135.083 for previous years which have not become delinquent pursuant to section 135.061;

(3) Continuing the deferral of the payment by the taxpayer of any future property taxes for as long as the provisions of section 135.041 are met.

5. If a guardian or conservator has been appointed for an individual otherwise qualified to obtain deferral of taxes pursuant to sections 135.037 to 135.083, the guardian or conservator may act for such individual in complying with the provisions of sections 135.037 to 135.083.

6. If a trustee of an inter vivos trust which was created by and is revocable by an individual, who is both the settlor and a beneficiary of the trust and who is otherwise qualified to obtain a deferral of taxes pursuant to sections 135.037 to 135.083, owns the fee simple estate under a recorded instrument of sale, the trustee may act for the individual in complying with the provisions of sections 135.037 to 135.083.

7. Nothing in this section shall be construed to require a spouse of an individual to file a claim jointly with the individual even though the spouse may be eligible to claim the deferral jointly with the individual.

8. Any person aggrieved by the denial of a claim for deferral of homestead property taxes or disqualification from deferral of homestead property taxes may appeal in the manner provided for denial of a claim pursuant to section 143.841, RSMo.

135.041. In order to qualify for tax deferral pursuant to sections 135.037 to 135.083, the property must meet all of the following requirements when the claim is filed and thereafter so long as the payment of taxes by the taxpayer is deferred:

(1) The property must be the homestead of the individual or individuals who file the claim for deferral, except for an individual required to be absent from the homestead by reason of health;

(2) The person claiming the deferral must, by himself or herself or together with his or her spouse, own the fee simple estate or be purchasing the fee simple estate under a recorded instrument of sale, or two or more persons must together own or be purchasing the fee simple estate with rights of survivorship under a recorded instrument of sale if all owners live in the homestead and if all owners apply for the deferral jointly;

(3) There must be no prohibition to the deferral of property taxes contained in any provision of federal law, rule or regulation applicable to a mortgage, trust deed, land sale contract or conditional sale contract for which the homestead is security;

(4) The equity interest in the homestead is a positive number equal to or exceeding ten percent of the true value in money of the homestead;

(5) The person claiming the deferral must, by himself or herself or together with his or her spouse, show proof of insurance at any time on the homestead in an amount equal to or exceeding the market value as provided in the most recent tax bill of the homestead, to the director of revenue, and the insurance must be kept in place as long as deferral pursuant to sections 135.037 to 135.083 is maintained.

135.043. 1. A taxpayer's claim for deferral pursuant to section 135.039 shall be in writing on a form supplied by the department and shall:

(1) Describe the homestead;

(2) Recite facts establishing the eligibility for the deferral pursuant to the provisions of sections 135.037 to 135.083, including facts that establish that the household income of the individual, or individuals in the household, was, for the calendar year immediately preceding the calendar year in which the claim is filed, less than the amount required pursuant to section 135.039;

(3) Have attached any documentary proof required by the director to show that the requirements of sections 135.037 to 135.083 have been met.

2. The claim shall be in the form of an affidavit verifying that the statements contained in the claim are true.

135.045. 1. If eligibility for deferral of homestead property is established as provided in section 135.037 to 135.083, the director of revenue shall notify the county assessor or collector who shall show on the current ad valorem assessment and tax roll which property is tax-deferred property by an entry clearly designating such property as tax-deferred property.

2. When requested by the director, the tax collector shall send to the director, as soon as the taxes are extended upon the roll, the tax statement for each tax-deferred property.

3. Interest shall accrue on the actual amount of taxes advanced to the county for the tax-deferred property at the rate of six percent per annum.

135.047. 1. In each county in which there is tax-deferred property, the director of revenue shall cause to be recorded in the mortgage records of the county, a list of tax-deferred properties of that county. The list shall contain a description of the property as listed on the assessment roll together with the name of the owner or owners listed thereon.

2. Except as provided in section 135.053, the recording of the tax-deferred properties pursuant to subsection 1 of this section is notice that the director claims a lien against those properties in the amount of the deferred taxes plus interest together with any fees paid to the county clerk in connection with the recording, release or satisfaction of the lien.

3. Notwithstanding any provisions of law to the contrary, the director shall not be required to pay any filing, indexing or recording fees to the county in connection with the recording, release or satisfaction of liens against tax-deferred properties of that county in advance or at the time entry is made.

135.049. 1. Upon determining the amount of deferred taxes on tax-deferred property for the tax year, the director shall pay to the respective county tax collectors an amount equivalent to the deferred taxes less two percent thereof. Payment shall be made from the account established pursuant to section 135.083.

2. The director shall maintain records for each deferred property and shall accrue interest only on the actual amount of taxes advanced to the county.

3. If only a portion of taxes are deferred pursuant to section 135.065, the director shall pay the portion that will be deferred for that year to the tax collector and shall provide a separate notice to the county assessor stating the amount of property taxes that the director is paying.

135.051. 1. On or before December fifteenth of each year, the director of revenue shall send a notice to each taxpayer who is qualified to claim deferral of property taxes for the current tax year. The notice shall:

(1) Inform the taxpayer that the property taxes have or have not been deferred in the current year;

(2) Show the total amount of taxes remaining deferred since initial application for deferral and the interest accruing therein to November fifteenth of the current year;

(3) Inform the taxpayer that voluntary payment of the deferred taxes may be made at any time to the director of revenue;

(4) Contain any other information that the director considers necessary to facilitate administration of the homestead deferral program.

2. The director shall give the notice required pursuant to subsection 1 of this section by an unsealed postcard or other form of mail sent to the residence address of the taxpayer as shown in the claim for deferral or as otherwise determined by the director to be the correct address of the taxpayer.

135.053. 1. At the time that the taxpayer elects to defer property taxes pursuant to sections 135.037 to 135.083 the director of revenue shall estimate the amount of property taxes that will be deferred for a period of five tax years beginning on or after January 1, 2003, or the year of deferral, whichever is later, and interest thereon. Thereafter, the director shall have a lien in the amount of the estimate. Every five years after filing the initial lien, the director shall file an additional lien for an estimate of the amount of property taxes that will be deferred for the next five years, and interest thereon. The liens provided in this subsection shall be considered part of the public record.

2. The liens created pursuant to subsection 1 of this section shall attach to the property to which the election to defer relates on January first of the first tax year in which the lien is filed.

3. The liens created pursuant to subsection 1 of this section in the amount of the estimate shall have the same priority as other real property tax liens except that the liens of mortgages, trust deeds or security interests which are recorded or noted on a certificate of title prior in time to the attachment of the liens for deferred taxes shall be prior to the liens for deferred taxes.

4. If during the period of tax deferment, the amount of taxes, interest and fees exceeds the estimate, the director shall have a lien for the amount of the excess. The liens for the excess shall attach to the property on January first of the tax year in which the excess occurs. The lien for the excess shall have the same priority as other real property tax liens, except that the lien of mortgages, trust deeds or security interests recorded or noted on any certificate of title prior in time to the date that the director records an amendment to its estimate to reflect its lien for the excess shall be prior to the lien for the excess.

5. Notwithstanding the provisions of section 135.047, the notice of lien for deferred taxes recorded as provided in section 135.047 arising on or after January 1, 2003, shall list the amount of the estimate of deferred taxes, interest and fees made by the director pursuant to subsection 1 of this section and any amendment to the notice to reflect a lien for excess, as described pursuant to subsection 4 of this section, shall list the amount of the excess that the director claims as lien.

6. A lien created pursuant to this section may be foreclosed by the director pursuant to the law relating to foreclosure in civil suits or any other collection methods given the director of revenue. The court may award reasonable attorney fees to the prevailing party in a foreclosure action pursuant to this section.

7. Receipts from foreclosure proceedings shall be credited in the same manner as other repayments of deferred property taxes pursuant to section 135.083.

8. By means of voluntary payment made as provided pursuant to section 135.067, the taxpayer may limit the amount of the lien for deferred taxes created pursuant to this section. If the taxpayer desires that the limit be reflected in the records of the county, the taxpayer must request, subject to any rules adopted by the director, that the director cause a partial satisfaction of the lien to be recorded in the county. Upon receipt of such a request, the director shall cause a partial satisfaction, in the amount of the voluntary payment, to be so recorded. Nothing in this subsection shall affect the priority of the liens of the director, as originally created pursuant to subsections 1 and 4 of this section.

9. Nothing in this section shall affect any lien arising pursuant to sections 135.037 to 135.083 for taxes assessed before January 1, 2003.

135.059. Subject to section 135.063, all deferred property taxes, including accrued interest, become payable as provided in section 135.061 when:

(1) The taxpayer who claimed deferment of collection of property taxes on the homestead dies or, if there was more than one claimant, the survivor of the taxpayers who originally claimed deferment of collection of property taxes pursuant to section 135.039 dies;

(2) Except as provided in section 135.057, the property with respect to which deferment of collection of taxes is claimed is sold, or some person other than the taxpayer who claimed the deferment becomes the owner of the property;

(3) The tax-deferred property is no longer the homestead of the taxpayer who claimed the deferral, except in the case of a taxpayer required to be absent from such tax-deferred property by reason of health;

(4) The tax-deferred property, a manufactured structure or floating home, is moved out of the state.

135.061. 1. Whenever any of the circumstances listed in section 135.059 occurs:

(1) The deferral of taxes for the assessment year in which the circumstance occurs shall continue for such assessment year; and

(2) The amounts of deferred property taxes, including accrued interest, for all years shall be due and payable on the date of closing or the date of probate to the director of revenue, except as provided in subsection 3 of this section, section 135.063 and section 135.075.

2. Notwithstanding the provisions of subsection 1 of this section and section 135.075, when the circumstances occur listed in subsection 4 of section 135.059, the amount of deferred taxes shall be due and payable five days before the date of removal of the property from the state.

3. If the amounts falling due as provided in this section are not paid on the indicated due date, or as extended pursuant to section 135.075, such amounts shall be deemed delinquent as of that date and the property shall be subject to foreclosure as provided in section 135.053.

135.063. 1. Notwithstanding the provisions of section 135.059, when one of the circumstances listed in section 135.059 occurs, the spouse who was not eligible to or did not file a claim jointly with the taxpayer may continue the property in its deferred tax status by filing a claim within the time and in the manner provided pursuant to section 135.039 if:

(1) The spouse of the taxpayer is or will be sixty years of age or older not later than six months from the day the circumstance listed in section 135.059 occurs; and

(2) The property is the homestead of the spouse of the taxpayer and meets the requirements of subsection 2 of section 135.041.

2. A spouse who does not meet the age requirements of subsection 1 of this section but is otherwise qualified to continue the property in its tax-deferred status pursuant to subsection 1 of this section may continue the deferral of property taxes deferred for previous years by filing a claim within the time and in the manner provided pursuant to section 135.039. If a spouse eligible for and continuing the deferral of taxes previously deferred pursuant to this subsection becomes sixty-two years of age prior to October fifteenth of any year, the spouse may elect to continue the deferral of previous years' taxes deferred pursuant to this subsection and may elect to defer the current assessment year's taxes on the homestead by filing a claim within the time and in the manner provided pursuant to section 135.039. Thereafter, payment of the taxes levied on the homestead and deferred pursuant to this subsection and payment of taxes levied on the homestead in the current assessment year and in future years may be deferred in the manner provided in and subject to sections 135.037 to 135.083.

3. Notwithstanding that section 135.039 requires that a claim be filed no later than October fifteenth, if the director of revenue determines that good and sufficient cause exists for the failure of a spouse to file a claim pursuant to this section on or before October fifteenth, the claim may be filed within one hundred eighty days after notice of taxes due and payable pursuant to section 135.037 is mailed or delivered by the director to the taxpayer or taxpayers.

135.065. 1. Notwithstanding the provisions of section 135.039 or any other provision of sections 135.037 to 135.083, if the individual or, in the case of two or more individuals electing to defer property taxes jointly, all of the individuals together, or the spouse who has filed a claim pursuant to section 135.063, has household income that exceeds the maximum upper limit for the tax year that began in the previous calendar year, then for the tax year next beginning, the amount of taxes for which deferral is allowed shall be reduced by fifty cents for each dollar of household income in excess of the maximum upper limit or if that income exceeds the maximum upper limit by a factor of two, the property taxes shall not be deferred.

2. Prior to December first of each year, the director of revenue shall review returns filed pursuant to chapter 143, RSMo, to determine if subsection 1 of this section is applicable for a homestead for the tax year next beginning. If subsection 1 of this section is applicable, the director shall notify by mail the taxpayer or taxpayers electing deferral, and the taxes otherwise to be deferred for the tax year next beginning shall be reduced as provided in subsection 1 of this section or, if household income in excess of the maximum upper limit exceeds the maximum upper limit by a factor of two, the property taxes shall not be deferred.

3. If the taxpayer or taxpayers does not file a return for purposes of chapter 143, RSMo, and the director has reason to believe that the federal adjusted gross income of the taxpayer or taxpayers exceeds the maximum upper limit for the tax year that began in the previous calendar year, the director shall notify by mail the taxpayer or taxpayers electing deferral. If, within thirty days after the notice is mailed, the taxpayer or taxpayers does not file a return pursuant to chapter 143, RSMo, or otherwise satisfy the director that household income does not exceed the maximum upper limit, the director shall again notify the taxpayer or taxpayers, and the taxes otherwise to be deferred for the tax year next beginning shall not be deferred.

4. Nothing in this section shall affect the continued deferral of taxes that have been deferred for tax years beginning prior to the tax year next beginning or the right to deferral of taxes for a tax year beginning after the tax year next beginning if subsection 1 of this section is not applicable for that tax year for the homestead.

5. If, after an initial determination pursuant to this section has been made by the director, upon audit or examination or otherwise, it is discovered that the taxpayer or taxpayers had household income in excess of the limitation provided pursuant to subsection 1 of this section, the director shall determine the amount of taxes deferred that should not have been deferred and give notice to the taxpayer or taxpayers of the amount of taxes that should not have been deferred. The provisions of chapter 143, RSMo, shall apply to a determination of the director pursuant to this section in the same manner as those provisions are applicable to an income tax deficiency. The amount of deferred taxes that should not have been deferred shall bear interest from the date paid by the director until paid at the rate of six percent. A deficiency shall not be assessed pursuant to this section if notice required pursuant to this section is not given to the taxpayer or taxpayers within three years after the date that the director has paid the deferred taxes to the county. Upon payment of the amount assessed as deficiency, and interest, the department shall execute a release in the amount of the payment and the release shall be conclusive evidence of the removal and extinguishment of the lien pursuant to sections 135.037 to 135.083 to the extent of the payment.

6. If, after an initial determination pursuant to this section has been made by the director, upon claim for refund, audit or examination or otherwise, it is discovered that the taxpayer or taxpayers had household income in the amount of or less than the limitation provided pursuant to subsection 1 of this section, the director shall determine the amount of taxes deferred that should have been deferred and give notice to the taxpayer or taxpayers of the amount of taxes that should have been deferred. The provisions of chapter 143, RSMo, shall apply to a determination of the director pursuant to this section in the same manner as those provisions are applicable to an income tax refund. The amount of the taxes that should have been deferred shall bear interest from the date paid by the taxpayer to the county at the rate established by the director of the director of revenue for refunds until paid. Claim for refund pursuant to this subsection must be filed within three years after the earliest date that the taxpayer or taxpayers is notified by the director that the taxes are not deferred.

7. This section applies to all tax-deferred property, notwithstanding that election to defer taxes is made pursuant to sections 135.037 to 135.083 before or after January 1, 2003.

135.066. Any taxpayer or taxpayers who have a household income of up to twice the maximum upper limit who have been precluded from deferring any portion of their property tax due to their household income being in excess of the maximum upper limit, may qualify for a deferral of the amount of property tax which has increased on their homestead since January first in the base year. Pursuant to the provisions of this section, the term "base year" shall mean the year beginning January first after the sixty-second birthday of the person otherwise qualified to claim the deferral pursuant to sections 135.037 to 135.083, however, base year shall not mean any year prior to the year beginning January 1, 2003. Such deferral shall be subject to the provisions of sections 135.037 to 135.083 as if it were a deferral pursuant to section 135.039.

135.067. 1. All payments of deferred taxes shall be made to the director of revenue.

2. Subject to subsection 3 of this section, all or part of the deferred taxes and accrued interest may at any time be paid to the director by:

(1) The taxpayer or the spouse of the taxpayer;

(2) The next of kin of the taxpayer, heir at law of the taxpayer, child of the taxpayer or any person having or claiming a legal or equitable interest in the property.

3. A person listed in subdivision (2) of subsection 2 of this section may make such payments only if no objection is made by the taxpayer within thirty days after the director deposits in the mail notice to the taxpayer of the fact that such payment has been tendered.

4. Any payment made pursuant to this section shall be applied first against accrued interest and any remainder against the deferred taxes. Such payment does not affect the deferred tax status of the property. Unless otherwise provided by law, such payment does not give the person paying the taxes any interest in the property or any claim against the estate, in the absence of a valid agreement to the contrary.

5. The provisions of subsection 4 of this section notwithstanding, if any taxpayer in the deferral program pays part or all of the current year property tax liability in a timely manner, such payment shall be applied against the principal of the deferred taxes and then against any interest, if applicable.

6. When the deferred taxes and accrued interest are paid in full and the property is no longer subject to deferral, the director shall prepare and record in the county in which the property is located a satisfaction of deferred property tax lien.

135.073. 1. If the property on which taxes have been deferred is deeded over to the county at the conclusion of the foreclosure proceedings pursuant to chapter 141, RSMo, the county governing body shall order the county treasurer to pay to the director of revenue from the combined tax collections account the amount of deferred taxes and interest which were not collected by the director of revenue, which payment shall not exceed the amount collected by the foreclosure proceedings minus reasonable expenses incurred by the county as a result of the foreclosure process.

2. Immediately upon payment, the county treasurer shall notify the tax collector of the amount paid to the director for the property which has been deeded to the county.

135.075. 1. If the taxpayer who claimed homestead property tax deferral dies, or if a spouse who continued the deferral pursuant to section 135.063 dies, the director of revenue may extend the time for payment of the deferred taxes and interest accruing with respect to the taxes becoming due and payable pursuant to subsection 2 of section 135.061 where:

(1) The homestead property becomes property of an individual or individuals:

(a) By inheritance or devise; or

(b) If the individual or individuals are heirs or devisees, as defined pursuant to section 472.010, RSMo, in the course of settlement of the estate;

(2) The individual or individuals commence occupancy of the property as a principal residence on or before February fifteenth of the calendar year following the calendar year of death; and

(3) The individual or individuals make application to the director for an extension of time for payment of the deferred taxes and interest prior to February fifteenth of the calendar year following the calendar year of death.

2. (1) Subject to subdivision (2) of this subsection, an extension granted pursuant to this section shall be for a period not to exceed five years after February fifteenth of the calendar year following the calendar year of death. The terms and conditions under which the extension is granted shall be in accordance with a written agreement entered into by the director and the individual or individuals.

(2) An extension granted pursuant to this section shall terminate immediately if:

(a) The homestead property is sold or otherwise transferred by any party to the extension agreement;

(b) All of the heirs or devisees who are parties to the extension agreement cease to occupy the property as a principal residence; or

(c) The homestead property, a manufactured structure or floating home, is moved out of the state.

3. If the director has reason to believe that the homestead property is not sufficient security for the deferred taxes and interest, the director may require the individual or individuals to furnish a bond conditioned upon payment of the amount extended in accordance with the terms of the extension. The bond shall not exceed an amount double the taxes with respect to which tax extension is granted.

4. During the period of extension, and until paid, the deferred taxes shall continue to accrue interest in the same manner and at the same rate as provided pursuant to subsection 3 of section 135.045. No interest shall accrue upon interest.

5. When any taxpayer who claimed homestead property tax deferral dies, the spouse, heirs and devisees, as defined pursuant to section 472.010, RSMo, shall within sixty days notify in writing the director of the taxpayer's death. Notification of the director by one of the aforementioned parties shall satisfy the requirements of this subsection.

135.077. Nothing in section 135.037 to 135.083 is intended to or shall be construed to:

(1) Prevent the collection, by foreclosure, of property taxes which become a lien against tax-deferred property;

(2) Defer payment of special assessments to benefitted property which assessments do not appear on the assessment and tax roll;

(3) Affect any provision of any mortgage or other instrument relating to land requiring a person to pay property taxes.

135.079. After August 28, 2003, it shall be unlawful for any mortgage trust deed or land sale contract to contain a clause or statement which prohibits the owner from applying for the benefits of the deferral of homestead property taxes provided in sections 135.037 to 135.083. Any such clause or statement in a mortgage trust deed or land sale contract executed after August 28, 2003, shall be void.

135.083. 1. There is hereby established in the state treasury the "Senior Property Tax Deferral Revolving Account" to be used by the director of revenue for the purpose of making the payments to:

(1) County tax collectors of property taxes deferred for tax years beginning on or after January 1, 2003, as required by section 135.049;

(2) The director for expenses to administer the property tax and special assessment senior deferral programs.

2. The funds necessary to make payments pursuant to subsection 1 of this section shall be advanced annually to the director.

3. The senior property tax deferral revolving account may include a reserve for payment of department administrative expenses.

4. All sums of money received by the director of revenue pursuant to sections 135.037 to 135.083 as repayments of deferred property taxes including the interest accrued pursuant to subsection 3 of section 135.045 shall, upon receipt, be credited to the revolving account for the purposes set forth in sections 135.037 to 135.083 subject to appropriations.

5. If there is not sufficient money in the revolving account to make the payments required by subsection 1 of this section, an amount sufficient to make the required payments may be transferred by appropriations from the general revenue fund to the revolving account.

6. When the department determines that moneys in sufficient amounts are available in the revolving account, the director shall repay to the general revenue fund the amounts advanced pursuant to subsection 2 of this section or if no such transfer is made by the director, the general assembly may transfer excess funds from

the revolving account to the general revenue fund. The moneys used to repay the general revenue fund pursuant to this section shall not be considered as part of the calculation of total state revenue. The provisions of section 33.080, RSMo, to the contrary notwithstanding, moneys in the revolving account shall not lapse to general revenue.

7. If there are insufficient funds in the general revenue to provide the necessary funding to the revolving account established in this section, the commissioner of administration may issue revenue bonds pursuant to sections 1 to 6 of this act."; and

Further amend said bill, Page 8, Section 208.565, Line 7, by inserting immediately after said line the following:

____ "Section 1. As used in sections 1 to 6 of this act, the following words and phrases mean:

- (1) "Commissioner", the commissioner of administration;
- (2) "Revenue bonds", bonds issued hereunder for the purposes herein authorized and payable, both as to principal and interest, solely and only out of the net income and revenues arising from the operation of the revolving account for which the bonds are issued after providing revenue for such revolving account;
- (3) "Revolving account", the senior property tax deferral revolving account established pursuant to section 135.083, RSMo.

Section 2. For the purpose of providing funds for the revolving account, the commissioner may issue and sell revenue bonds, as herein defined, in an amount not to exceed the estimated revenue required to reasonably maintain the revolving account, including costs necessarily incidental thereto. At the time of the issuance of the bonds, the commissioner shall pledge the net income and revenues of the revolving account to the payment of the bonds, both principal and interest, and shall covenant to fix, maintain and collect the reasonable rates and charges for the use of the revolving account that in the judgment of the commissioner will provide revenues sufficient to pay the reasonable cost of operating and maintaining the revolving account; to provide and maintain an interest and sinking fund in an amount adequate promptly to pay the principal of and interest on such bonds; to provide a reasonable reserve fund; and to provide a reasonable fund for depreciation.

Section 3. Any bonds issued under and pursuant to sections 1 to 6 of this act shall not be deemed to be an indebtedness of the state of Missouri or of the commissioner, or of the individual members of the office of administration, and shall not be deemed to be an indebtedness within the meaning of any constitutional or statutory limitation upon the incurring of indebtedness.

Section 4. 1. Bonds issued under and pursuant to the provisions of sections 1 to 6 of this act shall be of such denomination or denominations, shall bear such rate or rates of interest not to exceed fifteen percent per annum, and shall mature at such time or times within forty years from the date thereof, as the commissioner determines. The bonds may be either serial bonds or term bonds.

2. Serial bonds may be issued with or without the reservation of the right to call them for payment and redemption in advance of their maturity, upon the giving of such notice, and with or without a covenant requiring the payment of a premium in the event of such payment and redemption prior to maturity, as the commissioner determines.

3. Term bonds shall contain a reservation of the right to call them for payment and redemption prior to maturity at such time or times and upon the giving of such notice, and upon the payment of such premium, if any, as the commissioner determines.

4. The bonds, when issued, shall be sold at public sale for the best price obtainable after giving such reasonable notice of such sale as may be determined by the commissioner, but in no event shall such bonds be sold for less than ninety-eight percent of the par value thereof, and accrued interest. Any such bonds may be sold to the United States of America or to any agency or instrumentality thereof, at a price not less than par and accrued interest, without public sale and without the giving of notice as herein provided.

5. The bonds, when issued and sold, shall be negotiable instruments within the meaning of the law merchant and the negotiable instruments law, and the interest thereon shall be exempt from income taxes under the laws of the state of Missouri.

Section 5. 1. The revenue bonds issued pursuant to the provisions of sections 1 to 6 of this act may be refunded, in whole or in part, in any of the following circumstances:

- (1) When any such bonds have by their terms become due and payable and there are not sufficient funds in the interest and sinking fund provided for their payment to pay such bonds and the interest thereon;
- (2) When any such bonds are by their terms callable for payment and redemption in advance of their date of maturity and are duly called for payment and redemption;

(3) When any such bonds are voluntarily surrendered by the holder or holders thereof for exchange for refunding bonds.

2. For the purpose of refunding any bonds issued hereunder, including refunding bonds, the commissioner may make and issue refunding bonds in the amount necessary to pay off and redeem the bonds to be refunded together with unpaid and past due interest thereon and any premium which may be due under the terms of the bonds, together also with the cost of issuing the refunding bonds, and may sell the same in like manner as is herein provided for the sale of revenue bonds, and with the proceeds thereof pay off, redeem and cancel the old bonds and coupons that have matured, or the bonds that have been called for payment and redemption, together with the past due interest and the premium, if any, due thereon, or the bonds may be issued and delivered in exchange for a like par value amount of bonds to refund which the refunding bonds were issued. No refunding bonds issued pursuant to the provisions of sections 1 to 6 of this act shall be payable in more than forty years from the date thereof or shall bear interest at a rate in excess of six percent per annum.

3. The refunding bonds shall be payable from the same sources as were pledged to the payment of the bonds refunded thereby and, in the discretion of the commissioner, may be payable from any other sources which under sections 1 to 6 of this act may be pledged to the payment of revenue bonds issued hereunder. Bonds of two or more issues may be refunded by a single issue of refunding bonds.

Section 6. The commissioner may prescribe the form, details and incidents of the bonds, and make the covenants that in the commissioner's judgment are advisable or necessary properly to secure the payment thereof; but the form, details, incidents and covenants shall not be inconsistent with any of the provisions of sections 1 to 6 of this act. Such bonds may have the seal of the commissioner impressed thereon or affixed thereto or imprinted or otherwise reproduced thereon. If such bonds shall be authenticated by the bank or trust company acting as registrar for such bonds by the manual signature of a duly authorized officer or employee thereof, the duly authorized officers of the commissioner executing and attesting such bonds, may all do so by facsimile signature provided such signatures have been duly filed as provided in the uniform facsimile signature of public officials law, sections 105.273 to 105.278, RSMo, when duly authorized by resolution of the commissioner and the provisions of section 108.175, RSMo, shall not apply to such bonds. The holder or holders of any bond or bonds issued hereunder or of any coupons representing interest accrued thereon may, by proper civil action either at law or in equity, compel the commissioner to perform all duties imposed upon him or her by the provisions of sections 1 to 6 of this act, including the making and collecting of sufficient rates and charges for the use of the project for which the bonds were issued, and also to enforce the performance of any and all other covenants made by the commissioner in the issuance of the bonds."; and

Further amend the title and enacting clause accordingly.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HB 598**, entitled:

An act to repeal sections 301.130, 301.132, 301.141, 301.142, 301.144, 301.456, 301.463, 301.3098, 301.4000, and 643.315, RSMo, section 307.366 as enacted by conference committee substitute for senate committee substitute for house committee substitute for house bills nos. 603, 722 & 783, ninetieth general assembly, first regular session, section 307.366 as enacted by conference committee substitute for house substitute for senate substitute for senate bill no. 19, ninetieth general assembly, first regular session, and sections 307.366 and 643.315 as truly agreed to and finally passed by senate bill no. 54, ninety-second general assembly, first regular session, and to enact in lieu thereof thirty-one new sections relating to motor vehicle registration, with penalty provisions and an effective date for certain sections.

With Senate Amendment No. 1, Senate Amendment No. 2, Senate Amendment No. 3, Senate Amendment No. 4, Senate Amendment No. 5, Senate Amendment No. 6 and Senate Amendment No. 7.

Senate Amendment No. 1

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 598, Page 66, Section 304.601, Line 14, by inserting after all of said line the following:

“307.125. 1. Any person who shall place or drive or cause to be placed or driven, upon or along any state or supplementary state highway of this state any animal-driven vehicle whatsoever, whether in motion or at rest, shall after sunset to one-half hour before sunrise have attached to every such vehicle at the rear thereof a red taillight or a red reflecting device of not less than three inches in diameter of effective area or its equivalent in area. When such device shall consist of reflecting buttons there shall be no less than seven of such buttons covering an area equal to a circle with a three-inch diameter. The total subtended effective angle of reflection of every such device shall be no less than sixty degrees and the spread and efficiency of the reflected light shall be sufficient for the reflected light to be visible to the driver of any motor vehicle approaching such animal-drawn vehicle from the rear of a distance of not less than five hundred feet.

2. In addition, any person who operates any such animal-driven vehicle during the hours between sunset and one-half hour before sunrise shall have at least one light flashing at all times the vehicle is on any highway of this state. Such light or lights shall be amber in the front and red in the back and shall be placed on the left side of the vehicle at a height of no more than six feet from the ground and shall be visible from the front and the back of the vehicle at a distance of at least five hundred feet. Any person violating the provisions of this section shall be guilty of a class C misdemeanor.

3. Any person operating an animal-driven vehicle during the hours between sunset and one-half hour before sunrise may, in lieu of the requirements of subsection 2 of this section, use lamps or lanterns complying with the rules promulgated by the director of the department of public safety.

4. Any rule or portion of a rule, as that term is defined in section 536.010, RSMo, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, RSMo, and, if applicable, section 536.028, RSMo. This section and chapter 536, RSMo, are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, RSMo, to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2003, shall be invalid and void.

307.127. 1. No person shall operate on any public highway of this state any slow-moving vehicle or equipment after sunset to one-half hour before sunrise, any animal-drawn vehicle, or any other machinery, designed for use or normally operated at speeds less than twenty-five miles per hour, including all road construction or maintenance machinery except when engaged in actual construction or maintenance work either guarded by a flagman or clearly visible warning signs, which normally travels or is normally used at a speed of less than twenty-five miles per hour unless there is displayed on the rear thereof an emblem as described in, and displayed as provided in subsection 2 in this section. The requirement of such emblem shall be in addition to any lighting devices required by section 307.115.

2. The emblem required by subsection 1 of this section shall be of substantial construction, and shall be a basedown equilateral triangle of fluorescent yellow-orange film or equivalent quality paint with a base of not less than fourteen inches and an altitude of not less than twelve inches. Such triangle shall be bordered with reflective red strips having a minimum width of one and three-fourths inches, with the vertices of the overall triangle truncated such that the remaining altitude shall be a minimum of fourteen inches. Such emblem shall be mounted on the rear of such vehicle near the horizontal geometric center of the rearmost vehicle at a height of not less than four feet above the roadway, and shall be maintained in a clean, reflective condition. The provisions of this section shall not apply to any vehicle or equipment being operated on a gravel or dirt surfaced public highway.

3. Any person who shall violate the provisions of this section shall be guilty of an infraction.

4. No emblem shall be required on machinery or equipment pulled or attached to a farm tractor providing the machinery or equipment does not extend more than twelve feet to the rear of the tractor and permits a clear view of the emblem on the tractor by vehicles approaching from the rear.

5. Any person operating an animal-drawn vehicle on any public highway of this state may, in lieu of displaying the emblem required by subsections 1 and 2 of this section, equip the animal-drawn vehicle with reflective material complying with rules and regulations promulgated by the director of the department of public safety. The reflective material shall be visible from a distance of not less than five hundred feet to the rear when illuminated by the lower beams of vehicle headlights. Any rule or portion of a rule, as that term is defined in section 536.010, RSMo, that is created under the authority delegated in this section shall become effective only

if it complies with and is subject to all of the provisions of chapter 536, RSMo, and, if applicable, section 536.028, RSMo. This section and chapter 536, RSMo, are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, RSMo, to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2003, shall be invalid and void.”; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 2

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 598, Page 61, Section 301.3144, Line 14, by inserting after all of said line the following:

“301.3145. 1. Any member of the National Rifle Association, after an annual payment of an emblem-use authorization fee to the National Rifle Association, may receive special license plates for any vehicle the member owns, either solely or jointly, other than an apportioned motor vehicle or a commercial motor vehicle licensed in excess of eighteen thousand pounds gross weight. The National Rifle Association hereby authorizes the use of its official emblem to be affixed on multiyear personalized license plates within the plate area prescribed by the director of revenue and as provided in this section. Any contribution to the National Rifle Association derived from this section, except reasonable administrative costs, shall be used solely for the purposes of the National Rifle Association. Any member of the National Rifle Association may annually apply for the use of the emblem.

2. Upon annual application and payment of a twenty-five dollar emblem-use contribution to the National Rifle Association, that organization shall issue to the vehicle owner, without further charge, an “emblem-use authorization statement”, which shall be presented by the vehicle owner to the director of revenue at the time of registration. Upon presentation of the annual statement and payment of a fifteen dollar fee in addition to the regular registration fees, and presentation of any documents which may be required by law, the director of revenue shall issue to the vehicle owner a special license plate which shall bear the emblem of the National Rifle Association and the words “The Right to Keep and Bear Arms Shall Not Be Infringed” in place of the words “SHOW-ME STATE”. Such license plates shall be made with fully reflective material with a common color scheme and design of the standard license plate, shall be clearly visible at night, shall have a reflective white background in the area of the plate configuration, and shall be aesthetically attractive, as prescribed by section 301.130. Notwithstanding the provisions of section 301.144, no additional fee shall be charged for the personalization of license plates pursuant to this section.

3. A vehicle owner who was previously issued a plate with the National Rifle Association emblem authorized by this section, but who does not provide an emblem-use authorization statement at a subsequent time of registration, shall be issued a new plate which does not bear the organization’s emblem, as otherwise provided by law. The director of revenue shall make necessary rules and regulations for the enforcement of this section, and shall design all necessary forms required by this section.”; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 3

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 598, Page 3, Section 41.033, Line 8 of said page, by inserting after all of said line the following:

“301.010. As used in this chapter and sections 304.010 to 304.040, 304.120 to 304.260, RSMo, and sections 307.010 to 307.175, RSMo, the following terms mean:

(1) “All-terrain vehicle”, any motorized vehicle manufactured and used exclusively for off-highway use which is fifty inches or less in width, with an unladen dry weight of [six hundred] **one thousand pounds or less, traveling on three, four or more low pressure tires, with a seat designed to be straddled by the operator, **or with a seat designed to carry more than one person**, and handlebars for steering control;**

(2) “Automobile transporter”, any vehicle combination designed and used specifically for the transport of assembled motor vehicles;

(3) "Axle load", the total load transmitted to the road by all wheels whose centers are included between two parallel transverse vertical planes forty inches apart, extending across the full width of the vehicle;

(4) "Boat transporter", any vehicle combination designed and used specifically to transport assembled boats and boat hulls;

(5) "Body shop", a business that repairs physical damage on motor vehicles that are not owned by the shop or its officers or employees by mending, straightening, replacing body parts, or painting;

(6) "Bus", a motor vehicle primarily for the transportation of a driver and eight or more passengers but not including shuttle buses;

(7) "Commercial motor vehicle", a motor vehicle designed or regularly used for carrying freight and merchandise, or more than eight passengers but not including vanpools or shuttle buses;

(8) "Cotton trailer", a trailer designed and used exclusively for transporting cotton at speeds less than forty miles per hour from field to field or from field to market and return;

(9) "Dealer", any person, firm, corporation, association, agent or subagent engaged in the sale or exchange of new, used or reconstructed motor vehicles or trailers;

(10) "Director" or "director of revenue", the director of the department of revenue;

(11) "Driveaway operation", the movement of a motor vehicle or trailer by any person or motor carrier other than a dealer over any public highway, under its own power singly, or in a fixed combination of two or more vehicles, for the purpose of delivery for sale or for delivery either before or after sale;

(12) "Dromedary", a box, deck, or plate mounted behind the cab and forward of the fifth wheel on the frame of the power unit of a truck tractor-semitrailer combination. A truck tractor equipped with a dromedary may carry part of a load when operating independently or in a combination with a semitrailer;

(13) "Farm tractor", a tractor used exclusively for agricultural purposes;

(14) "Fleet", any group of ten or more motor vehicles owned by the same owner;

(15) "Fleet vehicle", a motor vehicle which is included as part of a fleet;

(16) "Fullmount", a vehicle mounted completely on the frame of either the first or last vehicle in a saddlemount combination;

(17) "Gross weight", the weight of vehicle and/or vehicle combination without load, plus the weight of any load thereon;

(18) "Hail-damaged vehicle", any vehicle, the body of which has become dented as the result of the impact of hail;

(19) "Highway", any public thoroughfare for vehicles, including state roads, county roads and public streets, avenues, boulevards, parkways or alleys in any municipality;

(20) "Improved highway", a highway which has been paved with gravel, macadam, concrete, brick or asphalt, or surfaced in such a manner that it shall have a hard, smooth surface;

(21) "Intersecting highway", any highway which joins another, whether or not it crosses the same;

(22) "Junk vehicle", a vehicle which is incapable of operation or use upon the highways and has no resale value except as a source of parts or scrap, and shall not be titled or registered;

(23) "Kit vehicle", a motor vehicle assembled by a person other than a generally recognized manufacturer of motor vehicles by the use of a glider kit or replica purchased from an authorized manufacturer and accompanied by a manufacturer's statement of origin;

(24) "Land improvement contractors' commercial motor vehicle", any not-for-hire commercial motor vehicle the operation of which is confined to:

(a) An area that extends not more than a radius of one hundred miles from its home base of operations when transporting its owner's machinery, equipment, or auxiliary supplies to or from projects involving soil and water conservation, or to and from equipment dealers' maintenance facilities for maintenance purposes; or

(b) An area that extends not more than a radius of twenty-five miles from its home base of operations when transporting its owner's machinery, equipment, or auxiliary supplies to or from projects not involving soil and water conservation. Nothing in this subdivision shall be construed to prevent any motor vehicle from being registered as a commercial motor vehicle or local commercial motor vehicle;

(25) "Local commercial motor vehicle", a commercial motor vehicle whose operations are confined solely to a municipality and that area extending not more than fifty miles therefrom, or a commercial motor vehicle whose property-carrying operations are confined solely to the transportation of property owned by any person who is the owner or operator of such vehicle to or from a farm owned by such person or under the person's control by virtue of a landlord and tenant lease; provided that any such property transported to any such farm is for use in the operation of such farm;

(26) "Local log truck", a commercial motor vehicle which is registered pursuant to this chapter to operate as a motor vehicle on the public highways of this state, used exclusively in this state, used to transport harvested forest

products, operated solely at a forested site and in an area extending not more than a fifty-mile radius from such site, carries a load with dimensions not in excess of twenty-five cubic yards per two axles with dual wheels, and is not operated on the national system of interstate and defense highways described in Title 23, Section 103(e) of the United States Code, does not have more than four axles and does not pull a trailer which has more than two axles. A local log truck may not exceed the limits required by law, however, if the truck does exceed such limits as determined by the inspecting officer, then notwithstanding any other provisions of law to the contrary, such truck shall be subject to the weight limits required by such sections as licensed for eighty thousand pounds;

(27) “Local transit bus”, a bus whose operations are confined wholly within a municipal corporation, or wholly within a municipal corporation and a commercial zone, as defined in section 390.020, RSMo, adjacent thereto, forming a part of a public transportation system within such municipal corporation and such municipal corporation and adjacent commercial zone;

(28) “Log truck”, a vehicle which is not a local log truck and is used exclusively to transport harvested forest products to and from forested sites which is registered pursuant to this chapter to operate as a motor vehicle on the public highways of this state for the transportation of harvested forest products;

(29) “Major component parts”, the rear clip, cowl, frame, body, cab, front-end assembly, and front clip, as those terms are defined by the director of revenue pursuant to rules and regulations or by illustrations;

(30) “Manufacturer”, any person, firm, corporation or association engaged in the business of manufacturing or assembling motor vehicles, trailers or vessels for sale;

(31) “Mobile scrap processor”, a business located in Missouri or any other state that comes onto a salvage site and crushes motor vehicles and parts for transportation to a shredder or scrap metal operator for recycling;

(32) “Motor change vehicle”, a vehicle manufactured prior to August, 1957, which receives a new, rebuilt or used engine, and which used the number stamped on the original engine as the vehicle identification number;

(33) “Motor vehicle”, any self-propelled vehicle not operated exclusively upon tracks, except farm tractors;

(34) “Motor vehicle primarily for business use”, any vehicle other than a recreational motor vehicle, motorcycle, motortricycle, or any commercial motor vehicle licensed for over twelve thousand pounds:

(a) Offered for hire or lease; or

(b) The owner of which also owns ten or more such motor vehicles;

(35) “Motorcycle”, a motor vehicle operated on two wheels;

(36) “Motorized bicycle”, any two-wheeled or three-wheeled device having an automatic transmission and a motor with a cylinder capacity of not more than fifty cubic centimeters, which produces less than three gross brake horsepower, and is capable of propelling the device at a maximum speed of not more than thirty miles per hour on level ground;

(37) “Motortricycle”, a motor vehicle operated on three wheels, including a motorcycle while operated with any conveyance, temporary or otherwise, requiring the use of a third wheel. A motortricycle shall not be included in the definition of all-terrain vehicle;

(38) “Municipality”, any city, town or village, whether incorporated or not;

(39) “Nonresident”, a resident of a state or country other than the state of Missouri;

(40) “Non-USA-std motor vehicle”, a motor vehicle not originally manufactured in compliance with United States emissions or safety standards;

(41) “Operator”, any person who operates or drives a motor vehicle;

(42) “Owner”, any person, firm, corporation or association, who holds the legal title to a vehicle or in the event a vehicle is the subject of an agreement for the conditional sale or lease thereof with the right of purchase upon performance of the conditions stated in the agreement and with an immediate right of possession vested in the conditional vendee or lessee, or in the event a mortgagor of a vehicle is entitled to possession, then such conditional vendee or lessee or mortgagor shall be deemed the owner for the purpose of this law;

(43) “Public garage”, a place of business where motor vehicles are housed, stored, repaired, reconstructed or repainted for persons other than the owners or operators of such place of business;

(44) “Rebuilder”, a business that repairs or rebuilds motor vehicles owned by the rebuilder, but does not include certificated common or contract carriers of persons or property;

(45) “Reconstructed motor vehicle”, a vehicle that is altered from its original construction by the addition or substitution of two or more new or used major component parts, excluding motor vehicles made from all new parts, and new multistage manufactured vehicles;

(46) “Recreational motor vehicle”, any motor vehicle designed, constructed or substantially modified so that it may be used and is used for the purposes of temporary housing quarters, including therein sleeping and eating facilities which are either permanently attached to the motor vehicle or attached to a unit which is securely attached to the motor

vehicle. Nothing herein shall prevent any motor vehicle from being registered as a commercial motor vehicle if the motor vehicle could otherwise be so registered;

(47) "Rollback or car carrier", any vehicle specifically designed to transport wrecked, disabled or otherwise inoperable vehicles, when the transportation is directly connected to a wrecker or towing service;

(48) "Saddlemount combination", a combination of vehicles in which a truck or truck tractor tows one or more trucks or truck tractors, each connected by a saddle to the frame or fifth wheel of the vehicle in front of it. The "saddle" is a mechanism that connects the front axle of the towed vehicle to the frame or fifth wheel of the vehicle in front and functions like a fifth wheel kingpin connection. When two vehicles are towed in this manner the combination is called a double saddlemount combination. When three vehicles are towed in this manner, the combination is called a triple saddlemount combination;

(49) "Salvage dealer and dismantler", a business that dismantles used motor vehicles for the sale of the parts thereof, and buys and sells used motor vehicle parts and accessories;

(50) "Salvage vehicle", a motor vehicle, semitrailer or house trailer which, by reason of condition or circumstance, has been declared salvage, either by its owner, or by a person, firm, corporation, or other legal entity exercising the right of security interest in it, or by an insurance company as a result of settlement of a claim for loss due to damage or theft; or a vehicle, ownership of which is evidenced by a salvage title; or abandoned property which is titled pursuant to section 304.155, RSMo, or section 304.157, RSMo, and designated with the words "salvage/abandoned property";

(51) "School bus", any motor vehicle used solely to transport students to or from school or to transport students to or from any place for educational purposes;

(52) "Shuttle bus", a motor vehicle used or maintained by any person, firm, or corporation as an incidental service to transport patrons or customers of the regular business of such person, firm, or corporation to and from the place of business of the person, firm, or corporation providing the service at no fee or charge. Shuttle buses shall not be registered as buses or as commercial motor vehicles;

(53) "Special mobile equipment", every self-propelled vehicle not designed or used primarily for the transportation of persons or property and incidentally operated or moved over the highways, including farm equipment, implements of husbandry, road construction or maintenance machinery, ditch-digging apparatus, stone crushers, air compressors, power shovels, cranes, graders, rollers, well-drillers and wood-sawing equipment used for hire, asphalt spreaders, bituminous mixers, bucket loaders, ditchers, leveling graders, finished machines, motor graders, road rollers, scarifiers, earth-moving carryalls, scrapers, drag lines, concrete pump trucks, rock-drilling and earth-moving equipment. This enumeration shall be deemed partial and shall not operate to exclude other such vehicles which are within the general terms of this section;

(54) "Specially constructed motor vehicle", a motor vehicle which shall not have been originally constructed under a distinctive name, make, model or type by a manufacturer of motor vehicles. The term "specially constructed motor vehicle" includes kit vehicles;

(55) "Stinger-steered combination", a truck tractor-semitrailer wherein the fifth wheel is located on a drop frame located behind and below the rearmost axle of the power unit;

(56) "Tandem axle", a group of two or more axles, arranged one behind another, the distance between the extremes of which is more than forty inches and not more than ninety-six inches apart;

(57) "Tractor", "truck tractor" or "truck-tractor", a self-propelled motor vehicle designed for drawing other vehicles, but not for the carriage of any load when operating independently. When attached to a semitrailer, it supports a part of the weight thereof;

(58) "Trailer", any vehicle without motive power designed for carrying property or passengers on its own structure and for being drawn by a self-propelled vehicle, except those running exclusively on tracks, including a semitrailer or vehicle of the trailer type so designed and used in conjunction with a self-propelled vehicle that a considerable part of its own weight rests upon and is carried by the towing vehicle. The term "trailer" shall not include cotton trailers as defined in subdivision (8) of this section and shall not include manufactured homes as defined in section 700.010, RSMo;

(59) "Truck", a motor vehicle designed, used, or maintained for the transportation of property;

(60) "Truck-tractor semitrailer-semitrailer", a combination vehicle in which the two trailing units are connected with a B-train assembly which is a rigid frame extension attached to the rear frame of a first semitrailer which allows for a fifth-wheel connection point for the second semitrailer and has one less articulation point than the conventional "A dolly" connected truck-tractor semitrailer-trailer combination;

(61) "Truck-trailer boat transporter combination", a boat transporter combination consisting of a straight truck towing a trailer using typically a ball and socket connection with the trailer axle located substantially at the trailer center of gravity rather than the rear of the trailer but so as to maintain a downward force on the trailer tongue;

(62) “Used parts dealer”, a business that buys and sells used motor vehicle parts or accessories, but not including a business that sells only new, remanufactured or rebuilt parts. “Business” does not include isolated sales at a swap meet of less than three days;

(63) “Vanpool”, any van or other motor vehicle used or maintained by any person, group, firm, corporation, association, city, county or state agency, or any member thereof, for the transportation of not less than eight nor more than forty-eight employees, per motor vehicle, to and from their place of employment; however, a vanpool shall not be included in the definition of the term “bus” or “commercial motor vehicle” as defined by subdivisions (6) and (7) of this section, nor shall a vanpool driver be deemed a “chauffeur” as that term is defined by section 302.010, RSMo; nor shall use of a vanpool vehicle for ride-sharing arrangements, recreational, personal, or maintenance uses constitute an unlicensed use of the motor vehicle, unless used for monetary profit other than for use in a ride-sharing arrangement;

(64) “Vehicle”, any mechanical device on wheels, designed primarily for use, or used, on highways, except motorized bicycles, vehicles propelled or drawn by horses or human power, or vehicles used exclusively on fixed rails or tracks, or cotton trailers or motorized wheelchairs operated by handicapped persons;

(65) “Wrecker” or “tow truck”, any emergency commercial vehicle equipped, designed and used to assist or render aid and transport or tow disabled or wrecked vehicles from a highway, road, street or highway rights-of-way to a point of storage or repair, including towing a replacement vehicle to replace a disabled or wrecked vehicle;

(66) “Wrecker or towing service”, the act of transporting, towing or recovering with a wrecker, tow truck, rollback or car carrier any vehicle not owned by the operator of the wrecker, tow truck, rollback or car carrier for which the operator directly or indirectly receives compensation or other personal gain.”; and

Further amend said bill, Page 63, Section 301.4000, Line 14 of said page, by inserting after all of said line the following:

“304.013. 1. No person shall operate an all-terrain vehicle, as defined in section 301.010, RSMo, upon the highways of this state, except as follows:

(1) All-terrain vehicles owned and operated by a governmental entity for official use;

(2) All-terrain vehicles operated for agricultural purposes or industrial on-premises purposes between the official sunrise and sunset on the day of operation;

(3) All-terrain vehicles operated by handicapped persons for short distances occasionally only on the state's secondary roads when operated between the hours of sunrise and sunset;

(4) Governing bodies of cities may issue special permits to licensed drivers for special uses of all-terrain vehicles on highways within the city limits. Fees of fifteen dollars may be collected and retained by cities for such permits;

(5) Governing bodies of counties may issue special permits to licensed drivers for special uses of all-terrain vehicles on county roads within the county. Fees of fifteen dollars may be collected and retained by the counties for such permits.

2. No person shall operate an off-road vehicle within any stream or river in this state, except that off-road vehicles may be operated within waterways which flow within the boundaries of land which an off-road vehicle operator owns, or for agricultural purposes within the boundaries of land which an off-road vehicle operator owns or has permission to be upon, or for the purpose of fording such stream or river of this state at such road crossings as are customary or part of the highway system. All law enforcement officials or peace officers of this state and its political subdivisions or department of conservation agents or department of natural resources park rangers shall enforce the provisions of this subsection within the geographic area of their jurisdiction.

3. A person operating an all-terrain vehicle on a highway pursuant to an exception covered in this section shall have a valid operator's or chauffeur's license, except that a handicapped person operating such vehicle pursuant to subdivision (3) of subsection 1 of this section, but shall not be required to have passed an examination for the operation of a motorcycle, and the vehicle shall be operated at speeds of less than thirty miles per hour. When operated on a highway, an all-terrain vehicle shall have a bicycle safety flag, which extends not less than seven feet above the ground, attached to the rear of the vehicle. The bicycle safety flag shall be triangular in shape with an area of not less than thirty square inches and shall be day-glow in color.

4. No persons shall operate an all-terrain vehicle:

(1) In any careless way so as to endanger the person or property of another;

(2) While under the influence of alcohol or any controlled substance;

(3) Without a securely fastened safety helmet on the head of an individual who operates an all-terrain vehicle or who is being towed or otherwise propelled by an all-terrain vehicle, unless the individual is at least eighteen years of age.

5. No operator of an all-terrain vehicle shall carry a passenger, except for agricultural purposes. **The provisions of this subsection shall not apply to any all-terrain vehicle in which the seat of such vehicle is designed to carry more than one person.**

6. A violation of this section shall be a class C misdemeanor. In addition to other legal remedies, the attorney general or county prosecuting attorney may institute a civil action in a court of competent jurisdiction for injunctive relief to prevent such violation or future violations and for the assessment of a civil penalty not to exceed one thousand dollars per day of violation.”; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 4

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 598, Page 1, Line 8 of said page, by inserting after all of said line the following:

“227.338. The portion of U.S. Highway 71, located within a county of the third classification without a township form of government and with more than twenty-one thousand six hundred but less than twenty-one thousand seven hundred inhabitants shall be designated the “Corporal Bobbie J. Harper Memorial Highway”.”;
and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 5

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 598, Page 74, Section 307.366, Line 5, by inserting after all of said line the following:

“407.1200. As used in sections 407.1200 to 407.1227, the following terms shall mean:

(1) **“Administrator”, the person who is responsible for the administration of the service contracts or the service contracts plan and who is responsible for any filings required by sections 407.1200 to 407.1227;**

(2) **“Consumer”, a natural person who buys other than for purposes of resale any motor vehicle that is distributed in commerce and that is normally used for personal, family, or household purposes and not for business or research purposes;**

(3) **“Director”, the director of the department of insurance;**

(4) **“Maintenance agreement”, a contract of limited duration that provides for scheduled maintenance only;**

(5) **“Manufacturer”, a person that:**

(a) **Manufacturers or produces the property and sells the property under its own name or label;**

(b) **Is a wholly owned subsidiary of the person who manufacturers or produces the property;**

(c) **Is a corporation which owns one hundred percent of the person who manufacturers or produces the property;**

(d) **Does not manufacture or produce the property, but the property is sold under its trade name label;**

(e) **Manufacturers or produces the property and the property is sold under the trade name or label of another person; or**

(f) **Does not manufacture or produce the property but, pursuant to a written contract, licenses the use of its trade name or label to another person that sells the property under the licensor's trade name or label;**

(6) **“Mechanical breakdown insurance”, a policy, contract or agreement issued by an authorized insurer that provides for the repair, replacement or maintenance of a motor vehicle or indemnification for repair, replacement or service, for the operational or structural failure of a motor vehicle due to a defect in materials or workmanship;**

(7) **“Motor vehicle extended service contract” or “service contract”, a contract or agreement for a separately stated consideration or for a specific duration to perform the repair, replacement, or maintenance of a motor vehicle or indemnification for repair, replacement or maintenance, for the operational or structural failure due to a defect in materials, workmanship or normal wear and tear, with or without additional provision for incidental payment of indemnity under limited circumstances, including, but not limited to, towing, rental and emergency road service, but does not include mechanical breakdown insurance or maintenance agreements;**

(8) “Non-original manufacturer’s parts”, replacement parts not made for or by the original manufacturer of the property, commonly referred to as “after market parts”;

(9) “Person”, an individual, partnership, corporation, incorporated or unincorporated association, joint stock company, reciprocal, syndicate or any similar entity or combination of entities acting in concert;

(10) “Premium”, the consideration paid to an insurer for a reimbursement insurance policy;

(11) “Provider”, a person who administers, issues, makes, provides, sells, or offers to sell a motor vehicle extended service contract, or who is contractually obligated to provide service under a motor vehicle extended service contract such as sellers, administrators, and other intermediaries;

(12) “Provider fee”, the consideration paid for a service contract in excess of the premium;

(13) “Reimbursement insurance policy”, a policy of insurance issued to a provider and pursuant to which the insurer agrees, for the benefit of the service contract holders, to discharge all of the obligations and liabilities of the provider under the terms of the service contracts in the event of non-performance by the provider. All obligations and liabilities include, but are not limited to, failure of the provider to perform under the service contract and the return of the unearned provider fee in the event of the provider’s unwillingness or inability to reimburse the unearned provider fee in the event of termination of a service contract;

(14) “Service contract holder” or “contract holder”, a person who is the purchaser or holder of a services contract;

(15) “Warranty”, a warranty made solely by the manufacturer, importer or seller of property or services without charge, that is not negotiated or separated from the sale of the product and is incidental to the sale of the product, that guarantees indemnity for defective parts, mechanical or electrical breakdown, labor or other remedial measures, such as repair or replacement of the property or repetition of services.

407.1203. 1. Service contracts shall not be issued, sold, or offered for sale in this state unless the administrator or its designee has:

(1) Provided a receipt for the purchase of the service contract to the contract holder at the date of purchase;

(2) Provided a copy of the service contract to the service contract holder within a reasonable period of time from the date of purchase; and

(3) Complied with the provisions of sections 407.1200 to 407.1227.

2. All administrators of service contracts sold in this state shall file a registration with the director on a form, at a fee and at a frequency prescribed by the director.

3. In order to assure the faithful performance of a provider’s obligations to its contract holders, each provider who is contractually obligated to provide service under a service contract shall:

(1) Insure all service contracts under a reimbursement insurance policy issued by an insurer authorized to transact insurance in this state; or

(2) (a) Maintain a funded reserve account for its obligation under its contracts issued and outstanding in this state. The reserves shall not be less than forty percent of gross consideration received, less claims paid, on the sale of the service contract for all in-force contracts. The reserve account shall be subject to examination and review by the director; and

(b) Place in trust with the director a financial security deposit, having a value of not less than five percent of the gross consideration received, less claims paid, on the sale of the service contract for all service contracts issued and in force, but not less than twenty-five thousand dollars, consisting of one of the following:

a. A surety bond issued by an authorized surety;

b. Securities of the type eligible for deposit by authorized insurers in this state;

c. Cash;

d. A letter of credit issued by a qualified financial institution; or

e. Another form of security prescribed by regulations issued by the director; or

(3) (a) Maintain a net worth of one hundred million dollars; and

(b) Upon request, provide the director with a copy of the provider’s or, if the provider’s financial statements are consolidated with those of its parent company, the provider’s parent company’s most recent Form 10-K filed with the Securities and Exchange Commission (SEC) within the last calendar year, or if the company does not file with the SEC, a copy of the company’s audited financial statements, which shows a net worth of the provider or its parent company of at least one hundred million dollars. If the provider’s parent company’s Form 10-K or audited financial statements are filed to meet the provider’s financial stability requirement, then the parent company shall agree to guarantee the obligations of the obligor relating to service contracts sold by the provider in this state.

4. Provider fees collected on service contracts shall not be subject to premium taxes. Premiums for reimbursement insurance policies shall be subject to applicable premium taxes.

5. Except for the registration requirement in subsection 2 of this section, persons marketing, selling, or offering to sell service contracts for providers that comply with sections 407.1200 to 407.1227 are exempt from this state's licensing requirements.

6. Providers complying with the provisions of sections 407.1200 to 407.1227 are not required to comply with other provisions of chapters 374 or 375, or any other provisions governing insurance companies.

407.1206. Reimbursement insurance policies insuring service contracts issued, sold, or offered for sale in this state shall conspicuously state that, upon failure of the provider to perform under the contract, such as failure to return the unearned provider fee, the insurer that issued the policy shall pay on behalf of the provider any sums the provider is legally obligated to pay or shall provide the service which the provider is legally obligated to perform according to the provider's contractual obligations under the service contracts issued or sold by the provider.

407.1209. 1. Service contracts issued, sold, or offered for sale in this state shall be written in clear, understandable language and the entire contract shall be printed or typed in easy to read ten point type or larger and conspicuously disclose the requirements in this section, as applicable.

2. Service contracts insured under a reimbursement insurance policy pursuant to subsection 3 of section 407.1203 shall contain a statement in substantially the following form: "Obligations of the provider under this service contract are guaranteed under a service contract reimbursement insurance policy. If the provider fails to pay or provide service on a claim within sixty days after proof of loss has been filed, the contract holder is entitled to make a claim directly against the insurance company." A claim against the provider shall also include a claim for return of the unearned provider fee. The service contract shall also conspicuously state the name and address of the insurer.

3. Service contracts not insured under a reimbursement insurance policy pursuant to subsection 3 of section 407.1203 shall contain a statement in substantially the following form: "Obligations of the provider under this service contract are backed only by the full faith and credit of the provider (insurer) and are not guaranteed under a service contract requirement insurance policy." A claim against the provider shall also include a claim for return of the unearned provider fee. The service contract shall also conspicuously state the name and address of the provider.

4. Service contracts shall identify any administrator, the provider obligated to perform the service under the contract, the service contract seller, and the service contract holder to the extent that the name and address of the service contract holder has been furnished by the service contract holder.

5. Service contracts shall conspicuously state the total purchase price and the terms under which the service contract is sold. The purchase price is not required to be pre-printed on the service contract and may be negotiated at the time of sale with the service contract holder.

6. If prior approval of repair work is required, the service contracts shall conspicuously state the procedure for obtaining prior approval and for making a claim, including a toll-free telephone number for claim service and a procedure for obtaining emergency repairs performed outside of normal business hours.

7. Service contracts shall conspicuously state the existence of any deductible amount.

8. Service contracts shall specify the merchandise and services to be provided and any limitations, exceptions, and exclusions.

9. Service contracts shall state the conditions upon which the use of non-original manufacturer's parts, or substitute service, may be allowed. Conditions stated shall comply with applicable state and federal laws.

10. Service contracts shall state any terms, restrictions, or conditions governing the transferability of the service contract.

11. Service contracts shall state the terms, restrictions, or conditions governing termination of the service contract by the service contract holder. The provider of the service contract shall mail a written notice to the contract holder within fifteen days of the date of termination.

12. Service contracts shall require every provider to permit the service contract holder to return the contract within at least fifteen business days if the service contract is delivered at the time of sale or within a longer time period permitted under the contract. If no claim has been made under the contract, the contract is void and the provider shall refund to the contract holder the full purchase price of the contract. A ten percent penalty per month shall be added to a refund that is not paid within thirty days of return of the contract to the provider. The applicable free-look time periods on service contracts shall only apply to the original service contract purchaser.

13. Service contracts shall set forth all of the obligations and duties of the service contract holder, such as the duty to protect against any further damage and the requirement for certain service and maintenance.

14. Service contracts shall clearly state whether or not the service contract provides for or excludes consequential damages or preexisting conditions.

407.1212. 1. A provider shall not use in its name the words insurance, casualty, guaranty, surety, mutual, or any other words descriptive of the insurance, casualty, guaranty, or surety business; or a name deceptively similar to the name or description of any insurance or surety corporation, or any other provider. This section shall not apply to a company that was using any of the prohibited language in its name prior to August 28, 2003. However, a company using the prohibited language in its name shall conspicuously disclose in its service contract the following statement: "This agreement is not an insurance contract."

2. A provider or its representative shall not in its service contracts or literature make, permit, or cause to be made any false or misleading statement, or deliberately omit any material statement that would be considered misleading if omitted, in connection with the sale, offer to sell or advertisement of a service contract.

3. A person, such as a bank, savings and loan association, lending institution, manufacturer or seller of any product, shall not require the purchase of a service contract as a condition of a loan or a condition for the sale of any property.

407.1215. 1. An administrator, provider, or other intermediary shall keep accurate accounts, books, and records concerning transactions regulated by sections 407.1200 to 407.1227.

2. An administrator's, provider's, or other intermediary's accounts, books, and records shall include:

(1) Copies of each type of service contract issued;

(2) The name and address of each service contract holder to the extent that the name and address have been furnished by the service contract holder;

(3) A list of the provider locations where service contracts are marketed, sold, or offered for sale; and

(4) Claims files which shall contain at least the dates, amounts, and description of all receipts, claims, and expenditures related to the service contracts.

3. Except as provided in this section, an administrator shall retain all records pertaining to each service contract holder for at least three years after the specified period of coverage has expired.

4. An administrator, provider, or other intermediary may keep all records required pursuant to sections 407.1200 to 407.1227 on a computer disk or other similar technology. If an administrator maintains records in other than hard copy, records shall be accessible from a computer terminal available to the director and be capable of duplication to legible hard copy.

5. An administrator, provider, or other intermediary discontinuing business in this state shall maintain its records until it furnishes the commissioner satisfactory proof that it has discharged all obligations to contract holders in this state.

6. An administrator, provider, or other intermediary shall make all accounts, books, and records concerning transactions regulations pursuant to sections 407.1200 to 407.1227 or other pertinent laws available to the director upon request.

407.1218. As applicable, an insurer that issued a reimbursement insurance policy shall not terminate the policy until a notice of termination, in a form and time frame prescribed by the director, has been mailed or delivered to the director. The termination of a reimbursement insurance policy shall not reduce the issuer's responsibility for service contracts issued by providers prior to the date of the termination.

407.1221. 1. Providers are considered to be the agent of the insurer which issued the reimbursement insurance policy. In cases where a provider is acting as an administrator and enlists other providers, the provider acting as the administrator shall notify the insurer of the existence and identities of the other providers.

2. The provisions of sections 407.1200 to 407.1227 shall not prevent or limit the right of an insurer which issued a reimbursement insurance policy to seek indemnification or subrogation against a provider if the insurer pays or is obligated to pay the service contract holder sums that the provider was obligated to pay pursuant to the provisions of the service contract or under a contractual agreement.

407.1224. 1. The director may conduct investigations or examinations of providers, administrators, insurers, or other persons to enforce the provisions of sections 407.1200 to 407.1227 and protect service contract holders in this state.

2. The director may take action which is necessary or appropriate to enforce the provisions of sections 407.1200 to 407.1227 and the director's regulations and orders, and to protect service contract holders in this state.

3. The director may order a service contract provider to cease and desist from committing violations of sections 407.1200 to 407.1227 or the director's regulations or orders, may issue an order prohibiting a service

contract provider from selling or offering for sale service contracts, or may issue an order imposing a civil penalty, or any combination of these, if the provider has violated the provisions of sections 407.1200 to 407.1227 or the director's regulations or orders.

4. A person aggrieved by an order pursuant to this section may request a hearing before the director. The hearing request shall be filed with the director within twenty days of the date the director's order is effective.

5. Pending the hearing and the decision by the director, the director shall suspend the effective date of the order. At the hearing, the burden shall be on the director to show why the order issued pursuant to this section is justified. Such hearing shall be held in accordance with the provisions of chapter 536, RSMo.

6. The director may bring an action in the circuit court of Cole county for an injunction or other appropriate relief to enjoin threatened or existing violations of sections 407.1200 to 407.1227 or of the director's orders or regulations. An action filed pursuant to this section may also seek restitution on behalf of persons aggrieved by a violation of sections 407.1200 to 407.1227 or orders or regulations of the director.

7. A person in violation of sections 407.1200 to 407.1227 or orders or regulation of the director may be assessed a civil penalty not to exceed one thousand dollars per violation.

8. The authority of the director pursuant to this section is in addition to other authority of the director.

407.1225. The director may promulgate rules to effectuate sections 407.1200 to 407.1224. Any rule or portion of a rule, as that term is defined in section 536.010, RSMo, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, RSMo, and, if applicable, section 536.028, RSMo. This section and chapter 536, RSMo, are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, RSMo, to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2003, shall be invalid and void.

407.1227. 1. The provisions of sections 407.1200 to 407.1224 shall not apply to:

- (1) Warranties;
- (2) Maintenance agreements;
- (3) Commercial transactions; and
- (4) Service contracts sold or offered for sale to persons other than consumers.

2. Manufacturer's contracts on the manufacturer's products need only comply with the provisions of sections 407.1209, 407.1212, and 407.1224.”; and

Further amend said bill, Page 90, Section B, Line 16, by inserting after all of said line the following:

“Section C. The enactment of sections 407.1200, 407.1203, 407.1206, 407.1209, 407.1212, 407.1215, 407.1218, 407.1221, 407.1224, 407.1225, and 407.1227 shall become effective January 1, 2007.”; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 6

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 598, Page 31, Section 301.144, Line 19 of said page, by inserting after all of said line the following:

“301.147. 1. Notwithstanding the provisions of section 301.020 to the contrary, beginning July 1, 2000, the director of revenue may provide owners of motor vehicles, other than commercial motor vehicles licensed in excess of twelve thousand pounds gross weight, the option of biennially registering motor vehicles. Any vehicle manufactured as an even-numbered model year vehicle shall be renewed each even-numbered calendar year and any such vehicle manufactured as an odd-numbered model year vehicle shall be renewed each odd-numbered calendar year, subject to the following requirements:

(1) The fee collected at the time of biennial registration shall include the annual registration fee plus a pro rata amount for the additional twelve months of the biennial registration;

(2) Presentation of all documentation otherwise required by law for vehicle registration including, but not limited to, a personal property tax receipt or certified statement for the preceding year that no such taxes were due as set forth in section 301.025, proof of a motor vehicle safety inspection and any applicable emission inspection conducted within sixty days prior to the date of application and proof of insurance as required by section 303.026, RSMo[;

(3) For those motor vehicles owned by a person who resides in a county of the first classification without a charter form of government with a population of less than one hundred thousand inhabitants according to the most recent decennial census who chooses biennial registration pursuant to this section and who does not submit proof of an emission inspection pursuant to section 643.315, RSMo, but instead submits proof of an emission inspection pursuant to section 307.366, RSMo, the director of the department of revenue shall issue a motor vehicle registration tab valid only for one year. The year following issuance to a person of a motor vehicle registration tab valid only for one year, the director or the director's authorized designee shall, upon notification of any such person's completed emission inspection pursuant to section 307.366, RSMo, by the department of natural resources or its designee, without further application or proof issue such person an additional motor vehicle registration tab valid for the remaining biennial period].

2. The director of revenue may prescribe rules and regulations for the effective administration of this section. The director is authorized to adopt those rules that are reasonable and necessary to accomplish the limited duties specifically delegated within this section. Any rule or portion of a rule, as that term is defined in section 536.010, RSMo, that is promulgated pursuant to the authority delegated in this section shall become effective only if it has been promulgated pursuant to the provisions of chapter 536, RSMo. This section and chapter 536, RSMo, are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, RSMo, to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after July 1, 2000, shall be invalid and void.

3. The director of revenue shall have the authority to stagger the registration period of motor vehicles other than commercial motor vehicles licensed in excess of twelve thousand pounds gross weight. Once the owner of a motor vehicle chooses the option of biennial registration, such registration must be maintained for the full twenty-four month period.”; and

Further amend said bill, Page 74, Section 307.366, Line 5 of said page, by inserting after all of said line the following:

“643.310. 1. The commission may, by rule, establish a motor vehicle emissions inspection program pursuant to sections 643.300 to 643.355 for any portion of a nonattainment area located within the area described in subsection 1 of section 643.305, except for any portion of the nonattainment area which is located in a county of the first classification without a charter form of government with a population of less than one hundred thousand inhabitants according to the most recent decennial census, except that the commission may establish a motor vehicle emissions inspection program pursuant to sections 643.300 to 643.355 in such county only for motor vehicles owned by residents of such county who have chosen to [have a biennial motor vehicle registration pursuant to section 301.147, RSMo, if the commission determines that such motor vehicle emissions inspection program is necessary in that area to comply with the requirements of subsection 1 of section 643.305] **participate in such a program in lieu of the provisions of section 307.366, RSMo.** The commission shall ensure that, for each nonattainment area, the state implementation plan established pursuant to subsection 1 of section 643.305 incorporates and receives all applicable credits allowed by the United States Environmental Protection Agency for emission reduction programs in other nonattainment areas of like designation in other states. The commission shall ensure that emission reduction amounts established pursuant to subsection 2 of section 643.305 shall be consistent with and not exceed the emissions reduction amounts required by the United States Environmental Protection Agency for other nonattainment areas of like designation in other states. No motor vehicle emissions inspection program shall be required to comply with subsection 1 of section 643.305 unless the plan established thereunder takes full advantage of any changes in requirements or any agreements made or entered into by the United States Environmental Protection Agency and any entity or entities on behalf of a nonattainment area concerning compliance with National Ambient Air Quality Standards of the federal Clean Air Act, as amended, 42 U.S.C. 7401 et seq., and the regulations promulgated thereunder. The air conservation commission shall request and it shall be the duty of the attorney general to bring, in a court of competent jurisdiction, an action challenging the authority of the United States Environmental Protection Agency to impose sanctions for failure to attain National Ambient Air Quality Standards and failure to provide for required emission reductions under the federal Clean Air Act, as amended, 42 U.S.C. 7401, et seq. The action shall seek to define the required emission reductions and the credits allowed for current and planned emission reductions measures. The air conservation commission shall request and it shall be the duty of the attorney general to bring an action to obtain injunctive relief to enjoin and restrain the imposition of sanctions on the state of Missouri under the federal Clean Air Act, as amended, 42 U.S.C. 7401, et seq., until all actions initiated pursuant to this section have been decided. Provisions of section 307.366, RSMo, to the contrary notwithstanding, the requirements of sections 643.300 to 643.355 shall apply to those areas designated by the commission pursuant to this section in lieu of the provisions of section 307.366, RSMo.

2. No later than the effective date of this section, the department of natural resources and the Missouri highway patrol shall enter into an interagency agreement covering all aspects of the administration and enforcement of section 307.366, RSMo, and sections 643.300 to 643.355.

3. (1) The department, with the cooperation and approval of the commissioner of administration, shall select a person or persons to operate an inspection facility or inspection program pursuant to sections 643.300 to 643.355, under a bid procedure or under a negotiated process or a combination thereof based on criteria and expectations established by the department. This process may use either a licensing arrangement or contractual arrangement with the selected party or parties. The selection of persons to operate inspection facilities or inspection programs shall be exempt from the provisions of all site procurement laws. The number of locations shall be no less than the number needed to provide adequate service to customers and establish an emissions inspection program which satisfies the requirements of this section. Each person who is authorized to operate a station pursuant to this section shall be capable of providing adequate and cost-effective service to customers.

(2) Service management, coordination and data processing may be provided by the department or by another person, including a contractor or licensee, based upon the most cost-effective proposal for service.

(3) A license or contract shall be for a period of up to seven years, consistent with the provisions of article IV, section 28 of the Missouri Constitution, and licenses or contracts shall be annually reviewed. A license or contract may be suspended or revoked if the licensee or contractor is not meeting the conditions of sections 643.300 to 643.355, all applicable rules, the license agreement or contract as determined by the department. A licensee or contractor found to have violated sections 643.300 to 643.355, applicable rules or the conditions of the license agreement or contract shall be in violation of section 643.151 and subject to the penalties provided thereunder.

4. The inspection program shall satisfy the following criteria:

(1) There shall be an adequate number of stations to ensure that no more than twenty percent of all persons residing in an affected nonattainment area reside farther than five miles from the nearest inspection station, and consideration shall be given to employment, locations and commuting patterns when selecting the locations of the stations;

(2) There shall be an adequate number of inspection lanes at each facility so that no more than five percent of all persons having an inspection are required to wait more than fifteen minutes before the inspection begins;

(3) The days and daily hours of operation shall include at least those hours specified by the department, which shall include, at a minimum, twelve continuous hours of operation on all weekdays excepting federal holidays, and six continuous hours of operation on all Saturdays excepting federal holidays;

(4) The emissions inspection program shall include a simulated on-road emissions inspection component, including pressure and purge tests, which satisfies the requirements established by regulation of the United States Environmental Protection Agency and may include a visual inspection component;

(5) The inspection stations shall be test-only stations and shall not offer motor vehicle emissions repairs, parts or services of any kind;

(6) No person operating or employed by an emissions inspection station shall repair or maintain motor vehicle emission systems or pollution control devices for compensation of any kind.

5. The commission, the department of economic development and the office of administration shall, in cooperation with the minority business advocacy commission, select the contractor or contractors to provide an inspection program which satisfies the minimum requirements of this section in accordance with the requirements of section 33.752, RSMo, and chapter 34, RSMo. The commission, the office of administration and the department of economic development, in cooperation with the minority business advocacy commission shall ensure adequate minority business participation in the selection of the contractor or contractors to provide an inspection program pursuant to this section. The commission, the office of administration and the department of economic development shall ensure adequate participation of Missouri businesses in the selection of the contractor or contractors to provide an inspection program pursuant to this section.

6. With approval of the commission and pursuant to rules adopted by the commission, an organization whose members are motor vehicle dealers or leasing companies may establish one or more additional emissions inspection facilities, which may be either mobile or stationary, to be used solely to inspect motor vehicles owned and held for sale or lease by the members of the organization. With approval of the commission and pursuant to rules adopted by the commission, any person operating a fleet of five hundred or more motor vehicles may establish one or more additional emissions inspection facilities, which may be either mobile or stationary, to be used solely to inspect motor vehicles owned or leased and operated by the person establishing the facility. The inspections performed in facilities established pursuant to this subsection shall be performed by a contractor selected by the commission pursuant to this section and the contractor performing such inspections shall be responsible solely to the department and shall satisfy all applicable requirements of sections 643.300 to 643.355.

7. Any person who owns Missouri analyzer system emission inspection equipment as defined by rule, used to provide emissions inspections pursuant to section 307.366, RSMo, at a facility located in an area in which an emissions inspection program has been established pursuant to sections 643.300 to 643.355 may, within twelve months of the implementation of an emissions inspection program pursuant to sections 643.300 to 643.355, sell such equipment, to the department of natural resources at current market value as established by an independent appraisal provided that the equipment is fully functional and has been maintained according to all applicable manufacturer's specifications and procedures. The department shall purchase such equipment using funds appropriated for that purpose from the Missouri air emission reduction fund. Any person who, prior to January 1, 1992, contracted to lease or lease purchase, or purchased by borrowing a portion of the funds secured by a chattel mortgage, Missouri analyzer system emission inspection equipment used to provide emissions inspections pursuant to section 307.366, RSMo, at a facility located in an area in which an emissions inspection program has been established pursuant to sections 643.300 to 643.355, and has made all payments required under the contract, may, within twelve months of the implementation of an emissions inspection program pursuant to sections 643.300 to 643.355, request the department of natural resources to take possession of such equipment and assume all payment obligations owed on such equipment which obligations are not in excess of one hundred and twenty-five percent of the current market value as established by an independent appraisal, provided that the equipment is fully functional and has been maintained according to all applicable manufacturer's specifications and procedures. The department shall take possession of such equipment and pay such obligations using funds appropriated for that purpose from the Missouri air emission reduction fund.

8. If the governor applies to the administrator of the Environmental Protection Agency to require federal reformulated gasoline in nonattainment areas, nothing in sections 643.300 to 643.355 shall prevent the storage of conventional gasoline in nonattainment areas which is intended for sale to agricultural, commercial or retail customers outside said nonattainment areas subject to reformulated gasoline.

9. The governor, the department of natural resources, and the commission shall work to ensure an orderly transition period in the nonattainment area for the introduction of reformulated gasoline. Priority shall be given to ensure the petroleum refiners ample time to organize, structure, and implement both the production and the delivery of reformulated gasoline to the nonattainment area, so that consumers will see an orderly, seamless market substitution.”; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 7

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 598, Page 34, Section 301.463, Line 23 of said page, by inserting after all of said line the following:

“301.567. 1. For purposes of this section, a violation of any of the following advertising standards shall be deemed an attempt by the advertising dealer to obtain a fee or other compensation by fraud, deception or misrepresentation in violation of section 301.562:

(1) A motor vehicle shall not be advertised as new, either by express terms or implication, unless it is a “new motor vehicle” as defined in section 301.550;

(2) When advertising any motor vehicle which is not a new motor vehicle, such advertisement must expressly identify that the motor vehicle is a used motor vehicle by express use of the term “used”, or by such other term as is commonly understood to mean that the vehicle is used;

(3) Any terms, conditions, and disclaimers relating to the advertised motor vehicle's price or financing options shall be stated clearly and conspicuously. An asterisk or other reference symbol may be used to point to a disclaimer or other information, but not be used as a means of contradicting or changing the meaning of an advertised statement;

(4) The expiration date, if any, of an advertised sale or vehicle price shall be clearly and conspicuously disclosed. In the absence of such disclosure, the advertised sale or vehicle price shall be deemed effective so long as such vehicles remain in the advertising dealership's inventory;

(5) The terms “list price”, “sticker price”, or “suggested retail price” shall be used only in reference to the manufacturer's suggested retail price for new motor vehicles, and, if used, shall be accompanied by a clear and conspicuous disclosure that such terms represent the “manufacturer's suggested retail price” of the advertised vehicle;

(6) Terms such as “at cost”, “\$..... above cost” shall not be used in advertisements because of the difficulty in determining a dealer's actual net cost at the time of the sale[. Terms such as “invoice price”, “\$..... over invoice” may be used, provided that the invoice referred to is the manufacturer's factory invoice for a new motor vehicle and the

invoice is available for customer inspection. For purposes of this section, "manufacturer's factory invoice" means that document supplied by the manufacturer to the dealer listing the manufacturer's charge to the dealer before any deduction for holdback, group advertising, factory incentives or rebates, or any governmental charges];

(7) When the price or financing terms of a motor vehicle are advertised, the vehicle shall be fully identified as to year, make, and model. In addition, in advertisements placed by individual dealers and not line-make marketing groups, the advertised price or credit terms shall include all charges which the buyer must pay to the dealer, except buyer-selected options and state and local taxes. If a processing fee or freight or destination charges are not included in the advertised price, the amount of any such processing fee and freight or destination charge must be clearly and conspicuously disclosed within the advertisement;

(8) [Advertisements which offer to match or better any competitors' prices shall not be used;

(9)] Advertisements of "dealer rebates" shall not be used, however, this shall not be deemed to prohibit the advertising of manufacturer rebates, so long as all material terms of such rebates are clearly and conspicuously disclosed;

[(10)] (9) "Free", "at no cost" shall not be used if any purchase is required to qualify for the "free" item, merchandise, or service;

[(11)] (10) "Bait advertising", in which an advertiser may have no intention to sell at the prices or terms advertised, shall not be used. Bait advertising shall include, but not be limited to, the following examples:

(a) Not having available for sale the advertised motor vehicles at the advertised prices. If a specific vehicle is advertised, the dealer shall be in possession of a reasonable supply of such vehicles, and they shall be available at the advertised price. If the advertised vehicle is available only in limited numbers or only by order, such limitations shall be stated in the advertisement;

(b) Advertising a motor vehicle at a specified price, including such terms as "as low as \$.....", but having available for sale only vehicles equipped with dealer-added cost options which increase the selling price above the advertised price;

[(12)] (11) Any reference to monthly payments, down payments, or other reference to financing or leasing information shall be accompanied by a clear and conspicuous disclosure of the following:

(a) Whether the payment or other information relates to a financing or a lease transaction;

(b) If the payment or other information relates to a financing transaction, the minimum down payment, annual percentage interest rate, and number of payments necessary to obtain the advertised payment amount must be disclosed, in addition to any special qualifications required for obtaining the advertised terms including, but not limited to, "first-time buyer" discounts, "college graduate" discounts, and a statement concerning whether the advertised terms are subject to credit approval;

(c) If the payment or other information relates to a lease transaction, the total amount due from the purchaser at signing with such costs broken down and identified by category, lease term expressed in number of months, whether the lease is closed-end or open-end, and total cost to the lessee over the lease term in dollars;

[(13)] (12) Any advertisement which states or implies that the advertising dealer has a special arrangement or relationship with the distributor or manufacturer, as compared to similarly situated dealers, shall not be used;

[(14)] (13) Any advertisement which, in the circumstances under which it is made or applied, is false, deceptive, or misleading shall not be used;

[(15)] (14) No abbreviations for industry words or phrases shall be used in any advertisement unless such abbreviations are accompanied by the fully spelled or spoken words or phrases.

2. The requirements of this section shall apply regardless of whether a dealer advertises by means of print, broadcast, or electronic media, or direct mail.

3. Dealers shall clearly and conspicuously identify themselves in each advertisement by use of a dealership name which complies with subsection 6 of section 301.560."; and

Further amend the title and enacting clause accordingly.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SS HCS HB 73, as amended**, and requests the House grant the Senate a conference thereon.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SS SCS HB 286, as amended**, and requests the House to take up and pass the bill.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SB 12**, and requests that the House to recede from its position and failing to do so grant the Senate a conference thereon.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HS HCS HB 228, as amended**, and grants the House a conference thereon.

The President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House: Senators Goode, Mathewson, Bartle, Shields and Steelman.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate conferees on **HS HCS SS#2 SCS SBs 248, 100, 118, 233, 247, 341 & 420, as amended**, are allowed to exceed the differences.

**CONFERENCE COMMITTEE REPORT
ON
SENATE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE SUBSTITUTE
FOR
HOUSE BILL NO. 668**

The Conference Committee appointed on Senate Substitute for Senate Committee Substitute for House Substitute for House Bill No. 668, with Senate Amendment Nos. 1, 2, 5, and 6, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for House Substitute for House Bill No. 668, as amended;
2. That the House recede from its position on House Substitute for House Bill No. 668;
3. That the attached Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Substitute for House Bill No. 668, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Sen. Jon Dolan
/s/ Sen. John Cauthorn
/s/ Sen. Gary Nodler
/s/ Sen. Joan Bray
/s/ Sen. Rita Heard Days

FOR THE HOUSE:

/s/ Rep. Larry Crawford
/s/ Rep. Kevin Threlkeld
/s/ Rep. Lanie G. Black III
/s/ Rep. Tom Green
/s/ Rep. Terry Young

**CONFERENCE COMMITTEE REPORT
ON
SENATE SUBSTITUTE
FOR
HOUSE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILLS NOS. 679 & 396**

The Conference Committee appointed on Senate Substitute for House Substitute for House Committee Substitute for House Bills Nos. 679 & 396, with Senate Amendment Nos. 3, 5, 6, 7, 9, 10, 11, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, and 25 as amended, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute for House Substitute for House Committee Substitute for House Bills Nos. 679 & 396, as amended;
2. That the House recede from its position on House Substitute for House Committee Substitute for House Bills Nos. 679 & 396;
3. That the attached Conference Committee Substitute for Senate Substitute for House Substitute for House Committee Substitute for House Bills Nos. 679 & 396, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Sen. Charles Shields
/s/ Sen. Bill Foster
/s/ Sen. Norma Champion
/s/ Sen. Patrick Dougherty
/s/ Sen. Harry Kennedy

FOR THE HOUSE:

/s/ Rep. Catherine Hanaway
/s/ Rep. Mark Wright
/s/ Rep. Bryan Stevenson
/s/ Rep. Yvonne Wilson
/s/ Rep. Barbara Fraser

**CONFERENCE COMMITTEE REPORT
ON
HOUSE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 199**

The Conference Committee appointed on House Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 199, with House Amendment No. 1 to House Amendment No. 1, House Amendment No. 1, as amended, House Amendment Nos. 2, 3, 5, 6, 7, 8, and 9, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 199, as amended;
2. That the Senate recede from its position on Senate Committee Substitute for Senate Bill No. 199;
3. That the attached Conference Committee Substitute for House Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 199, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Doyle Childers
/s/ John Greisheimer
/s/ Gary Nodler
/s/ Harold L. Caskey
/s/ Ed Quick

FOR THE HOUSE:

/s/ Robert Johnson
/s/ Robert Mayer
/s/ Jay Wasson
/s/ Thomas George
/s/ Tom Villa

**CONFERENCE COMMITTEE REPORT
ON
HOUSE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 686**

The Conference Committee appointed on House Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 686, with House Substitute Amendment No.

- /s/ Jane Cunningham
/s/ Michael Corcoran
/s/ Maynard Wallace
/s/ D.J. Davis
/s/ Rod Jetton

[illegible]

Subscribed and sworn to before me this 14th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Rex Rector, District 124, hereby state and affirm that my vote as recorded on Page 1820 of the House Journal for Tuesday, May 13, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 14th day of May 2003.

/s/ Rex Rector
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 14th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Mike Sutherland, District 99, hereby state and affirm that my vote as recorded on Page 1820 of the House Journal for Tuesday, May 13, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 14th day of May 2003.

/s/ Mike Sutherland
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 14th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative John Burnett, District 40, hereby state and affirm that my vote as recorded on Page 1823 of the House Journal for Tuesday, May 13, 2003 showing that I voted aye was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted no. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 14th day of May 2003.

/s/ John Burnett
State Representative

1992 *Journal of the House*

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 14th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Kevin Threlkeld, District 109, hereby state and affirm that my vote as recorded on Page 1831 of the House Journal for Tuesday, May 13, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted no. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 14th day of May 2003.

/s/ Kevin Threlkeld
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 14th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Tom Dempsey, District 18, hereby state and affirm that my vote as recorded on Pages 1836 and 1837 of the House Journal for Tuesday, May 13, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted no. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 14th day of May 2003.

/s/ Tom Dempsey
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 14th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Russ Carnahan, District 59, hereby state and affirm that my vote as recorded on Page 1843 of the House Journal for Tuesday, May 13, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant

to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 14th day of May 2003.

/s/ Russ Carnahan
State Representative

[illegible]

Subscribed and sworn to before me this 14th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Ryan McKenna, District 102, hereby state and affirm that my vote as recorded on Pages 1849, 1862, 1863 and 1864 of the House Journal for Tuesday, May 13, 2003 showing that I voted absent with leave were incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 14th day of May 2003.

/s/ Ryan McKenna
State Representative

[illegible]

Subscribed and sworn to before me this 14th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Amber Boykins, District 60, hereby state and affirm that my vote as recorded on Pages 1862 and 1863 of the House Journal for Tuesday, May 13, 2003 showing that I voted absent with leave were incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 14th day of May 2003.

/s/ Amber Boykins
State Representative

[illegible]

1994 *Journal of the House*

Subscribed and sworn to before me this 14th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Fred Kratky, District 65, hereby state and affirm that my vote as recorded on Page 1863 of the House Journal for Tuesday, May 13, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 14th day of May 2003.

/s/ Fred Kratky
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 14th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Connie Johnson, District 61, hereby state and affirm that my vote as recorded on Page 1864 of the House Journal for Tuesday, May 13, 2003 showing that I voted no was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 14th day of May 2003.

/s/ Connie Johnson
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 14th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Clint Zweifel, District 78, hereby state and affirm that my vote as recorded on Page 1864 of the House Journal for Tuesday, May 13, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 14th day of May 2003.

/s/ Clint Zweifel
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 14th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

AGRICULTURE

Thursday, May 15, 2003, 9:00 a.m. Hearing Room 1.
Executive Session may follow.
Public Hearing to be held on: SCR 21

BUDGET

Thursday, May 15, 2003, 8:30 a.m. HEARING CANCELLED
Public hearing, fiscal review, possible Executive Session on any legislation referred to committee.

BUDGET

Friday, May 16, 2003, 8:30 a.m. Hearing Room 3.
Public hearing, fiscal review, possible Executive Session on legislation referred to committee.

CONFERENCE COMMITTEE NOTICE

Thursday, May 15, 2003, 8:00 a.m. Hearing Room 6.
Conference Committee on SS SCS HS HB 470 AS AMENDED.

CONFERENCE COMMITTEE NOTICE

Thursday, May 15, 2003, 8:01 a.m. Hearing Room 7.
Conference Committee on SS HB 412 AS AMENDED.

CORRECTIONS AND STATE INSTITUTIONS

Thursday, May 15, 2003, 12:00 p.m. Hearing Room 5.
Committee will meet at noon or upon morning recess.
Executive Session will follow.
Public Hearing to be held on: SCR 20

HOUSE CALENDAR

SEVENTY-SECOND DAY, THURSDAY, MAY 15, 2003

HOUSE JOINT RESOLUTION FOR PERFECTION

HJR 26 - Roark

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 132, 173, 117 & 48 - Wright
- 2 HCS HB 215, 218, 115 & 83 - Myers
- 3 HCS HB 190 & 214 - Fares
- 4 HCS HB 51 - Mayer
- 5 HCS HB 387 - Pearce
- 6 HCS HB 109 & 34 - Fares
- 7 HB 263 - Cooper (120)
- 8 HCS HB 468 - Byrd
- 9 HCS HB 233 - Holand
- 10 HB 471 - Jackson
- 11 HCS HB 47 - Portwood
- 12 HCS HB 507 - Hubbard
- 13 HB 293, HCA 1 - Johnson (47)
- 14 HCS HB 345 - Cunningham (86)
- 15 HCS HB 385 - Cunningham (86)
- 16 HCS HB 447 - Townley
- 17 HB 618 - Yates
- 18 HCS HB 583 - Smith (118)

HOUSE BILL FOR THIRD READING

HS HCS HB 404, 324, 403, 344, 426 & 541 - Rector

SENATE CONCURRENT RESOLUTION

SS SCR 7, (4-07-03, Pages 946-947) - Byrd

SENATE BILL FOR THIRD READING - CONSENT

SB 214, HCA 1 - Byrd

SENATE BILLS FOR THIRD READING

- 1 SB 496 - Luetkemeyer
- 2 SS SB 34 - Pratt
- 3 HCS SB 469 - Byrd
- 4 SCS SB 620, E.C. - Dempsey
- 5 SS SB 219, E.C. - Smith (14)
- 6 HCS SCS SB 11, E.C. - Cooper (120)
- 7 HCS SS#2 SCS SB 481 - Crawford
- 8 SS SS SCS SB 280 - Byrd
- 9 HCS SCS SB 38 - Hobbs
- 10 SCS SB 421 - Byrd
- 11 HCS SS SCS SB 5, E.C. - Mayer

- 12 SS SCS SB 361, 103, 156, & 329, HCAs 1, 2, 3 & 4 - Townley
- 13 SB 598 - Ruestman
- 14 SCS SB 427, HCA 1 - Luetkemeyer

HOUSE BILLS WITH SENATE AMENDMENTS

- 1 SS HCS HB 138 - Crawford
- 2 SS HS SCS HB 208, as amended, E.C. - Mayer
- 3 SS SCS HS HCS HB 517, 94, 149, 150 & 342, as amended, E.C. - Portwood
- 4 SS SCS HB 598, as amended - Schlottach
- 5 SS HB 198, as amended - Stevenson

BILLS CARRYING REQUEST MESSAGES

- 1 SS HCS HB 73, as amended (request House grant conf.) - Luetkemeyer
- 2 SS SCS HB 286, as amended, E.C. (request House take up and pass the bill) - Mayer
- 3 HCS SB 12, (request House recede/grant conference) - Byrd

BILLS IN CONFERENCE

- 1 CCR HS SCS SB 299 & 40, as amended - Bearden
- 2 CCR#2 HCS SB 552 - Byrd
- 3 CCR HCS SB 394, as amended - Byrd
- 4 CCR HCS SCS SB 379 - Wright
- 5 CCR#3 HCS SS SCS SB 36, as amended - Myers
- 6 HS HCS SCS SB 246, as amended - Rector
- 7 CCR HCS SB 186 - Munzlinger
- 8 CCR SS SCS HS HB 668, as amended - Crawford
- 9 CCR SS HS HCS HB 679 & 396, as amended - Hanaway
- 10 HS HCS SB 173, as amended - Walton
- 11 CCR HS HCS SCS SB 199, as amended - Johnson (47)
- 12 CCR HS HCS SCS SB 686, as amended, E.C. - Cunningham (86)
- 13 SS SCS HS HB 470, as amended - Mayer
- 14 SS HB 412, as amended - Goodman
- 15 HS HCS SS#2 SCS SB 248,100,118,233,247,341 & 420, as amended, E.C. - Smith (118)
- 16 SCS HS HCS HB 228, as amended - Pearce

HOUSE RESOLUTION

HR 887 - St. Onge

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

SEVENTY-SECOND DAY, THURSDAY, MAY 15, 2003

Speaker Hanaway in the Chair.

Prayer by Father David Buescher.

So much to do, God – so little time. Help us through this time, because what these women and men work for is people. Human persons attempting to live out life, liberty, and the pursuit of happiness. Our representatives also embody this amazing state, Missouri, this gift of natural resources for our stewardship.

Despite the last minute rush during these final two days, we grasp this moment. We put ourselves in Your caring hands. We breathe You in, allowing You to fill our minds and hearts. Assist these men and women to echo the common wealth we all embrace as Your family. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Jack Elliott Goodman, Michael Toigo, Blake Allan Bauer, Cody Viebrock and Ryan Viebrock.

The Journal of the seventy-first day was approved as corrected by the following vote:

AYES: 097

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crowell
Cunningham 145	Cunningham 86	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dougherty	Dusenberg	Emery
Engler	Ervin	Fares	George	Goodman
Graham	Green	Guest	Hilgemann	Hobbs
Holand	Icet	Jackson	Jetton	Johnson 47
Kelly 144	King	Kingery	Lager	Lawson
Lembke	Lipke	Luetkemeyer	Marsh	May
Mayer	McKenna	Moore	Morris	Munzlinger
Myers	Nieves	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Salva	Sander	Schaaf	Schlottach	Self
Smith 14	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Wallace	Walton	Wasson
Whorton	Wilson 119	Wilson 130	Wood	Wright
Yates	Madam Speaker			

1999 *Journal of the House*

NOES: 043

Adams	Bishop	Bland	Burnett	Campbell
Carnahan	Corcoran	Curls	Darrough	Daus
Davis 122	Donnelly	Harris 110	Harris 23	Haywood
Henke	Hoskins	Hubbard	Johnson 90	Jones
Kuessner	LeVota	Liese	Lowe	Meiners
Merideth	Muckler	Page	Sager	Schoemehl
Seigfreid	Selby	Shoemaker	Skaggs	Spreng
Walker	Walsh	Wildberger	Willoughby	Wilson 25
Witte	Yaeger	Zweifel		

PRESENT: 015

Barnitz	Boykins	Bringer	El-Amin	Fraser
Hampton	Johnson 61	Jolly	Kelly 36	Kratky
Ransdall	Shoemyer	Ward	Wilson 42	Young

ABSENT WITH LEAVE: 008

Abel	Brooks	Crawford	Hunter	Miller
Schneider	Smith 118	Wagner		

Representative Crowell moved that Rule 113 be suspended in order to receive a special guest.

Which motion was adopted by the following vote:

AYES: 144

Adams	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brown	Bruns	Burnett	Campbell	Carnahan
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis 122	Davis 19	Deeken	Dempsey	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Engler	Ervin	Fares	Fraser	George
Goodman	Graham	Green	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Holand
Hoskins	Hubbard	Icet	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Merideth
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Pratt
Purgason	Quinn	Ransdall	Richard	Roark
Ruestman	Salva	Sander	Schaaf	Schneider
Schoemehl	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Skaggs	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Walker	Wallace	Walsh	Walton	Ward
Wasson	Wildberger	Willoughby	Wilson 119	Wilson 130

Wilson 25	Wilson 42	Witte	Wood	Yaeger
Yates	Young	Zweifel	Madam Speaker	

NOES: 000

PRESENT: 002

Sager	Whorton
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ABSENT WITH LEAVE: 017

Abel	Brooks	Byrd	Dethrow	Guest
Hobbs	Hunter	Miller	Moore	Portwood
Rector	Reinhart	Rupp	Schlottach	Smith 118
Wagner	Wright			

SPECIAL RECOGNITION

Major General Robert Van Antwerp was introduced by Representative Ransdall and recognized as an Outstanding Missourian.

Major General Robert Van Antwerp addressed the House.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 2895 - Representative Viebrock
House Resolution No. 2896 - Representative Darrough
House Resolution No. 2897
and
House Resolution No. 2898 - Representative Dixon

MOTION

Representative Crowell moved that Rule 23 and Rule 29 be suspended to allow the House Conference Committees to meet while the House is in Session and without the 24 hour notice requirement until we adjourn sine die.

Which motion was adopted by the following vote:

AYES: 103

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bland	Bough
Bringer	Brown	Bruns	Byrd	Cooper 120
Cooper 155	Crawford	Crowell	Cunningham 145	Cunningham 86
Darrough	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dougherty	Dusenberg	Emery
Engler	Ervin	Goodman	Guest	Hampton
Haywood	Hobbs	Holand	Hunter	Ice
Jackson	Jetton	Johnson 47	Kelly 144	King
Kingery	Kratky	Lager	Lawson	Lembke

2001 *Journal of the House*

Lipke	Luetkemeyer	Marsh	May	Mayer
Moore	Morris	Munzlinger	Myers	Nieves
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Salva	Sander
Schaaf	Schlottach	Schneider	Seigfreid	Self
Shoemaker	Smith 118	Smith 14	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Threlkeld	Townley
Viebrock	Villa	Wallace	Walton	Wasson
Wildberger	Wilson 119	Wilson 130	Wilson 42	Wood
Wright	Yates	Madam Speaker		

NOES: 053

Adams	Barnitz	Bishop	Boykins	Burnett
Campbell	Carnahan	Corcoran	Curls	Daus
Donnelly	Fraser	George	Graham	Green
Harris 110	Harris 23	Henke	Hilgemann	Hoskins
Hubbard	Johnson 61	Johnson 90	Jolly	Jones
Kelly 36	Kuessner	LeVota	Liese	Lowe
McKenna	Meiners	Merideth	Muckler	Page
Ransdall	Sager	Schoemehl	Selby	Shoemyer
Skaggs	Spreng	Thompson	Vogt	Walker
Walsh	Ward	Willoughby	Wilson 25	Witte
Yaeger	Young	Zweifel		

PRESENT: 002

El-Amin	Whorton
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ABSENT WITH LEAVE: 005

Abel	Brooks	Fares	Miller	Wagner
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Speaker Pro Tem Jetton assumed the Chair.

THIRD READING OF SENATE BILL

SB 598, relating to the Corporal Bobbie J. Harper Memorial Highway, was taken up by Representative Ruestman.

On motion of Representative Ruestman, **SB 598** was truly agreed to and finally passed by the following vote:

AYES: 158

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
Emery	Engler	Ervin	Fares	Fraser

George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Ice	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lawson	Lembke	LeVota	Liese
Lipke	Lowe	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Merideth	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Selby	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Walker	Wallace	Walsh
Walton	Ward	Wasson	Whorton	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 000

PRESENT: 001

El-Amin

ABSENT WITH LEAVE: 004

Brooks	Cooper 120	Miller	Wagner
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Speaker Pro Tem Jetton declared the bill passed.

BILL IN CONFERENCE

CCR SS HS HCS HBs 679 & 396, as amended, relating to foster care, was taken up by Representative Hanaway.

Representative Crowell moved the previous question.

Which motion was adopted by the following vote:

AYES: 088

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Guest
Hobbs	Hunter	Ice	Jackson	Jetton
Johnson 47	Kelly 144	King	Kingery	Lager

2003 *Journal of the House*

Lembke	Lipke	Luetkemeyer	Marsh	May
Mayer	Moore	Morris	Munzlinger	Myers
Nieves	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sander
Schaaf	Schlottach	Schneider	Self	Shoemaker
Smith 118	Smith 14	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Threlkeld	Townley	Viebrock
Wallace	Wasson	Wilson 119	Wilson 130	Wood
Wright	Yates	Madam Speaker		

NOES: 069

Abel	Adams	Barnitz	Bishop	Bland
Boykins	Bringer	Brooks	Burnett	Campbell
Carnahan	Corcoran	Curls	Darrough	Daus
Davis 122	Donnelly	El-Amin	Fraser	George
Graham	Green	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hoskins	Hubbard
Johnson 61	Johnson 90	Jolly	Jones	Kelly 36
Kratky	Lawson	LeVota	Liese	Lowe
McKenna	Meiners	Merideth	Muckler	Page
Ransdall	Sager	Salva	Schoemehl	Seigfreid
Selby	Shoemyer	Skaggs	Spreng	Thompson
Villa	Vogt	Walker	Walsh	Walton
Ward	Whorton	Willoughby	Wilson 25	Wilson 42
Witte	Yaeger	Young	Zweifel	

PRESENT: 003

Dougherty	Kuessner	Wildberger
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ABSENT WITH LEAVE: 003

Holand	Miller	Wagner
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On motion of Representative Hanaway, **CCR SS HS HCS HBs 679 & 396, as amended**, was adopted by the following vote:

AYES: 142

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bivins
Black	Bland	Bough	Boykins	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Davis 19	Deeken	Dempsey	Dethrow	Dixon
Dougherty	Dusenberg	El-Amin	Emery	Engler
Ervin	Fares	Fraser	George	Goodman
Graham	Green	Guest	Hampton	Haywood
Hilgemann	Hobbs	Holand	Hubbard	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Lager	Lawson
Lembke	LeVota	Liese	Lipke	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners

Moore	Morris	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Selby	Self
Shoemaker	Shoemyer	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Townley	Viebrock	Villa
Wallace	Walsh	Walton	Ward	Wasson
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Wood	Wright	Yaeger	Yates
Young	Madam Speaker			

NOES: 017

Bishop	Bringer	Daus	Davis 122	Donnelly
Harris 110	Harris 23	Henke	Hoskins	Merideth
Muckler	Skaggs	Vogt	Walker	Whorton
Witte	Zweifel			

PRESENT: 002

Kuessner	Lowe
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ABSENT WITH LEAVE: 002

Miller	Wagner
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On motion of Representative Hanaway, **CCS SS HS HCS HBs 679 & 396** was read the third time and passed by the following vote:

AYES: 141

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bivins
Black	Bland	Bough	Boykins	Brooks
Brown	Burnett	Byrd	Campbell	Carnahan
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dougherty	Dusenber
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Green
Guest	Hampton	Haywood	Hilgemann	Hobbs
Hoskins	Hubbard	Hunter	Icet	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly 144	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lawson	Lembke
LeVota	Liese	Lipke	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Moore
Morris	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Smith 118	Smith 14	Spreng	St. Onge

2005 *Journal of the House*

Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Wallace
Walsh	Walton	Ward	Wasson	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Wood	Wright	Yaeger	Yates	Young
Madam Speaker				

NOES: 017

Bishop	Bringer	Darrough	Daus	Davis 122
Donnelly	Harris 110	Harris 23	Henke	Merideth
Muckler	Skaggs	Vogt	Walker	Whorton
Witte	Zweifel			

PRESENT: 001

Lowe

ABSENT WITH LEAVE: 004

Bruns	Holand	Miller	Wagner
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Speaker Pro Tem Jetton declared the bill passed.

Speaker Hanaway resumed the Chair.

HOUSE BILLS WITH SENATE AMENDMENTS

SS SCS HS HCS HBs 517, 94, 149, 150 & 342, as amended, relating to assistance for the elderly, was taken up by Representative Portwood.

Representative Portwood moved that the House refuse to adopt **SS SCS HS HCS HBs 517, 94, 149, 150 & 342, as amended**, and request the Senate to recede from its position or, failing to do so, grant the House a conference.

Which motion was adopted.

SS HB 198, as amended, relating to arrest without warrant, was taken up by Representative Stevenson.

Representative Stevenson moved that the House refuse to adopt **SS HB 198, as amended**, and request the Senate to recede from its position or, failing to do so, grant the House a conference.

Representative Crowell moved the previous question.

Which motion was adopted by the following vote:

AYES: 085

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Deeken	Dempsey
Dethrow	Dixon	Dusenberg	Emery	Engler
Ervin	Fares	Goodman	Hobbs	Holand
Hunter	Ice	Jackson	Jetton	Johnson 47
Kelly 144	King	Kingery	Lager	Lembke
Lipke	Luetkemeyer	Marsh	May	Moore
Morris	Munzlinger	Myers	Nieves	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sander	Schaaf	Schlottach
Schneider	Self	Shoemaker	Smith 118	Smith 14
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Threlkeld	Townley	Viebrock	Wallace	Wasson
Wilson 119	Wilson 130	Wood	Yates	Madam Speaker

NOES: 068

Abel	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Carnahan	Corcoran
Curls	Darrough	Daus	Davis 122	Donnelly
El-Amin	Fraser	George	Graham	Green
Hampton	Harris 110	Harris 23	Henke	Hilgemann
Hoskins	Hubbard	Johnson 61	Johnson 90	Jolly
Jones	Kelly 36	Kratky	Kuessner	Lawson
LeVota	Liese	Lowe	McKenna	Meiners
Merideth	Muckler	Page	Ransdall	Sager
Salva	Schoemehl	Seigfreid	Selby	Shoemyer
Skaggs	Spreng	Thompson	Villa	Vogt
Walker	Walsh	Walton	Ward	Whorton
Wildberger	Willoughby	Wilson 25	Wilson 42	Witte
Yaeger	Young	Zweifel		

PRESENT: 000

ABSENT WITH LEAVE: 010

Adams	Campbell	Davis 19	Dougherty	Guest
Haywood	Mayer	Miller	Wagner	Wright

Representative Stevenson again moved that the House refuse to adopt **SS HB 198, as amended**, and request the Senate to recede from its position or, failing to do so, grant the House a conference.

Which motion was adopted.

BILL CARRYING REQUEST MESSAGE

HCS SB 12, relating to the Religious Freedom Restoration Act, was taken up by Representative Byrd.

Representative Byrd moved that the House refuse to recede from its position on **HCS SB 12** and request the Senate to take up and pass the bill.

Which motion was adopted.

APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed the following Conference Committee to act with a like committee from the Senate on the following bill:

SCS HS HCS HB 228: Representatives Pearce, Wood, Bearden, Graham and Walsh

SIGNING OF SENATE BILL

All other business of the House was suspended while **CCS HS HCS SS SCS SB 555** was read at length and, there being no objection, was signed by the Speaker to the end that the same may become law.

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HA 1 and HA 2 to SCR 11** and has taken up and third read **SCR 11, as amended**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 159**, entitled:

An act to repeal section 161.102, RSMo, and to enact in lieu thereof one new section relating to the coordination of school health programs.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HS HCS SCS SB 199, as amended**, and has taken up and passed **CCS HS HCS SCS SB 199**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SCS SB 686, as amended**, and has taken up and passed **CCS HCS SCS SB 686**.

Emergency clause adopted.

On motion of Representative Crowell, the House recessed until 1:30 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Pro Tem Jetton.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Ryan Cerutti.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 2899
through
House Resolution No. 2919 - Representative Ruestman, et al
House Resolution No. 2920 - Representative Bruns
House Resolution No. 2921
through
House Resolution No. 2924 - Representative Walker
House Resolution No. 2925
and
House Resolution No. 2926 - Representative Harris (23)
House Resolution No. 2927 - Representative Guest
House Resolution No. 2928 - Representative Schaaf
House Resolution No. 2929 - Representative Munzlinger
House Resolution No. 2930 - Representatives Emery and King
House Resolution No. 2931 - Representative King
House Resolution No. 2932 - Representative Walsh, et al
House Resolution No. 2933 - Representative Jetton
House Resolution No. 2934 - Representative Goodman
House Resolution No. 2935 - Representative Fares
House Resolution No. 2936 - Representative Wildberger
House Resolution No. 2937 - Representative Rupp
House Resolution No. 2938 - Representatives Jackson and Wood
House Resolution No. 2939 - Representative Cunningham (145)
House Resolution No. 2940 - Representative Abel
House Resolution No. 2941
and
House Resolution No. 2942 - Representative Hanaway
House Resolution No. 2943 - Representative Cooper (120)
House Resolution No. 2944 - Representative Smith (118)
House Resolution No. 2945 - Representative St. Onge
House Resolution No. 2946 - Representative Guest
House Resolution No. 2947 - Representative Johnson (61)
House Resolution No. 2948 - Representative Wilson (42)
House Resolution No. 2949 - Representative Crawford

House Resolution No. 2950

through

House Resolution No. 2954 - Representative Whorton

THIRD READING OF SENATE BILLS

HCS SCS SB 11, relating to taxation, was taken up by Representative Cooper (120).

Representative Cooper (120) offered **HS HCS SCS SB 11**.

Representative Cooper (120) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 11, Page 3, Section 21.810, Lines 14 through 16, by deleting the words “, **including the internal organization, management, powers, duties and functions of the departments, commissions, and offices**”.

On motion of Representative Cooper (120), **House Amendment No. 1** was adopted.

Representative Icet offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 11, Page 42, Section 99.845, Line 5, by inserting after said line the following:

"135.630. 1. As used in this section, the following terms shall mean:

- (1) "Contribution", a donation of cash, stock, bonds, or other marketable securities, or real property;**
- (2) "Director", the director of the department of social services;**
- (3) "Pregnancy resource center", a nonresidential facility located in this state:**
 - (a) Established and operating primarily to provide assistance to women with crisis pregnancies or unplanned pregnancies by offering pregnancy testing, counseling, emotional and material support, and other similar services to encourage and assist such women in carrying their pregnancies to term; and**
 - (b) Where childbirths are not performed; and**
 - (c) Which does not perform or refer for abortions and which does not hold itself out as performing or referring for abortions; and**
 - (d) Which provides direct client services at the facility, as opposed to merely providing counseling or referral services by telephone; and**
 - (e) Which provides its services at no cost to its clients; and**
 - (f) Which is exempt from income taxation pursuant to the Internal Revenue Code of 1986, as amended;**
- (4) "State tax liability", in the case of a business taxpayer, any liability incurred by such taxpayer pursuant to the provisions of chapters 143, 147, 148, and 153, RSMo, excluding sections 143.191 to 143.265, RSMo, and related provisions, and in the case of an individual taxpayer, any liability incurred by such taxpayer pursuant to the provisions of chapter 143, RSMo, excluding sections 143.191 to 143.265, RSMo, and related provisions;**
- (5) "Taxpayer", a person, firm, a partner in a firm, corporation, or a shareholder in an S corporation doing business in the state of Missouri and subject to the state income tax imposed by the provisions of chapter 143, RSMo, or a corporation subject to the annual corporation franchise tax imposed by the provisions of chapter 147, RSMo, or an insurance company paying an annual tax on its gross premium receipts in this state, or other financial institution paying taxes to the state of Missouri or any political subdivision of this state pursuant to the provisions of chapter 148, RSMo, or an express company which pays an annual tax on its gross receipts in this**

state pursuant to chapter 153, RSMo, or an individual subject to the state income tax imposed by the provisions of chapter 143, RSMo.

2. A taxpayer shall be allowed to claim a tax credit against the taxpayer's state tax liability, in an amount equal to fifty percent of the amount such taxpayer contributed to a pregnancy resource center.

3. The amount of the tax credit claimed shall not exceed the amount of the taxpayer's state tax liability for the taxable year for which the credit is claimed, and such taxpayer shall not be allowed to claim a tax credit in excess of fifty thousand dollars per taxable year. However, any tax credit that cannot be claimed in the taxable year the contribution was made may be carried over to the next four succeeding taxable years until the full credit has been claimed.

4. Except for any excess credit which is carried over pursuant to subsection 3 of this section, a taxpayer shall not be allowed to claim a tax credit unless the total amount of such taxpayer's contribution or contributions to a pregnancy resource center or centers in such taxpayer's taxable year has a value of at least one hundred dollars.

5. The director shall determine, at least annually, which facilities in this state may be classified as pregnancy resource centers. The director may require of a facility seeking to be classified as a pregnancy resource center whatever information which is reasonably necessary to make such a determination. The director shall classify a facility as a pregnancy resource center if such facility meets the definition set forth in subsection 1 of this section.

6. The director shall establish a procedure by which a taxpayer can determine if a facility has been classified as a pregnancy resource center. Pregnancy resource centers shall be permitted to decline a contribution from a taxpayer. The cumulative amount of tax credits which may be claimed by all the taxpayers contributing to pregnancy resource centers in any one fiscal year shall not exceed two million dollars. Tax credits shall be issued in the order contributions are received.

7. The director shall establish a procedure by which, from the beginning of the fiscal year until some point in time later in the fiscal year to be determined by the director, the cumulative amount of tax credits are equally apportioned among all facilities classified as pregnancy resource centers. If a pregnancy resource center fails to use all, or some percentage to be determined by the director, of its apportioned tax credits during this predetermined period of time, the director may reapportion these unused tax credits to those pregnancy resource centers that have used all, or some percentage to be determined by the director, of their apportioned tax credits during this predetermined period of time. The director may establish more than one period of time and reapportion more than once during each fiscal year. To the maximum extent possible, the director shall establish the procedure described in this subsection in such a manner as to ensure that taxpayers can claim all the tax credits possible up to the cumulative amount of tax credits available for the fiscal year.

8. Each pregnancy resource center shall provide information to the director concerning the identity of each taxpayer making a contribution to the pregnancy resource center who is claiming a tax credit pursuant to this section and the amount of the contribution. The director shall provide the information to the director of revenue. The director shall be subject to the confidentiality and penalty provisions of section 32.057, RSMo, relating to the disclosure of tax information.

9. This section shall apply to all tax years beginning after December 31, 2003.

135.631. On or after July 1, 2006, taxpayers shall be permitted to redeem tax credits they can claim pursuant to section 135.630. Prior to July 1, 2006, taxpayers shall only be permitted to redeem tax credits they can claim pursuant to section 135.630 if the director of revenue has reallocated other state tax credits to section 135.630. The director shall reallocate such other state tax credits if by law they are limited to a maximum amount during a specified time period, and such amount has not been fully redeemed or is not reasonably expected to be fully redeemed."; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Icet, **House Amendment No. 2** was adopted.

Representative Roark offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 11, Page 42, Section 99.845, Line 5, by inserting after said line the following:

"135.478. As used in sections 135.481 to 135.487, the following terms mean:

- (1) "Department", the department of economic development;
- (2) "Director", the director of the department of economic development;
- (3) "Distressed community", as defined in section 135.530;

(4) "Eligible costs for a new residence", expenses incurred for property acquisition, development, site preparation other than demolition, surveys, architectural and engineering services and construction and all other necessary and incidental expenses incurred for constructing a new market rate residence, which is or will be owner-occupied, which is not replacing a national register listed or local historic structure; except that, costs paid for by the taxpayer with grants or forgivable loans, other than tax credits, provided pursuant to state or federal governmental programs are ineligible;

(5) "Eligible costs for rehabilitation", expenses incurred for the renovation or rehabilitation of an existing residence including site preparation, surveys, architectural and engineering services, construction, modification, expansion, remodeling, structural alteration, replacements and alterations; except that, costs paid for by the taxpayer with grants or forgivable loans other than tax credits provided pursuant to state or federal governmental programs are ineligible;

(6) "Eligible residence", a single-family residence forty years of age or older, located in this state and not within a distressed community as defined by section 135.530, which is occupied or intended to be or occupied long-term by the owner or offered for sale at market rate for owner-occupancy and which is either located within a United States census block group which, if in a metropolitan statistical area, has a median household income of less than ninety percent, but greater than or equal to seventy percent of the median household income for the metropolitan statistical area in which the census block group is located, or which, if located within a United States census block group in a nonmetropolitan area, has a median household income of less than ninety percent, but greater than or equal to seventy percent of the median household income for the nonmetropolitan areas in the state;

(7) "Flood plain", any land or area susceptible to being inundated by water from any source or located in a one hundred-year flood plain area determined by Federal Emergency Management Agency mapping as subject to flooding;

(8) "New residence", a residence constructed on land which if located within a distressed community has either been vacant for at least two years or is or was occupied by a structure which has been condemned by the local entity in which the structure is located or which, if located outside of a distressed community but within a census block group as described in subdivision (6) or (10) of this section, either replaces a residence forty years of age or older demolished for purposes of constructing a replacement residence, or which is constructed on vacant property which has been classified for not less than forty continuous years as residential or utility, commercial, railroad or other real property pursuant to article X, section 4(b) of the Missouri Constitution, as defined in section 137.016, RSMo; **or, if in a county of the third classification without a township form of government and with more than fifty-four thousand two hundred but not less than fifty-four thousand three hundred residents, or a county of the first classification without a charter form of government with a population of more than two hundred forty thousand three hundred but less than two hundred forty thousand four hundred residents, vacant property classified as residential or agricultural or horticultural property, as defined in section 137.016, RSMo, and is located within the limits of the city or is served by a municipal sanitary sewer service; except that, no new residence shall be constructed in a flood plain or on property used for agricultural purposes, except as otherwise provided in this section.** In a distressed community, the term "new residence" shall include condominiums, owner-occupied units or other units intended to be owner-occupied in multiple unit structures **or as separate adjacent single-family units;**

(9) "Project", new construction, rehabilitation or substantial rehabilitation of a residence that qualifies for a tax credit pursuant to sections 135.475 to 135.487;

(10) "Qualifying residence", a single-family residence, forty years of age or older, located in this state which is occupied or intended to be occupied long-term by the owner or offered for sale at market rate for owner-occupancy and which is located in a metropolitan statistical area or nonmetropolitan statistical area within a United States census block group which has a median household income of less than seventy percent of the median household income for the metropolitan statistical area or nonmetropolitan area, respectively, or which is located within a distressed community. A qualifying residence shall include a condominium or residence within a multiple residential structure or a structure containing multiple single-family residences which is located within a distressed community;

(11) "Substantial rehabilitation", rehabilitation the costs of which exceed fifty percent of either the purchase price or the cost basis of the structure immediately prior to rehabilitation; provided that, the structure is at least fifty years old notwithstanding any provision of sections 135.475 to 135.487 to the contrary;

(12) "Tax liability", the tax due pursuant to chapter 143, 147 or 148, RSMo, other than taxes withheld pursuant to sections* 143.191 to 143.265, RSMo;

(13) "Taxpayer", any person, partnership, corporation, trust or limited liability company."

On motion of Representative Roark, **House Amendment No. 3** was adopted.

Representative Bruns offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 11, Page 47, Section 143.121, Line 1, by inserting immediately after said line the following:

"and,

(h) For all tax years beginning on or after January 1, 2003, the amount of any income received for military service while the taxpayer serves in a combat zone which is included in federal adjusted gross income and not otherwise excluded therefrom. As used in this section, "combat zone" means any area which the President of the United States by Executive Order designates as an area in which armed forces of the United States are or have engaged in combat. Service is performed in a combat zone only if performed on or after the date designated by the President by Executive Order as the date of the commencing of combat activities in such zone, and on or before the date designated by the President by Executive Order as the date of the termination of combatant activities in such zone."

Representative Merideth offered **House Substitute Amendment No. 1 for House Amendment No. 4**.

*House Substitute Amendment No. 1
for
House Amendment No. 4*

AMEND House Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 11, Page 47, Section 143.121, Line 1, by inserting immediately after said line the following:

"and,

(h) For all tax years beginning on or after January 1, 2003, the amount of any income received for military service."

On motion of Representative Merideth, **House Substitute Amendment No. 1 for House Amendment No. 4** was adopted.

Representative Hilgemann offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 11, Page 42, Section 137.100, Line 18, by inserting after said line the following:

"(5) Real or personal property leased or otherwise transferred by an interstate compact agency created pursuant to sections 70.370 to 70.441, RSMo, or sections 238.010 to 238.100, RSMo, to another for which or

whom such property is not exempt when immediately after the lease or transfer, the interstate compact agency enters into a leaseback or other agreement that directly or indirectly gives such interstate compact agency a right to use, control, and possess the property; provided, however, that in the event of a conveyance of such property, the interstate compact agency must retain an option to purchase the property at a future date or, within the limitations period for reverters, the property must revert back to the interstate compact agency. Property will no longer be exempt pursuant to this subdivision in the event of a conveyance as of the date, if any, when:

(a) The right of the interstate compact agency to use, control, and possess the property is terminated;

(b) The interstate compact agency no longer has an option to purchase or otherwise acquire the property; and

(c) There is no provision for reverter of the property within the limitation period for reverters.", and renumber said section accordingly; and

Further amend said bill, Page 62, Section 144.030, Line 13, by inserting after said line the following:

"(38) All sales or other transfers of tangible personal property to a lessor, who leases the property under a lease of one year or longer executed or in effect at the time of the sale or transfer, to an interstate compact agency created pursuant to sections 70.370 to 70.441, RSMo, or sections 238.010 to 238.100, RSMo."; and

Further amend said bill, Page 64, Section 144.049, Line 17, by inserting after said line the following:

"144.615. There are specifically exempted from the taxes levied in sections 144.600 to 144.745:

(1) Property, the storage, use or consumption of which this state is prohibited from taxing [under] **pursuant to** the constitution or laws of the United States or of this state;

(2) Property, the gross receipts from the sale of which are required to be included in the measure of the tax imposed [under] **pursuant to** the Missouri sales tax law;

(3) Tangible personal property, the sale **or other transfer** of which, if made in this state, would be exempt from or not subject to the Missouri sales tax [under] **pursuant to** the provisions of subsections 2 and 3 of section 144.030;

(4) Motor vehicles, trailers, boats, and outboard motors subject to the tax imposed by section 144.440;

(5) Tangible personal property which has been subjected to a tax by any other state in this respect to its sales or use; provided, if such tax is less than the tax imposed by sections 144.600 to 144.745, such property, if otherwise taxable, shall be subject to a tax equal to the difference between such tax and the tax imposed by sections 144.600 to 144.745;

(6) Tangible personal property held by processors, retailers, importers, manufacturers, wholesalers, or jobbers solely for resale in the regular course of business;

(7) Personal and household effects and farm machinery used while an individual was a bona fide resident of another state and who thereafter became a resident of this state, or tangible personal property brought into the state by a nonresident for his own storage, use or consumption while temporarily within the state."; and

Further amend the title, enacting clause, and intersection references accordingly.

On motion of Representative Hilgemann, **House Amendment No. 5** was adopted.

Representative Crowell moved the previous question.

Which motion was adopted by the following vote:

AYES: 091

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Guest
Hobbs	Hunter	Icet	Jackson	Jetton

Johnson 47	Kelly 144	King	Kingery	Lager
Lembke	Lipke	Luetkemeyer	Marsh	May
Mayer	Moore	Morris	Munzlinger	Myers
Nieves	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Self	Shoemaker	Smith 118	Smith 14
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Threlkeld	Townley	Viebrock	Wallace	Wasson
Wilson 119	Wilson 130	Wood	Wright	Yates
Madam Speaker				

NOES: 067

Abel	Adams	Barnitz	Bishop	Bland
Boykins	Bringer	Brooks	Burnett	Campbell
Carnahan	Corcoran	Curls	Darrough	Daus
Davis 122	Dougherty	El-Amin	Fraser	George
Graham	Green	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hoskins	Hubbard
Johnson 61	Johnson 90	Jolly	Jones	Kelly 36
Kratky	Kuessner	Lawson	LeVota	Liese
Lowe	McKenna	Meiners	Merideth	Muckler
Page	Schoemehl	Seigfreid	Selby	Shoemyer
Skaggs	Spreng	Thompson	Villa	Vogt
Wagner	Walker	Walsh	Walton	Ward
Whorton	Willoughby	Wilson 25	Witte	Yaeger
Young	Zweifel			

PRESENT: 001

Wilson 42

ABSENT WITH LEAVE: 004

Donnelly	Holand	Miller	Wildberger
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On motion of Representative Cooper (120), **HS HCS SCS SB 11, as amended**, was adopted by the following vote:

AYES: 134

Abel	Adams	Angst	Avery	Baker
Bean	Bearden	Behnen	Bivins	Black
Bland	Boykins	Brown	Bruns	Burnett
Byrd	Carnahan	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Daus
Davis 122	Davis 19	Deeken	Dempsey	Dixon
Dougherty	Dusenberg	El-Amin	Emery	Engler
Ervin	Fares	Fraser	George	Goodman
Graham	Green	Guest	Hampton	Harris 110
Harris 23	Henke	Hilgemann	Hobbs	Hoskins
Hubbard	Hunter	Ice	Jackson	Jetton
Johnson 47	Johnson 90	Jolly	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lembke	LeVota	Liese	Lipke	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners

2015 *Journal of the House*

Merideth	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Selby	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Thompson
Threlkeld	Viebrock	Villa	Vogt	Wagner
Wallace	Walsh	Ward	Wasson	Willoughby
Wilson 119	Wilson 130	Witte	Wood	Wright
Yaeger	Yates	Young	Madam Speaker	

NOES: 022

Barnitz	Bishop	Bringer	Campbell	Corcoran
Darrough	Dethrow	Haywood	Holand	Jones
Lowe	Purgason	Sager	Seigfreid	Taylor
Townley	Walker	Walton	Whorton	Wildberger
Wilson 25	Zweifel			

PRESENT: 002

Johnson 61 Wilson 42

ABSENT WITH LEAVE: 005

Bough	Brooks	Donnelly	Lawson	Miller
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On motion of Representative Cooper (120), **HS HCS SCS SB 11, as amended**, was read the third time and passed by the following vote:

AYES: 131

Abel	Adams	Angst	Avery	Baker
Bean	Bearden	Behnen	Bivins	Black
Bland	Boykins	Brown	Bruns	Burnett
Byrd	Carnahan	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Davis 122
Davis 19	Deeken	Dempsey	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Engler
Ervin	Fraser	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Henke
Hilgemann	Hobbs	Hoskins	Hubbard	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lawson	Lembke
LeVota	Liese	Lipke	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Merideth
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Salva	Sander	Schlottach	Schneider
Schoemehl	Selby	Self	Shoemaker	Shoemyer
Skaggs	Smith 118	Smith 14	St. Onge	Stefanick
Stevenson	Sutherland	Thompson	Threlkeld	Viebrock
Wagner	Walsh	Walton	Ward	Wasson

Wildberger	Willoughby	Wilson 119	Wilson 130	Witte
Wood	Wright	Yaeger	Yates	Young
Madam Speaker				

NOES: 028

Barnitz	Bishop	Bough	Bringer	Campbell
Corcoran	Darrough	Daus	Dethrow	Fares
George	Haywood	Holand	Jones	Lowe
Sager	Schaaf	Seigfreid	Spreng	Taylor
Townley	Villa	Vogt	Walker	Wallace
Whorton	Wilson 25	Zweifel		

PRESENT: 002

Brooks	Wilson 42
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ABSENT WITH LEAVE: 002

Kelly 144	Miller
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Speaker Pro Tem Jetton declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 122

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bivins
Black	Bland	Bough	Boykins	Brown
Bruns	Byrd	Carnahan	Cooper 120	Cooper 155
Crawford	Crowell	Cunningham 145	Cunningham 86	Davis 122
Davis 19	Deeken	Dempsey	Dethrow	Dixon
Dougherty	Dusenberg	El-Amin	Emery	Engler
Ervin	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Hilgemann	Hobbs
Hubbard	Hunter	Ice	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Kelly 144
Kelly 36	King	Kingery	Lager	Lembke
Liese	Lipke	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Selby	Self	Shoemaker	Smith 118
Smith 14	St. Onge	Stefanick	Stevenson	Sutherland
Thompson	Threlkeld	Viebrock	Wagner	Walton
Ward	Wasson	Willoughby	Wilson 119	Wilson 130
Witte	Wood	Wright	Yaeger	Yates
Young	Madam Speaker			

NOES: 030

Bishop	Bringer	Campbell	Corcoran	Darrough
Daus	Fraser	George	Haywood	Henke

2017 *Journal of the House*

Holand	Hoskins	Jones	LeVota	Lowe
Sager	Skaggs	Spreng	Taylor	Townley
Villa	Vogt	Walker	Wallace	Walsh
Whorton	Wildberger	Wilson 25	Wilson 42	Zweifel

PRESENT: 009

Brooks	Burnett	Curls	Donnelly	Fares
Kratky	Kuessner	Merideth	Shoemyer	

ABSENT WITH LEAVE: 002

Lawson	Miller
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HCS SB 469, relating to court procedures, was taken up by Representative Byrd.

Representative Byrd offered **HS HCS SB 469**.

Representative Shoemyer (9) raised a point of order that **HS HCS SB 469** goes beyond the scope of the bill.

The Chair ruled the point of order untimely.

Representative Kratky offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Substitute for House Committee Substitute for Senate Bill No. 469, Page 12, Section 217.860, Line 4, by deleting from said line the word “and”; and

Further amend said page and section, Line 9, by deleting the period “.” on said line and inserting in lieu thereof the following:

“; and

(8) The president of the Missouri Association of Prosecuting Attorneys.”; and

Further amend said bill, Page 13, Section 429.011, by deleting all of said section; and

Further amend said bill, Page 24, Section 483.015, Line 14, by inserting after the period on said line the following:

“This subsection shall expire upon adoption by any city not within a county, by charter or pursuant to Article VI, Section 20, of the Missouri constitution, of a provision for a different method of selection of the circuit clerk of said city not within a county than is provided in this subsection.”; and

Further amend the title, enacting clause, and intersectional references accordingly.

On motion of Representative Kratky, **House Amendment No. 1** was adopted.

Representative Pratt offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Substitute for House Committee Substitute for Senate Bill No. 469, Page 52, Line 24, by inserting after all of said line the following:

"590.653. 1. Each city, county and city not within a county may establish a civilian review board, or may use an existing civilian review board which has been appointed by the local governing body, with the authority to investigate allegations of misconduct by local law enforcement officers towards members of the public. The members shall not receive compensation but shall receive reimbursement from the local governing body for all reasonable and necessary expenses. **Each member, during his or her entire term, shall:**

(1) **Be at least eighteen years of age; and**
(2) **Be a registered voter residing within the city, county, or city not within a county; and**
(3) **As a result of the criminal history background check, not have been convicted of or pled guilty or nolo contendere to or have been found guilty of a crime under the laws of the state of Missouri, of any other state, of the United States, or of any other country, whether or not a sentence is or was imposed.**

2. The board shall have the power to receive, investigate, make findings and recommend disciplinary action upon complaints by members of the public against members of the police department that allege misconduct involving excessive use of force, abuse of authority, discourtesy, or use of offensive language, including, but not limited to, slurs relating to race, ethnicity, religion, gender, sexual orientation and disability. The findings and recommendations of the board, and the basis therefor, shall be submitted to the chief law enforcement official. No finding or recommendation shall be based solely upon an unsworn complaint or statement, nor shall prior unsubstantiated, unfounded or withdrawn complaints be the basis for any such findings or recommendations."; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Avery offered **House Substitute Amendment No. 1 for House Amendment No. 2.**

House Substitute Amendment No. 1 for House Amendment No. 2 was withdrawn.

On motion of Representative Pratt, **House Amendment No. 2** was adopted.

Representative Johnson (47) offered **House Amendment No. 3.**

House Amendment No. 3 was withdrawn.

Representative Crowell moved the previous question.

Which motion was adopted by the following vote:

AYES: 088

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Guest
Hobbs	Hunter	Iceet	Jackson	Jetton
Johnson 47	Kelly 144	King	Kingery	Lager
Lembke	Lipke	Luetkemeyer	Marsh	May
Mayer	Moore	Morris	Munzlinger	Myers

2019 *Journal of the House*

Nieves	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sander
Schaaf	Schlottach	Schneider	Self	Shoemaker
Smith 118	Smith 14	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Threlkeld	Townley	Viebrock
Wallace	Wasson	Wilson 119	Wilson 130	Wood
Wright	Yates	Madam Speaker		

NOES: 066

Abel	Adams	Barnitz	Bishop	Bland
Boykins	Bringer	Burnett	Campbell	Carnahan
Corcoran	Curls	Darrough	Daus	Davis 122
Donnelly	El-Amin	Fraser	George	Graham
Hampton	Harris 110	Harris 23	Henke	Hilgemann
Hubbard	Johnson 61	Johnson 90	Jolly	Jones
Kelly 36	Kratky	Kuessner	Lawson	LeVota
Liese	Lowe	McKenna	Meiners	Merideth
Muckler	Page	Ransdall	Sager	Salva
Schoemehl	Seigfreid	Selby	Skaggs	Spreng
Thompson	Villa	Vogt	Wagner	Walker
Walsh	Walton	Ward	Whorton	Wildberger
Willoughby	Wilson 25	Witte	Yaeger	Young
Zweifel				

PRESENT: 005

Dougherty	Green	Haywood	Hoskins	Wilson 42
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ABSENT WITH LEAVE: 004

Brooks	Holand	Miller	Shoemyer
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On motion of Representative Byrd, **HS HCS SB 469, as amended**, was adopted.

On motion of Representative Byrd, **HS HCS SB 469, as amended**, was read the third time and passed by the following vote:

AYES: 133

Abel	Adams	Angst	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brown	Bruns	Burnett	Byrd	Carnahan
Cooper 155	Corcoran	Crawford	Crowell	Cunningham 145
Cunningham 86	Curls	Deeken	Dempsey	Dethrow
Donnelly	Dougherty	El-Amin	Emery	Engler
Ervin	Fares	Fraser	Goodman	Graham
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Ice	Jackson	Jetton	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson
LeVota	Liese	Lipke	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Merideth
Muckler	Munzlinger	Myers	Page	Parker

Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Ruestman	Rupp	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Self
Shoemaker	Shoemyer	Skaggs	Smith 14	Spreng
Stefanick	Stevenson	Sutherland	Thompson	Threlkeld
Townley	Viebrock	Vogt	Wagner	Walker
Wallace	Walsh	Walton	Ward	Wasson
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Young	Zweifel	Madam Speaker		

NOES: 024

Avery	Campbell	Cooper 120	Darrough	Daus
Davis 122	Dixon	Dusenberg	Green	Guest
Hunter	Johnson 47	Lembke	Moore	Morris
Nieves	Roark	Sager	Selby	Smith 118
St. Onge	Villa	Whorton	Yates	

PRESENT: 004

Davis 19	George	Lowe	Taylor
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ABSENT WITH LEAVE: 002

Brooks	Miller
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Speaker Pro Tem Jetton declared the bill passed.

SS SCS SBs 361, 103, 156 & 329, with House Committee Amendment No. 1, House Committee Amendment No. 2, House Committee Amendment No. 3 and House Committee Amendment No. 4, relating to waste management, was taken up by Representative Townley.

Representative Townley offered **HS SS SCS SBs 361, 103, 156 & 329**.

Representative Townley offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 361, 103, 156 & 329, Page 124, Section 6, Lines 5 to 12 of said page, by deleting all of said section; and

Further amend said bill in the title, enacting clause, and intersectional references accordingly.

On motion of Representative Townley, **House Amendment No. 1** was adopted.

Representative Merideth offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 361, 103, 156 & 329, Page 2, Section 204.600, Line 22 of said page, by inserting a comma "," after the number "**204.472**".

On motion of Representative Merideth, **House Amendment No. 2** was adopted.

Representative Rector offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 361, 103, 156 & 329, Page 66, Section 393.1000, Line 12 of said page, by deleting the words: "**that is less than sixteen inches in diameter**"; and

Further amend said bill, Page 72, Section 393.1006, Lines 9 and 10 of said page, by deleting all of said lines.

Speaker Hanaway resumed the Chair.

On motion of Representative Rector, **House Amendment No. 3** was adopted.

Representative Brown offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 361, 103, 156, & 329, Pages 60 to 62, Section 393.015, by deleting all of said section; and

Further amend said bill, Pages 62 to 65, Section 393.018, by deleting all of said section; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Brown, **House Amendment No. 4** was adopted.

Representative Hobbs offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 361, 103, 156 & 329, Page 2, Section A, Line 15 of said page, by inserting immediately after all of said line the following:

"64.907. 1. Any county subject to Environmental Protection Agency rules 40 C.F.R. Parts 9, 122, 123, and 124 concerning storm water discharges is authorized to adopt rules, regulations, or ordinances reasonably necessary to comply with such federal regulations including but not limited to rules, regulations, or ordinances which promote the best storm water management practices in regulating storm water discharges established by the Environmental Protection Agency.

2. Any county adopting rules, regulations, or ordinances under subsection 1 of this section is authorized to establish by rule, regulation, or ordinance a storm water control utility or other entity to administer any such rules, regulations, or ordinances adopted under subsection 1 of this section which shall include authority to impose user fees to fund the administration of such rules, regulations, or ordinances.

3. Any county adopting rules, regulations, or ordinances under subsection 1 of this section is authorized to establish by rule, regulation, or ordinance a storm water control utility tax in such amount as is deemed reasonable and necessary to fund public storm water control projects if such tax is approved by majority of the votes cast.

4. The tax authorized in this section shall be in addition to the charge for the storm water control and all other taxes imposed by law, and the proceeds of such tax shall be used by the city solely for storm water control. Such tax shall be stated separately from all other charges and taxes.

5. The ballot of submission for the tax authorized in this section shall be in substantially the following form:

Shall (insert the name of the city) impose a tax on the charges for storm water control in (name of city) at a rate of (insert rate of percent) percent for the sole purpose of storm water control?

☐ YES

☐ NO

If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of the question, then the tax shall become effective on the first day of the second calendar quarter following the calendar quarter in which the election was held. If a majority of the votes cast on the question by the qualified voters voting thereon are opposed to the question, then the tax authorized by this section shall not become effective unless and until the question is resubmitted pursuant to this section to the qualified voters of the city and such question is approved by a majority of the qualified voters of the city voting on the question."; and

Further amend said bill in the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hobbs, **House Amendment No. 5** was adopted.

Representative Myers offered **House Amendment No. 6.**

House Amendment No. 6

AMEND House Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 361, 103, 156 & 329, Pages 123 and 124, Section 5, by deleting all of said section; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Myers, **House Amendment No. 6** was adopted.

Representative Cooper (120) offered **House Amendment No. 7.**

House Amendment No. 7

AMEND House Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 361, 103, 156 & 329, Page 48, Line 20, by inserting after said line the following:

"250.140. [1.] **In the case of privately owned property**, sewerage services or water and sewerage services combined shall be deemed to be furnished to [both] the occupant [and owner] of the premises receiving such service and the city, town or village or sewer district rendering such services shall have power to sue the occupant [or owner, or both,] of such real estate in a civil action to recover any sums due for such services, plus a reasonable attorney's fee to be fixed by the court.

[2. If the occupant of the premises receives the billing, any notice of termination of service shall be send to both the occupant and owner of the premises receiving such service, if such owner has requested in writing to receive any notice of termination and has provided the entity rendering such service with the owner's business addresses.]; and

Further amend the title, enacting clause, and intersectional references accordingly.

Representative Goodman offered **House Amendment No. 1 to House Amendment No. 7.**

House Amendment No. 1
to
House Amendment No. 7

AMEND House Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 361, 103, 156 & 329, Page 1, Section 250.140, Line 8, by inserting at the end of said line the following:

“Nothing herein shall affect any party’s remedy pursuant to any written contract.”.

On motion of Representative Goodman, **House Amendment No. 1 to House Amendment No. 7** was adopted.

On motion of Representative Cooper (120), **House Amendment No. 7, as amended**, was adopted by the following vote:

AYES: 092

Angst	Avery	Baker	Bearden	Behnen
Bivins	Brown	Bruns	Byrd	Cooper 120
Cooper 155	Crawford	Cunningham 145	Cunningham 86	Davis 19
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Guest
Hampton	Harris 23	Henke	Hobbs	Holand
Hunter	Iceť	Jackson	Jetton	Johnson 47
Kelly 144	King	Kingery	Kuessner	Lager
Lembke	Liese	Lipke	Luetkemeyer	Marsh
May	Mayer	McKenna	Moore	Morris
Munzlinger	Nieves	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Sander	Schaaf	Schlottach	Schneider
Self	Shoemaker	Skaggs	Smith 118	Smith 14
St. Onge	Stefanick	Stevenson	Sutherland	Threlkeld
Viebrock	Wagner	Wallace	Wasson	Wilson 119
Wilson 130	Wilson 25	Witte	Wood	Wright
Yates	Madam Speaker			

NOES: 063

Abel	Adams	Barnitz	Bean	Bishop
Black	Bland	Bringer	Burnett	Campbell
Carnahan	Corcoran	Darrough	Daus	Davis 122
Deeken	Donnelly	Dougherty	El-Amin	Fraser
George	Graham	Green	Harris 110	Haywood
Hilgemann	Hoskins	Hubbard	Johnson 61	Johnson 90
Jolly	Jones	Kelly 36	Kratky	LeVota
Lowe	Meiners	Muckler	Myers	Page
Ransdall	Salva	Schoemehl	Seigfreid	Selby
Shoemyer	Spreng	Taylor	Thompson	Townley
Villa	Vogt	Walker	Walsh	Walton
Ward	Whorton	Wildberger	Willoughby	Wilson 42
Yaeger	Young	Zweifel		

PRESENT: 004

Bough Boykins Brooks Curls

ABSENT WITH LEAVE: 004

Crowell Lawson Merideth Miller

Representative Smith (118) offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 361, 103, 156 & 329, Pages 122-123, Section 3, Line 16, by deleting all of said section; and

Further amend said bill, in the title and enacting clause accordingly.

Representative Smith (118) moved that **House Amendment No. 8** be adopted.

Which motion was defeated.

Representative Crowell moved the previous question.

Which motion was adopted by the following vote:

AYES: 086

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Guest
Hobbs	Holand	Hunter	Ice	Jackson
Jetton	Johnson 47	Kelly 144	King	Kingery
Lager	Lipke	Luetkemeyer	Marsh	May
Mayer	Moore	Morris	Munzlinger	Myers
Nieves	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sander
Schaaf	Schlottach	Schneider	Self	Smith 14
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Threlkeld	Townley	Viebrock	Wallace	Wasson
Wilson 119	Wilson 130	Wood	Wright	Yates
Madam Speaker				

NOES: 071

Abel	Adams	Barnitz	Bishop	Bland
Boykins	Bringer	Brooks	Burnett	Campbell
Carnahan	Corcoran	Curls	Darrough	Daus
Davis 122	Donnelly	El-Amin	Fraser	George
Graham	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hoskins	Hubbard	Johnson 61
Johnson 90	Jolly	Jones	Kelly 36	Kratky

2025 *Journal of the House*

Kuessner	Lawson	LeVota	Liese	Lowe
McKenna	Meiners	Merideth	Muckler	Page
Ransdall	Sager	Salva	Schoemehl	Seigfreid
Selby	Shoemyer	Skaggs	Spreng	Thompson
Villa	Vogt	Wagner	Walker	Walsh
Walton	Ward	Whorton	Wildberger	Willoughby
Wilson 25	Wilson 42	Witte	Yaeger	Young
Zweifel				

PRESENT: 002

Dougherty Green

ABSENT WITH LEAVE: 004

Lembke Miller Shoemaker Smith 118

On motion of Representative Townley, **HS SS SCS SBs 361, 103, 156 & 329, as amended**, was adopted.

On motion of Representative Townley, **HS SS SCS SBs 361, 103, 156 & 329, as amended**, was read the third time and passed by the following vote:

AYES: 100

Angst	Avery	Baker	Barnitz	Bean
Bearden	Behnen	Bivins	Black	Bland
Bough	Boykins	Bringer	Brown	Bruns
Byrd	Campbell	Carnahan	Cooper 120	Cooper 155
Crawford	Crowell	Cunningham 145	Cunningham 86	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Dusenberg
Emery	Engler	Ervin	Goodman	Graham
Guest	Harris 23	Haywood	Hobbs	Holand
Hunter	Ice	Jackson	Jetton	Johnson 47
Kelly 144	King	Kingery	Lager	Liese
Lipke	Luetkemeyer	Marsh	May	Mayer
McKenna	Moore	Morris	Munzlinger	Nieves
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sander	Schaaf	Schlottach
Self	Shoemaker	Shoemyer	Smith 118	Smith 14
Stefanick	Stevenson	Sutherland	Taylor	Threlkeld
Townley	Viebrock	Wagner	Wallace	Walton
Ward	Wasson	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright	Yates	Madam Speaker

NOES: 057

Adams	Bishop	Brooks	Burnett	Corcoran
Curls	Darrough	Daus	Davis 122	Donnelly
Dougherty	El-Amin	Fares	Fraser	George
Green	Hampton	Harris 110	Henke	Hilgemann
Hoskins	Hubbard	Johnson 90	Jolly	Jones
Kelly 36	Kuessner	LeVota	Lowe	Meiners
Merideth	Muckler	Myers	Page	Parker
Ransdall	Sager	Salva	Schneider	Schoemehl
Seigfreid	Selby	Skaggs	Spreng	St. Onge

Thompson	Villa	Vogt	Walker	Walsh
Whorton	Willoughby	Wilson 25	Wilson 42	Yaeger
Young	Zweifel			

PRESENT: 000

ABSENT WITH LEAVE: 006

Abel	Johnson 61	Kratky	Lawson	Lembke
Miller				

Speaker Hanaway declared the bill passed.

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HB 327**, entitled:

An act to repeal sections 137.298, 144.062, 191.831, 210.104, 210.107, 226.525, 226.535, 227.120, 238.207, 238.210, 238.215, 238.220, 238.222, 238.235, 238.236, 292.602, 300.330, 300.410, 301.010, 301.069, 302.225, 302.272, 302.302, 302.304, 302.309, 302.341, 302.540, 302.700, 302.725, 302.735, 302.740, 302.755, 302.756, 302.760, 302.775, 304.010, 304.015, 304.035, 304.580, 307.100, 307.125, 307.127, 307.177, 307.178, 307.400, 389.610, 390.020, 488.5336, 565.070, 577.023, 577.041, 577.049, 577.054, and 577.520, RSMo, and section 304.157 as enacted by senate bill no. 17, ninetieth general assembly, first regular session, and to enact in lieu thereof sixty-four new sections relating to transportation, with penalty provisions, an emergency clause for certain sections, and an effective date for certain sections.

With Senate Amendment No. 1, Senate Amendment No. 2, Senate Amendment No. 3, Senate Amendment No. 4, Senate Amendment No. 5, Senate Amendment No. 6, Senate Amendment No. 7, Senate Amendment No. 8, Senate Amendment No. 9, Senate Amendment No. 10, Senate Amendment No. 11, Senate Amendment No. 13, Senate Amendment No. 15, Senate Amendment No. 16 and Senate Amendment No. 17.

Senate Amendment No. 1

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 327, Page 14, Section 227.120, Line 15 of said page, by inserting after all of said line the following:

"227.338. The portion of U.S. Highway 71, located within a county of the third classification without a township form of government and with more than twenty-one thousand six hundred but less than twenty-one thousand seven hundred inhabitants shall be designated the "Corporal Bobbie J. Harper Memorial Highway".";
and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 2

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 327, Page 121, Section 304.677, Lines 5-8 of said page, by striking all of said lines and inserting in lieu thereof the following:

"operating a motorcycle upon the roadway."

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 327, Page 117, Section 304.035, Line 13 of said page, by inserting immediately after said line the following:

“304.282. 1. Wherever used in this section the following terms mean:

(1) “Automated traffic control enforcement system”, a device with one or more motor vehicle sensors working in conjunction with a traffic control signal to automatically produce two or more photographs, two or more microphotographs, a videotape or other recorded images of a motor vehicle entering an intersection in violation of a red signal indication;

(2) “Owner”, the registered owner of a motor vehicle or lessee of a motor vehicle under a lease of six months or more as shown by the records of the department of revenue.

2. Two cities or counties designated by the director of the department of public safety with reference to any intersection involving highways, roads or streets under its jurisdiction, except a state highway as defined in section 304.001, may adopt an ordinance authorizing the use of an automated traffic control signal enforcement system to detect motor vehicles entering an intersection in violation of a red signal indication authorized pursuant to section 304.281. The ordinance adopted by the city or counties shall limit the use of an automated traffic control signal enforcement system to no more than four intersections within the city's jurisdictional limits.

3. Any city or county adopting an ordinance to establish an automated traffic control enforcement system may also enter into an agreement with the state highways and transportation commission regarding the installation and use of an automated traffic control enforcement system on a state highway within the boundaries of such city or county.

4. Photos obtained from an automated traffic control signal enforcement system along with proof of identity of the owner in whose name such motor vehicle is registered shall raise a rebuttable presumption that such owner was the person who committed the violation. Any owner issued a summons is responsible and liable for payment of a fine and court costs, unless the owner can furnish evidence that the motor vehicle was in the care, custody or control of another person at the time of the violation. In such instance the owner shall submit such evidence in an affidavit permitted by the court setting forth the name, address, and other pertinent information of the person who leased, rented, or otherwise had care, custody, or control of the motor vehicle at the time of the alleged violation, subject to the penalties for perjury. The affidavit submitted pursuant to this subsection shall be admissible in a court proceeding adjudicating the alleged violation and shall raise a rebuttable presumption that the person identified in the affidavit was in actual control of the motor vehicle at the time of violation. In such case, the court shall have the authority to terminate the prosecution of the summons issued to the owner and issue a summons to the person identified in the affidavit as the operator of the motor vehicle at the time of the violation. If the motor vehicle is alleged to have been stolen, the owner of the motor vehicle shall submit proof that a police report was filed indicating that the motor vehicle was stolen at the time of the alleged violation.

5. A summons issued pursuant to this section shall be sent by certified mail to the most recent address of the owner of the motor vehicle within twenty-one days of the violation. The cost of issuing the certified letter may be charged in addition to the fine imposed pursuant to subsection 10 of this section. The summons shall include the date, time, and location of the violation, a photo of the motor vehicle's license plate, and a photo of the actual violation as detected by the automated traffic control signal enforcement system. The summons must also include instructions on how to dispose of the violation through court appearance or payment of the fine and costs.

6. Any city or county that establishes a traffic control signal enforcement system pursuant to the provisions of this section shall make a public announcement of any automated traffic control signal enforcement system at least thirty days prior to its official use.

7. Signs indicating the system's presence shall be visible to traffic approaching from all directions at any location which is equipped with an automated traffic control signal enforcement system.

8. Any city or county that establishes an automated traffic control enforcement system may also enter into an agreement or agreements for the purpose of compensating a private vendor to perform operational and administrative tasks associated with the use of automated traffic control enforcement systems. Any compensation paid to a private vendor shall not be based upon a contingency basis nor shall such compensation be based upon revenues generated from the use of such system. The city or county may enter into an agreement with the department of revenue for the purpose of obtaining relevant records regarding the owner in order to prepare and mail summonses on behalf of the city or county.

9. Photographic records made by a traffic control signal enforcement system that are provided to governmental and law enforcement agencies for the purposes of this section shall be confidential.

10. No points shall be assessed, as described in section 302.302, RSMo, and no fine, including court costs, shall exceed fifty dollars for a violation obtained through the use of an automated traffic control enforcement system.

11. One year following the adoption of an ordinance by any city or county described in subsection 2 of this section, the department of public safety shall issue a report as to the effectiveness of the use of automated traffic control signal enforcement systems. The report shall include, but not be limited to, recommendations of whether such a system shall be instituted on a statewide basis. The report shall be delivered to the individual members of the general assembly.

12. The provisions of this section shall expire on August 28, 2008.”; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 4

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 327, Page 146, Section 568.055, Line 9, by deleting said section; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 5

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 327, Page 125, Section 302.127, Line 10, by inserting immediately after said line the following:

“307.156. Any person, firm, or corporation which owns or operates a business engaged in whole or in part in servicing motor vehicles and installs or purports to install an airbag in a motor vehicle and either: 1) installs an airbag that does not meet all applicable federal safety regulations for an airbag installed in a vehicle of that make, model, and year; or 2) installs an airbag which has previously been installed in another motor vehicle without disclosing in writing to the owner or lessee of the vehicle receiving such airbag installation that a used airbag has been installed in it, shall be guilty of a class D felony.”; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 6

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 327, Page 45, Section 301.010, Line 7 of said page, by striking the word “six”; and

Further amend Line 8 of said page, by striking “hundred” and inserting in lieu thereof the following:

“one thousand”; and

Further amend Line 10 of said page, by inserting after “operator,” the following:

“or with a seat designed to carry more than one person,”; and

Further amend said bill, Page 110, Section 304.010, Line 22 of said page, by inserting after all of said line the following:

“304.013. 1. No person shall operate an all-terrain vehicle, as defined in section 301.010, RSMo, upon the highways of this state, except as follows:

(1) All-terrain vehicles owned and operated by a governmental entity for official use;

(2) All-terrain vehicles operated for agricultural purposes or industrial on-premises purposes between the official sunrise and sunset on the day of operation;

(3) All-terrain vehicles operated by handicapped persons for short distances occasionally only on the state's secondary roads when operated between the hours of sunrise and sunset;

(4) Governing bodies of cities may issue special permits to licensed drivers for special uses of all-terrain vehicles on highways within the city limits. Fees of fifteen dollars may be collected and retained by cities for such permits;

(5) Governing bodies of counties may issue special permits to licensed drivers for special uses of all-terrain vehicles on county roads within the county. Fees of fifteen dollars may be collected and retained by the counties for such permits.

2. No person shall operate an off-road vehicle within any stream or river in this state, except that off-road vehicles may be operated within waterways which flow within the boundaries of land which an off-road vehicle operator owns, or for agricultural purposes within the boundaries of land which an off-road vehicle operator owns or has permission to be upon, or for the purpose of fording such stream or river of this state at such road crossings as are customary or part of the highway system. All law enforcement officials or peace officers of this state and its political subdivisions or department of conservation agents or department of natural resources park rangers shall enforce the provisions of this subsection within the geographic area of their jurisdiction.

3. A person operating an all-terrain vehicle on a highway pursuant to an exception covered in this section shall have a valid operator's or chauffeur's license, except that a handicapped person operating such vehicle pursuant to subdivision (3) of subsection 1 of this section, but shall not be required to have passed an examination for the operation of a motorcycle, and the vehicle shall be operated at speeds of less than thirty miles per hour. When operated on a highway, an all-terrain vehicle shall have a bicycle safety flag, which extends not less than seven feet above the ground, attached to the rear of the vehicle. The bicycle safety flag shall be triangular in shape with an area of not less than thirty square inches and shall be day-glow in color.

4. No persons shall operate an all-terrain vehicle:

(1) In any careless way so as to endanger the person or property of another;

(2) While under the influence of alcohol or any controlled substance;

(3) Without a securely fastened safety helmet on the head of an individual who operates an all-terrain vehicle or who is being towed or otherwise propelled by an all-terrain vehicle, unless the individual is at least eighteen years of age.

5. No operator of an all-terrain vehicle shall carry a passenger, except for agricultural purposes. **The provisions of this subsection shall not apply to any all-terrain vehicle in which the seat of such vehicle is designed to carry more than one person.**

6. A violation of this section shall be a class C misdemeanor. In addition to other legal remedies, the attorney general or county prosecuting attorney may institute a civil action in a court of competent jurisdiction for injunctive relief to prevent such violation or future violations and for the assessment of a civil penalty not to exceed one thousand dollars per day of violation.”; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 7

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 327, Page 45, Section 304.580, Line 28, by deleting the brackets on said line; and further amend said line, by deleting the word “two” and insert in lieu thereof the word “**four**”.

Senate Amendment No. 8

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 327, Page 134, Section 307.400, Line 3, by inserting after all of said line the following:

“388.465. Every railroad corporation owning or operating a railroad which traverses through a city of the fourth classification with more than seven thousand five hundred but fewer than seven thousand six hundred eighty inhabitants and located in any county with a charter form of government and with more than one million inhabitants shall establish a suitable stopping place, depot, or union station within such city to accommodate the boarding and unboarding of passengers.”; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 9

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 327, Page 134, Section 307.400, Line 3 of said page, by inserting after all of said line the following:

“379.896. As used in sections 379.896 to 379.899, the following terms shall mean:

(1) “Insurer”, any insurance company, association or exchange authorized to issue policies of automobile insurance in the state of Missouri;

(2) “Repair facility”, a person that engages in the business of repairing or replacing the nonmechanical exterior or interior body parts of a damaged motor vehicle.

379.897. An insurer may not hold or acquire any ownership interest in a repair facility.

379.898. 1. An individual aggrieved by a violation of sections 379.896 to 379.899 by an insurer may bring an action for injunctive or other appropriate relief to compel the insurer to comply with the requirements adopted pursuant to sections 379.896 to 379.899.

2. A plaintiff who prevails in an action under this section is entitled to recover reasonable attorney's fees and court costs.

379.899. 1. An insurer that, on August 28, 2003, has an ownership interest in a repair facility must divest itself of any interest in the facility not later than August 28, 2005.

2. During the period in which the insurer maintains its interest in the repair facility before the divestiture required under this section, the insurer shall disclose to each insured that the insured has the right to use any repair facility selected by the insured. The insurer shall make the disclosure in writing in the manner prescribed by the director of the department of insurance and shall provide the disclosure:

(1) At the time the policy is delivered, issued for delivery, or renewed; and

(2) When a claim covered by the policy is reported to the insurer by the insured.

3. The provisions of this section shall expire December 1, 2005.”; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 10

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 327, Page 7, Section 191.831, Line 8 of said page, by striking the word “sections” and inserting in lieu thereof the following: **“section”**; and

Further amend said bill and section, Page 8, Line 12 of said page, by inserting immediately after “RSMo” the following: **“, and section 577.001, RSMo”**; and

Further amend said bill, Page 75, Section 302.304, Lines 22-23, by striking the following: **“, but not to exceed two hundred dollars,”**; and

Further amend Line 24 of said page, by inserting immediately after “302.010” the following: **“and section 577.001, RSMo”**; and

Further amend said bill, Page 86, Section 302.540, Line 18 of said page, by striking the following: **“in an amount”**; and

Further amend Line 19 of said page, by striking the following: **“, but not to exceed two hundred dollars,”**; and

Further amend Line 21 of said page, by inserting immediately after “302.010” the following: **“and section 577.001, RSMo”**; and

Further amend said bill, Page 155, Section 577.041, Lines 7-8 of said page, by striking the following: **“in an amount”**; and

Further amend Lines 8-9 of said page, by striking the following: “, but not to exceed two hundred dollars,”; and

Further amend Lines 11-12 of said page, by striking all of the underlined language from said lines and inserting in lieu thereof the following: “**302.010, RSMo, and section 577.001, RSMo**”; and

Further amend said bill, Page 156, Section 577.049, Line 22 of said page, by striking the following: “, but not to exceed two hundred dollars,”; and

Further amend Line 24 of said page, by inserting immediately after the word “in” the following: “**section 302.010, RSMo, and**”; and

Further amend said bill, Page 159, Section 577.520, Lines 8-9 of said page, by striking the following: “in an amount”; and

Further amend Lines 9-10 of said page, by striking the following: “, but not to exceed two hundred dollars,”; and

Further amend Line 12 of said page, by inserting immediately after “RSMo,” the following: “**and section 577.001,**”.

Senate Amendment No. 11

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 327, Page 1, In the Title, Line 15, by inserting after “provisions” the following: “, an effective date for certain sections”; and

Further amend said bill, Page 143, Section 390.020, Line 11, by inserting after all of said line the following:

“407.1200. As used in sections 407.1200 to 407.1227, the following terms shall mean:

(1) **“Administrator”, the person who is responsible for the administration of the service contracts or the service contracts plan and who is responsible for any filings required by sections 407.1200 to 407.1227;**

(2) **“Consumer”, a natural person who buys other than for purposes of resale any motor vehicle that is distributed in commerce and that is normally used for personal, family, or household purposes and not for business or research purposes;**

(3) **“Director”, the director of the department of insurance;**

(4) **“Maintenance agreement”, a contract of limited duration that provides for scheduled maintenance only;**

(5) **“Manufacturer”, a person that:**

(a) **Manufacturers or produces the property and sells the property under its own name or label;**

(b) **Is a wholly owned subsidiary of the person who manufacturers or produces the property;**

(c) **Is a corporation which owns one hundred percent of the person who manufacturers or produces the property;**

(d) **Does not manufacture or produce the property, but the property is sold under its trade name label;**

(e) **Manufacturers or produces the property and the property is sold under the trade name or label of another person; or**

(f) **Does not manufacture or produce the property but, pursuant to a written contract, licenses the use of its trade name or label to another person that sells the property under the licensor's trade name or label;**

(6) **“Mechanical breakdown insurance”, a policy, contract or agreement issued by an authorized insurer that provides for the repair, replacement or maintenance of a motor vehicle or indemnification for repair, replacement or service, for the operational or structural failure of a motor vehicle due to a defect in materials or workmanship;**

(7) **“Motor vehicle extended service contract” or “service contract”, a contract or agreement for a separately stated consideration or for a specific duration to perform the repair, replacement, or maintenance of a motor vehicle or indemnification for repair, replacement or maintenance, for the operational or structural failure due to a defect in materials, workmanship or normal wear and tear, with or without additional provision for incidental payment of indemnity under limited circumstances, including, but not limited to, towing, rental and emergency road service, but does not include mechanical breakdown insurance or maintenance agreements;**

(8) “Non-original manufacturer’s parts”, replacement parts not made for or by the original manufacturer of the property, commonly referred to as “after market parts”;

(9) “Person”, an individual, partnership, corporation, incorporated or unincorporated association, joint stock company, reciprocal, syndicate or any similar entity or combination of entities acting in concert;

(10) “Premium”, the consideration paid to an insurer for a reimbursement insurance policy;

(11) “Provider”, a person who administers, issues, makes, provides, sells, or offers to sell a motor vehicle extended service contract, or who is contractually obligated to provide service under a motor vehicle extended service contract such as sellers, administrators, and other intermediaries;

(12) “Provider fee”, the consideration paid for a service contract in excess of the premium;

(13) “Reimbursement insurance policy”, a policy of insurance issued to a provider and pursuant to which the insurer agrees, for the benefit of the service contract holders, to discharge all of the obligations and liabilities of the provider under the terms of the service contracts in the event of non-performance by the provider. All obligations and liabilities include, but are not limited to, failure of the provider to perform under the service contract and the return of the unearned provider fee in the event of the provider’s unwillingness or inability to reimburse the unearned provider fee in the event of termination of a service contract;

(14) “Service contract holder” or “contract holder”, a person who is the purchaser or holder of a services contract;

(15) “Warranty”, a warranty made solely by the manufacturer, importer or seller of property or services without charge, that is not negotiated or separated from the sale of the product and is incidental to the sale of the product, that guarantees indemnity for defective parts, mechanical or electrical breakdown, labor or other remedial measures, such as repair or replacement of the property or repetition of services.

407.1203. 1. Service contracts shall not be issued, sold, or offered for sale in this state unless the administrator or its designee has:

(1) Provided a receipt for the purchase of the service contract to the contract holder at the date of purchase;

(2) Provided a copy of the service contract to the service contract holder within a reasonable period of time from the date of purchase; and

(3) Complied with the provisions of sections 407.1200 to 407.1227.

2. All administrators of service contracts sold in this state shall file a registration with the director on a form, at a fee and at a frequency prescribed by the director.

3. In order to assure the faithful performance of a provider’s obligations to its contract holders, each provider who is contractually obligated to provide service under a service contract shall:

(1) Insure all service contracts under a reimbursement insurance policy issued by an insurer authorized to transact insurance in this state; or

(2) (a) Maintain a funded reserve account for its obligation under its contracts issued and outstanding in this state. The reserves shall not be less than forty percent of gross consideration received, less claims paid, on the sale of the service contract for all in-force contracts. The reserve account shall be subject to examination and review by the director; and

(b) Place in trust with the director a financial security deposit, having a value of not less than five percent of the gross consideration received, less claims paid, on the sale of the service contract for all service contracts issued and in force, but not less than twenty-five thousand dollars, consisting of one of the following:

a. A surety bond issued by an authorized surety;

b. Securities of the type eligible for deposit by authorized insurers in this state;

c. Cash;

d. A letter of credit issued by a qualified financial institution; or

e. Another form of security prescribed by regulations issued by the director; or

(3) (a) Maintain a net worth of one hundred million dollars; and

(b) Upon request, provide the director with a copy of the provider’s or, if the provider’s financial statements are consolidated with those of its parent company, the provider’s parent company’s most recent Form 10-K filed with the Securities and Exchange Commission (SEC) within the last calendar year, or if the company does not file with the SEC, a copy of the company’s audited financial statements, which shows a net worth of the provider or its parent company of at least one hundred million dollars. If the provider’s parent company’s Form 10-K or audited financial statements are filed to meet the provider’s financial stability requirement, then the parent company shall agree to guarantee the obligations of the obligor relating to service contracts sold by the provider in this state.

4. Provider fees collected on service contracts shall not be subject to premium taxes. Premiums for reimbursement insurance policies shall be subject to applicable premium taxes.

5. Except for the registration requirement in subsection 2 of this section, persons marketing, selling, or offering to sell service contracts for providers that comply with sections 407.1200 to 407.1227 are exempt from this state's licensing requirements.

6. Providers complying with the provisions of sections 407.1200 to 407.1227 are not required to comply with other provisions of chapters 374 or 375, or any other provisions governing insurance companies.

407.1206. Reimbursement insurance policies insuring service contracts issued, sold, or offered for sale in this state shall conspicuously state that, upon failure of the provider to perform under the contract, such as failure to return the unearned provider fee, the insurer that issued the policy shall pay on behalf of the provider any sums the provider is legally obligated to pay or shall provide the service which the provider is legally obligated to perform according to the provider's contractual obligations under the service contracts issued or sold by the provider.

407.1209. 1. Service contracts issued, sold, or offered for sale in this state shall be written in clear, understandable language and the entire contract shall be printed or typed in easy to read ten point type or larger and conspicuously disclose the requirements in this section, as applicable.

2. Service contracts insured under a reimbursement insurance policy pursuant to subsection 3 of section 407.1203 shall contain a statement in substantially the following form: "Obligations of the provider under this service contract are guaranteed under a service contract reimbursement insurance policy. If the provider fails to pay or provide service on a claim within sixty days after proof of loss has been filed, the contract holder is entitled to make a claim directly against the insurance company." A claim against the provider shall also include a claim for return of the unearned provider fee. The service contract shall also conspicuously state the name and address of the insurer.

3. Service contracts not insured under a reimbursement insurance policy pursuant to subsection 3 of section 407.1203 shall contain a statement in substantially the following form: "Obligations of the provider under this service contract are backed only by the full faith and credit of the provider (insurer) and are not guaranteed under a service contract requirement insurance policy." A claim against the provider shall also include a claim for return of the unearned provider fee. The service contract shall also conspicuously state the name and address of the provider.

4. Service contracts shall identify any administrator, the provider obligated to perform the service under the contract, the service contract seller, and the service contract holder to the extent that the name and address of the service contract holder has been furnished by the service contract holder.

5. Service contracts shall conspicuously state the total purchase price and the terms under which the service contract is sold. The purchase price is not required to be pre-printed on the service contract and may be negotiated at the time of sale with the service contract holder.

6. If prior approval of repair work is required, the service contracts shall conspicuously state the procedure for obtaining prior approval and for making a claim, including a toll-free telephone number for claim service and a procedure for obtaining emergency repairs performed outside of normal business hours.

7. Service contracts shall conspicuously state the existence of any deductible amount.

8. Service contracts shall specify the merchandise and services to be provided and any limitations, exceptions, and exclusions.

9. Service contracts shall state the conditions upon which the use of non-original manufacturer's parts, or substitute service, may be allowed. Conditions stated shall comply with applicable state and federal laws.

10. Service contracts shall state any terms, restrictions, or conditions governing the transferability of the service contract.

11. Service contracts shall state the terms, restrictions, or conditions governing termination of the service contract by the service contract holder. The provider of the service contract shall mail a written notice to the contract holder within fifteen days of the date of termination.

12. Service contracts shall require every provider to permit the service contract holder to return the contract within at least fifteen business days if the service contract is delivered at the time of sale or within a longer time period permitted under the contract. If no claim has been made under the contract, the contract is void and the provider shall refund to the contract holder the full purchase price of the contract. A ten percent penalty per month shall be added to a refund that is not paid within thirty days of return of the contract to the provider. The applicable free-look time periods on service contracts shall only apply to the original service contract purchaser.

13. Service contracts shall set forth all of the obligations and duties of the service contract holder, such as the duty to protect against any further damage and the requirement for certain service and maintenance.

14. Service contracts shall clearly state whether or not the service contract provides for or excludes consequential damages or preexisting conditions.

407.1212. 1. A provider shall not use in its name the words insurance, casualty, guaranty, surety, mutual, or any other words descriptive of the insurance, casualty, guaranty, or surety business; or a name deceptively similar to the name or description of any insurance or surety corporation, or any other provider. This section shall not apply to a company that was using any of the prohibited language in its name prior to August 28, 2003. However, a company using the prohibited language in its name shall conspicuously disclose in its service contract the following statement: "This agreement is not an insurance contract."

2. A provider or its representative shall not in its service contracts or literature make, permit, or cause to be made any false or misleading statement, or deliberately omit any material statement that would be considered misleading if omitted, in connection with the sale, offer to sell or advertisement of a service contract.

3. A person, such as a bank, savings and loan association, lending institution, manufacturer or seller of any product, shall not require the purchase of a service contract as a condition of a loan or a condition for the sale of any property.

407.1215. 1. An administrator, provider, or other intermediary shall keep accurate accounts, books, and records concerning transactions regulated by sections 407.1200 to 407.1227.

2. An administrator's, provider's, or other intermediary's accounts, books, and records shall include:

(1) Copies of each type of service contract issued;

(2) The name and address of each service contract holder to the extent that the name and address have been furnished by the service contract holder;

(3) A list of the provider locations where service contracts are marketed, sold, or offered for sale; and

(4) Claims files which shall contain at least the dates, amounts, and description of all receipts, claims, and expenditures related to the service contracts.

3. Except as provided in this section, an administrator shall retain all records pertaining to each service contract holder for at least three years after the specified period of coverage has expired.

4. An administrator, provider, or other intermediary may keep all records required pursuant to sections 407.1200 to 407.1227 on a computer disk or other similar technology. If an administrator maintains records in other than hard copy, records shall be accessible from a computer terminal available to the director and be capable of duplication to legible hard copy.

5. An administrator, provider, or other intermediary discontinuing business in this state shall maintain its records until it furnishes the commissioner satisfactory proof that it has discharged all obligations to contract holders in this state.

6. An administrator, provider, or other intermediary shall make all accounts, books, and records concerning transactions regulations pursuant to sections 407.1200 to 407.1227 or other pertinent laws available to the director upon request.

407.1218. As applicable, an insurer that issued a reimbursement insurance policy shall not terminate the policy until a notice of termination, in a form and time frame prescribed by the director, has been mailed or delivered to the director. The termination of a reimbursement insurance policy shall not reduce the issuer's responsibility for service contracts issued by providers prior to the date of the termination.

407.1221. 1. Providers are considered to be the agent of the insurer which issued the reimbursement insurance policy. In cases where a provider is acting as an administrator and enlists other providers, the provider acting as the administrator shall notify the insurer of the existence and identities of the other providers.

2. The provisions of sections 407.1200 to 407.1227 shall not prevent or limit the right of an insurer which issued a reimbursement insurance policy to seek indemnification or subrogation against a provider if the insurer pays or is obligated to pay the service contract holder sums that the provider was obligated to pay pursuant to the provisions of the service contract or under a contractual agreement.

407.1224. 1. The director may conduct investigations or examinations of providers, administrators, insurers, or other persons to enforce the provisions of sections 407.1200 to 407.1227 and protect service contract holders in this state.

2. The director may take action which is necessary or appropriate to enforce the provisions of sections 407.1200 to 407.1227 and the director's regulations and orders, and to protect service contract holders in this state.

3. The director may order a service contract provider to cease and desist from committing violations of sections 407.1200 to 407.1227 or the director's regulations or orders, may issue an order prohibiting a service contract provider from selling or offering for sale service contracts, or may issue an order imposing a civil penalty, or any combination of these, if the provider has violated the provisions of sections 407.1200 to 407.1227 or the director's regulations or orders.

4. A person aggrieved by an order pursuant to this section may request a hearing before the director. The hearing request shall be filed with the director within twenty days of the date the director's order is effective.

5. Pending the hearing and the decision by the director, the director shall suspend the effective date of the order. At the hearing, the burden shall be on the director to show why the order issued pursuant to this section is justified. Such hearing shall be held in accordance with the provisions of chapter 536, RSMo.

6. The director may bring an action in the circuit court of Cole county for an injunction or other appropriate relief to enjoin threatened or existing violations of sections 407.1200 to 407.1227 or of the director's orders or regulations. An action filed pursuant to this section may also seek restitution on behalf of persons aggrieved by a violation of sections 407.1200 to 407.1227 or orders or regulations of the director.

7. A person in violation of sections 407.1200 to 407.1227 or orders or regulation of the director may be assessed a civil penalty not to exceed one thousand dollars per violation.

8. The authority of the director pursuant to this section is in addition to other authority of the director.

407.1225. The director may promulgate rules to effectuate sections 407.1200 to 407.1224. Any rule or portion of a rule, as that term is defined in section 536.010, RSMo, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, RSMo, and, if applicable, section 536.028, RSMo. This section and chapter 536, RSMo, are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, RSMo, to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2003, shall be invalid and void.

407.1227. 1. The provisions of sections 407.1200 to 407.1224 shall not apply to:

- (1) Warranties;
- (2) Maintenance agreements;
- (3) Commercial transactions; and
- (4) Service contracts sold or offered for sale to persons other than consumers.

2. Manufacturer's contracts on the manufacturer's products need only comply with the provisions of sections 407.1209, 407.1212, and 407.1224.”; and

Further amend said bill, Page 165, Section D, Line 3, by inserting after all of said line the following:

“Section C. The enactment of sections 407.1200, 407.1203, 407.1206, 407.1209, 407.1212, 407.1215, 407.1218, 407.1221, 407.1224, 407.1225, and 407.1227 shall become effective January 1, 2007.”; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 13

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 327, Page 61, Section 301.069, Line 24 of said page, by inserting after all of said line the following:

“301.567. 1. For purposes of this section, a violation of any of the following advertising standards shall be deemed an attempt by the advertising dealer to obtain a fee or other compensation by fraud, deception or misrepresentation in violation of section 301.562:

(1) A motor vehicle shall not be advertised as new, either by express terms or implication, unless it is a “new motor vehicle” as defined in section 301.550;

(2) When advertising any motor vehicle which is not a new motor vehicle, such advertisement must expressly identify that the motor vehicle is a used motor vehicle by express use of the term “used”, or by such other term as is commonly understood to mean that the vehicle is used;

(3) Any terms, conditions, and disclaimers relating to the advertised motor vehicle's price or financing options shall be stated clearly and conspicuously. An asterisk or other reference symbol may be used to point to a disclaimer or other information, but not be used as a means of contradicting or changing the meaning of an advertised statement;

(4) The expiration date, if any, of an advertised sale or vehicle price shall be clearly and conspicuously disclosed. In the absence of such disclosure, the advertised sale or vehicle price shall be deemed effective so long as such vehicles remain in the advertising dealership's inventory;

(5) The terms "list price", "sticker price", or "suggested retail price" shall be used only in reference to the manufacturer's suggested retail price for new motor vehicles, and, if used, shall be accompanied by a clear and conspicuous disclosure that such terms represent the "manufacturer's suggested retail price" of the advertised vehicle;

(6) Terms such as "at cost", "\$..... above cost" shall not be used in advertisements because of the difficulty in determining a dealer's actual net cost at the time of the sale[. Terms such as "invoice price", "\$..... over invoice" may be used, provided that the invoice referred to is the manufacturer's factory invoice for a new motor vehicle and the invoice is available for customer inspection. For purposes of this section, "manufacturer's factory invoice" means that document supplied by the manufacturer to the dealer listing the manufacturer's charge to the dealer before any deduction for holdback, group advertising, factory incentives or rebates, or any governmental charges];

(7) When the price or financing terms of a motor vehicle are advertised, the vehicle shall be fully identified as to year, make, and model. In addition, in advertisements placed by individual dealers and not line-make marketing groups, the advertised price or credit terms shall include all charges which the buyer must pay to the dealer, except buyer-selected options and state and local taxes. If a processing fee or freight or destination charges are not included in the advertised price, the amount of any such processing fee and freight or destination charge must be clearly and conspicuously disclosed within the advertisement;

(8) [Advertisements which offer to match or better any competitors' prices shall not be used;

(9)] Advertisements of "dealer rebates" shall not be used, however, this shall not be deemed to prohibit the advertising of manufacturer rebates, so long as all material terms of such rebates are clearly and conspicuously disclosed;

[(10)] (9) "Free", "at no cost" shall not be used if any purchase is required to qualify for the "free" item, merchandise, or service;

[(11)] (10) "Bait advertising", in which an advertiser may have no intention to sell at the prices or terms advertised, shall not be used. Bait advertising shall include, but not be limited to, the following examples:

(a) Not having available for sale the advertised motor vehicles at the advertised prices. If a specific vehicle is advertised, the dealer shall be in possession of a reasonable supply of such vehicles, and they shall be available at the advertised price. If the advertised vehicle is available only in limited numbers or only by order, such limitations shall be stated in the advertisement;

(b) Advertising a motor vehicle at a specified price, including such terms as "as low as \$.....", but having available for sale only vehicles equipped with dealer-added cost options which increase the selling price above the advertised price;

[(12)] (11) Any reference to monthly payments, down payments, or other reference to financing or leasing information shall be accompanied by a clear and conspicuous disclosure of the following:

(a) Whether the payment or other information relates to a financing or a lease transaction;

(b) If the payment or other information relates to a financing transaction, the minimum down payment, annual percentage interest rate, and number of payments necessary to obtain the advertised payment amount must be disclosed, in addition to any special qualifications required for obtaining the advertised terms including, but not limited to, "first-time buyer" discounts, "college graduate" discounts, and a statement concerning whether the advertised terms are subject to credit approval;

(c) If the payment or other information relates to a lease transaction, the total amount due from the purchaser at signing with such costs broken down and identified by category, lease term expressed in number of months, whether the lease is closed-end or open-end, and total cost to the lessee over the lease term in dollars;

[(13)] (12) Any advertisement which states or implies that the advertising dealer has a special arrangement or relationship with the distributor or manufacturer, as compared to similarly situated dealers, shall not be used;

[(14)] (13) Any advertisement which, in the circumstances under which it is made or applied, is false, deceptive, or misleading shall not be used;

[(15)] (14) No abbreviations for industry words or phrases shall be used in any advertisement unless such abbreviations are accompanied by the fully spelled or spoken words or phrases.

2. The requirements of this section shall apply regardless of whether a dealer advertises by means of print, broadcast, or electronic media, or direct mail.

3. Dealers shall clearly and conspicuously identify themselves in each advertisement by use of a dealership name which complies with subsection 6 of section 301.560."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 15

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 327, Page 2, Section 137.298, Line 13, by inserting after the word “county” the following: “of the first classification with a charter form of government;” and

Further amend said bill, Page 2, Section 137.298, Line 20, by removing the brackets, delete the words “of such, **county**, city or **township**” and add the words “or the treasurer ex officio collector.”; and

Further amend said bill, Page 2, Section 137.298, Line 28, by removing the brackets and insert the words “or the treasurer ex officio collector of the” after the word “revenue”; and

Further amend said bill, Page 3, Section 137.298, Line 1, by inserting at the end of said line the following:

“The collector of revenue or treasurer ex officio collector of the city or county shall remit to the appropriate political subdivision all fees and fines, including traffic and parking violations collected less two percent for administrative costs.”.

Senate Amendment No. 16

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 327, Page 117, Section 304.035, Line 13, by inserting immediately after said line the following:

"304.351. 1. The driver of a vehicle approaching an intersection shall yield the right-of-way to a vehicle which has entered the intersection from a different highway, provided, however, there is no form of traffic control at such intersection.

2. When two vehicles enter an intersection from different highways at approximately the same time, the driver of the vehicle on the left shall yield the right-of-way to the driver of the vehicle on the right. This subsection shall not apply to vehicles approaching each other from opposite directions when the driver of one of such vehicles is attempting to or is making a left turn.

3. The driver of a vehicle within an intersection intending to turn to the left shall yield the right-of-way to any vehicle approaching from the opposite direction which is within the intersection or so close thereto as to constitute an immediate hazard.

4. (1) The state highways and transportation commission with reference to state highways and local authorities with reference to other highways under their jurisdiction may designate through highways and erect stop signs or yield signs at specified entrances thereto, or may designate any intersection as a stop intersection or as a yield intersection and erect stop signs or yield signs at one or more entrances to such intersection.

[(1)] (2) Preferential right-of-way at an intersection may be indicated by stop signs or yield signs as authorized in this section:

(a) Except when directed to proceed by a police officer or traffic-control signal, every driver of a vehicle approaching a stop intersection, indicated by a stop sign, shall stop at a clearly marked stop line, but if none, before entering the crosswalk on the near side of the intersection, or if none, then at the point nearest the intersecting roadway where the driver has a view of approaching traffic in the intersecting roadway before entering the intersection. After having stopped, the driver shall yield the right-of-way to any vehicle which has entered the intersection from another highway or which is approaching so closely on the highway as to constitute an immediate hazard during the time when such driver is moving across or within the intersection.

(b) The driver of a vehicle approaching a yield sign shall in obedience to the sign slow down to a speed reasonable to the existing conditions and, if required for safety to stop, shall stop at a clearly marked stop line, but if none, then at the point nearest the intersecting roadway where the driver has a view of approaching traffic on the intersecting roadway. After slowing or stopping the driver shall yield the right-of-way to any vehicle in the intersection or approaching on another highway so closely as to constitute an immediate hazard during the time such traffic is moving across or within the intersection.

5. The driver of a vehicle about to enter or cross a highway from an alley, building or any private road or driveway shall yield the right-of-way to all vehicles approaching on the highway to be entered.

6. The driver of a vehicle intending to make a left turn into an alley, private road or driveway shall yield the right-of-way to any vehicle approaching from the opposite direction when the making of such left turn would create a traffic hazard.

7. The state highways and transportation commission or local authorities with respect to roads under their respective jurisdictions, on any section where construction or major maintenance operations are being effected, may fix a speed limit in such areas by posting of appropriate signs, and the operation of a motor vehicle in excess of such speed limit in the area so posted shall be deemed prima facie evidence of careless and imprudent driving and a violation of section 304.010.

8. Notwithstanding the provisions of section 304.361, violation of this section shall be deemed a class C misdemeanor.

9. In addition to the penalty specified in subsection 8 of this section any person who pleads guilty to or is found guilty of a violation of this section in which the offender is found to have caused physical injury, there shall be assessed a surcharge of up to two hundred dollars. The court may issue an order of suspension of such persons driving privilege for a period of thirty days.

10. In addition to the penalty specified in subsection 8 of this section any person who pleads guilty to or is found guilty of a violation of this section in which the offender is found to have caused serious physical injury, there shall be assessed a surcharge of up to five hundred dollars. The court may issue an order of suspension of such persons driving privilege for a period of ninety days.

11. In addition to the penalty specified in subsection 8 of this section any person who pleads guilty to or is found guilty of a violation of this section in which the offender is found to have caused a fatality, there shall be assessed a surcharge of up to one thousand dollars. The court may issue an order of suspension of such persons driving privilege for a period of six months.

12. The surcharges imposed pursuant to subsections 9, 10, and 11 of this subsection shall be collected and distributed by the clerk of the court as provided in sections 488.010 to 488.020, RSMo. The surcharges collected pursuant to subsections 9, 10, and 11 of this section shall be credited to the motorcycle safety trust fund established under section 302.137, RSMo."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 17

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 327, Page 136, Section 389.610, Lines 6-11, by deleting all of the new language on said lines.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HS SS#2 SB 695, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HS HCS HB 257**, entitled:

An act to repeal sections 143.121, 148.330, 348.015, 348.430, 348.432, 644.016, and 644.051, RSMo, and to enact in lieu thereof twenty-four new sections relating to agriculture, with penalty provisions.

With Senate Amendment No. 1, Senate Amendment No. 2 and Senate Amendment No. 3.

Senate Amendment No. 1

AMEND Senate Substitute for Senate Committee Substitute for House Substitute for House Committee Substitute for House Bill No. 257, Page 25, Section 348.432, Line 9, by inserting after all of said line the following:

"430.030. 1. Every person who furnishes labor or material on any horse, mule or other animal, who shall obtain a written memorandum of the work or material furnished, or to be furnished, signed by the owner of such horse, mule or other animal, shall have a lien for the amount of such work or material as is ordered or stated in such written memorandum. **The provisions of this section shall include liens against livestock for veterinary care, for any payments overdue by one calendar year.**

2. Such lien shall be on such horse, mule or other animal as shall be placed in the possession of the person furnishing the labor or material; provided, however, that for labor and material furnished on more than one horse, mule or other animal belonging to the same owner, the person furnishing such labor and material may, at his option, have a lien on any one or more of such horses, mules or other animals for the amount of labor and material furnished on all of such horses, mules and other animals belonging to such owner."; and

Further amend said title, enacting clause and intersectional references accordingly.

Senate Amendment No. 2

AMEND Senate Substitute for Senate Committee Substitute for House Substitute for House Committee Substitute for House Bill No. 257, Page 14, Section 261.800, Line 14 of said page, by inserting immediately after said line the following:

____ "340.216. 1. It is unlawful for any person not licensed as a veterinarian under the provisions of sections 340.200 to 340.330 to practice veterinary medicine or to do any act which requires knowledge of veterinary medicine for valuable consideration, or for any person not so licensed to hold himself or herself out to the public as a practitioner of veterinary medicine by advertisement, the use of any title or abbreviation with the person's name, or otherwise; except that nothing in sections 340.200 to 340.330 shall be construed as prohibiting:

(1) Any person from gratuitously providing emergency treatment, aid or assistance to animals where a licensed veterinarian is not available within a reasonable length of time if the person does not represent himself or herself to be a veterinarian or use any title or degree appertaining to the practice thereof;

(2) Acts of a person who is a student in good standing in a school or college of veterinary medicine or while working as a student preceptee, in performing duties or functions assigned by the student's instructors, or while working under the appropriate level of supervision of a licensed veterinarian as is consistent with the particular delegated animal health care task as established by board rule, and acts performed by a student in a school or college of veterinary medicine recognized by the board and performed as part of the education and training curriculum of the school under the supervision of the faculty. The unsupervised or unauthorized practice of veterinary medicine, even though on the premises of a school or college of veterinary medicine, is prohibited;

(3) Personnel employed by the United States Department of Agriculture or the Missouri department of agriculture from engaging in animal disease, parasite control or eradication programs, or other functions specifically required and authorized to be performed by unlicensed federal or state officials under any lawful act or statute, except that this exemption shall not apply to such persons not actively engaged in performing or fulfilling their official duties and responsibilities;

(4) Any merchant or manufacturer from selling drugs, medicine, appliances or other products used in the prevention or treatment of animal diseases if such drug, medicine, appliance or other product is not marked by the appropriate federal label. Such merchants or manufacturers shall not, either directly or indirectly, attempt to diagnose a symptom or disease in order to advise treatment, use of drugs, medicine, appliances or other products;

(5) The owner of any animal or animals and the owner's full-time employees from caring for and treating any animals belonging to such owner, with or without the advice and consultation of a licensed veterinarian, provided that the ownership of the animal or animals is not transferred, or employment changed, to avoid the provisions of sections 340.200 to 340.330; however, only a licensed veterinarian may immunize or treat an animal for diseases which are communicable to humans and which are of public health significance, except as otherwise provided for by board rule;

(6) Any graduate of any accredited school of veterinary medicine while engaged in a veterinary candidacy program or foreign graduate from a nonaccredited school or college of veterinary medicine while engaged in a veterinary

candidacy program or clinical evaluation program, and while under the appropriate level of supervision of a licensed veterinarian performing acts which are consistent with the particular delegated animal health care task;

(7) State agencies, accredited schools, institutions, foundations, business corporations or associations, physicians licensed to practice medicine and surgery in all its branches, graduate doctors of veterinary medicine, or persons under the direct supervision thereof from conducting experiments and scientific research on animals in the development of pharmaceuticals, biologicals, serums, or methods of treatment, or techniques for the diagnosis or treatment of human ailments, or when engaged in the study and development of methods and techniques directly or indirectly applicable to the problems of the practice of veterinary medicine;

(8) Any veterinary technician, duly registered by, and in good standing with, the board from administering medication, appliances or other products for the treatment of animals while under the appropriate level of supervision as is consistent with the delegated animal health care task; and

(9) A consulting veterinarian while working in a consulting capacity in Missouri while under the immediate supervision of a veterinarian licensed and in good standing under sections 340.200 to 340.330.

2. Nothing in sections 340.200 to 340.330 shall be construed as limiting the board's authority to provide other exemptions or exceptions to the requirements of licensing as the board may find necessary or appropriate under its rulemaking authority.

3. Notwithstanding any other provisions of sections 340.200 to 340.330, rule or regulation to the contrary, nothing shall prohibit a licensed physical therapist or their assistant from providing rehabilitation services on animals pursuant to a written prescription of a licensed veterinarian."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 3

AMEND Senate Substitute for Senate Committee Substitute for House Substitute for House Committee Substitute for House Bill No. 257, Page 39, Section 644.883, Line 3 of said page, by inserting after all of said line the following:

"644.600. Sections 644.600, 644.625, 644.630, 644.635 and 644.650 shall only apply to class IA facilities which use a flush system.

644.603. For the purposes of sections 644.600 to 644.655, the following terms mean:

(1) "Animal feeding operation" or "AFO", a lot or facility, other than an aquatic animal production facility, where the following conditions are met:

(a) Animals, other than aquatic animals, have been, are, or will be stabled or confined and fed or maintained for a total of forty-five days or more in any twelve-month period; and

(b) Crops, vegetation, forage growth, or post-harvest residues are not sustained in the normal growing season over any portion of the lot or facility;

(2) "Class I", the same meaning as a large concentrated animal feeding operation as that term is defined in 40 C.F.R. Section 122.23(b)(4) as of April 14, 2003;

(3) "Class IA", any concentrated animal feeding operation with a capacity of at least seven times the number of animals as described in the definition of a large concentrated animal feeding operation as that term is defined in 40 C.F.R. Section 122.23(b)(4) as of April 14, 2003;

(4) "Class IB", any concentrated animal feeding operation with a capacity of at least three but less than seven times the number of animals as described in the definition of a large concentrated animal feeding operation as that term is defined in 40 C.F.R. Section 122.23(b)(4) as of April 14, 2003;

(5) "Class IC", any concentrated animal feeding operation with a capacity of at least one but less than three times the number of animals as described in the definition of a large concentrated animal feeding operation as that term is defined in 40 C.F.R. Section 122.23(b)(4) as of April 14, 2003;

(6) "Class II", the same meaning as a medium concentrated animal feeding operation as that term is defined in 40 C.F.R. Section 122.23(b)(6) as of April 14, 2003;

(7) "Concentrated animal feeding operation" or "CAFO", an AFO that is defined as a class I CAFO or class II CAFO, or is designated as a CAFO in accordance with subsection 2 of section 644.610. Two or more AFOs under common ownership are considered to be a single AFO for the purposes of determining the number of animals at an operation if such AFOs adjoin each other or use a common area or system for the disposal of waste;

(8) "Department", the department of natural resources;

- (9) "Facility", any class IA concentrated animal feeding operation which uses a flush system;
- (10) "Flush system", an automated system of moving or removing manure utilizing liquid as the primary agent as opposed to a primarily mechanical or manually operated system such as a pull plug or scraper system;
- (11) "Liquified animal waste handling facility", any concentrated animal feeding operation that stores animal waste in a lagoon, including all gravity outfall lines, recycle pump stations, and recycle force mains;
- (12) "Sensitive areas", areas in the watershed located within five miles upstream of any stream or river drinking water intake structure, other than those intake structures on the Missouri and Mississippi rivers.

644.610. 1. The clean water commission shall have the authority and jurisdiction to regulate the establishment, permitting, design, construction, operation, and management of any class I concentrated animal feeding operation. The clean water commission shall promulgate rules regulating the establishment, permitting, design, construction, operation, and management of any class I concentrated animal feeding operations. Such rules may require monitoring wells on a site-specific basis when, in the determination of the division of geological survey and resource assessment, class IA concentrated animal feeding operation lagoons are located in hydrologically sensitive areas where the quality of groundwater may be compromised. Such rules and regulations shall be designed to afford a prudent degree of environmental protection while accommodating modern agricultural practices.

2. The department may designate an AFO as a concentrated animal feeding operation upon determining that it is a significant contributor of pollutants to waters of the state.

- (1) In making this designation, the department shall consider the following factors:
 - (a) The size of the AFO and the amount of wastes reaching waters of the state;
 - (b) The location of the AFO relative to waters of the state;
 - (c) The means of conveyance of animal wastes and process wastes into waters of the state;
 - (d) The slope, vegetation, rainfall, and other factors affecting the likelihood or frequency of discharge of animal wastes manure and process waste into waters of the state; and
 - (e) Other relevant factors.

(2) No AFO shall be designated under this subsection unless the department has conducted an on-site inspection of the operation and determined that the operation should and could be regulated as a concentrated animal feeding operation. In addition, no AFO with numbers of animals below a class II concentrated animal feeding operation shall be designated as a CAFO.

644.615. 1. Prior to filing an application to acquire a construction permit from the department for a new facility or for an increase of animal units to an existing facility, the owner or operator of any class IA concentrated animal feeding operation shall provide the following information to the department, to the county governing body, and to all adjoining property owners of property located within one and one-half times the buffer distance as specified in subsection 4 of section 644.610:

- (1) The number of animals anticipated at such IA facility;
- (2) A general description of the waste handling plan and layout of the facility;
- (3) The location and number of acres of such facility;
- (4) Name, address, telephone number, and registered agent or other appropriate contact for further information as it relates to subdivisions (1) to (3) of this subsection;
- (5) A statement explaining that the department will accept written comments from the public for a period of thirty days after the department places the draft permit on public notice; and
- (6) The address of the department's regional or state office.

2. The department shall require proof of such notification prior to processing an application for a construction permit. Proof of notification shall consist of a statement certifying that the notification was accomplished by mailing a letter to the department, the county governing body, and to all adjoining property owners as described in subsection 1 of this section at their last known address as maintained by the county assessor's office.

3. The department shall not issue a permit to a facility described in subsection 1 of this section to engage in any activity regulated by the department unless the applicant is substantially in compliance with sections 644.600 to 644.655.

4. The department shall issue a permit or respond with a letter of comment to permit applicants within forty-five days of receiving a completed permit application.

644.617. Notwithstanding any other provision of law to the contrary, any corporation or cooperative engaged in farming, as defined in section 350.010, RSMo, shall not be eligible for any state tax credits, deductions, state grants, loans, or other financial or economic assistance, unless a family farm or a family farm corporation,

as defined in section 350.010, RSMo, receives such credits, deductions, grants, loans, or other assistance. This section does not apply to agricultural processing or food processing facilities.

644.625. 1. The owner or operator of any class IA liquified animal waste handling facility utilizing a flush system shall employ one or more persons who shall visually inspect the liquified animal waste handling facility for unauthorized discharge and structural integrity of any lagoon with a water level less than eighteen inches below the emergency spillway at least every twelve hours with a deviation of not to exceed three hours. The owner or operator of the facility shall keep records of each inspection. Such records shall be retained for three years. The department shall provide or approve a form provided by the owner or operator for each facility for such inspections.

2. All new construction permits for liquified animal waste handling facilities utilizing a flush system shall have an electronic or mechanical shutoff of the system in the event of pipe stoppage. As of July 1, 1997, all existing liquified animal waste handling facilities utilizing a flush system shall have, at a minimum, an electronic or mechanical shutoff of the system in the event of pipe stoppage or backflow.

644.630. 1. The owner or operator of every liquified animal waste handling facility utilizing a flush system that poses a risk as determined by the department to any public drinking water supply or any aquatic life, or lies within a drainage basin and is within three hundred feet of any adjacent landowner, shall have a failsafe containment structure or earthen dam that will contain, in the event of an unauthorized discharge, a minimum volume equal to the maximum capacity of flushing in any twenty-four hour period from all gravity outfall lines, recycle pump station and recycle force mains.

2. Construction of such structure or dam, as provided in subsection 1 of this section, shall commence within ninety days of June 25, 1996.

644.635. Within twenty-four hours, any unauthorized discharge by a class IA concentrated animal feeding operation that has crossed the property line of the facility or any unauthorized discharge by a class IA concentrated animal feeding operation that utilizes a flush system of which the failsafe containment structure or earthen dam has failed to contain and has crossed the property line of the facility, or enters waters of the state shall be reported to the department and to all adjoining property owners of the facility onto whose property the unauthorized discharge flowed.

644.640. There is hereby established in the state treasury the "Concentrated Animal Feeding Operation Indemnity Fund", to be known as the "fund" for the purposes of sections 644.640 to 644.647. All fees or other moneys payable pursuant to the provisions of section 644.645 or other moneys received including gifts, grants, appropriations, and bequests from federal, private, or other sources made for the purpose of the provisions of sections 644.600 to 644.655, shall be payable to and collected by the director of the department of natural resources and deposited in this fund. The money in this fund, upon appropriation, shall be expended to close class IA, class IB, class IC and class II concentrated animal feeding operations as defined in the department's rules, that have been placed in the control of the government due to bankruptcy or failure to pay property taxes, or if the class IA, class IB, class IC or class II concentrated animal feeding operation is abandoned property. "Abandoned property", for the purposes of this section, means real property previously used for, or which has the potential to be used for, agricultural purposes which has been placed in the control of the state, a county, or municipal government, or an agency thereof, through donation, purchase, tax delinquency, foreclosure, default or settlement, including conveyance by deed in lieu of foreclosure, and has been vacant for a period of not less than three years. Any portion of the fund not immediately needed for the purposes authorized shall be invested by the state treasurer as provided by the constitution and laws of this state. All income from such investments shall be deposited in the fund. Any unexpended balance in the fund at the end of any appropriation period shall not be transferred to the general revenue fund and, accordingly, shall be exempt from the provisions of section 33.080, RSMo, relating to the transfer of funds to the general revenue funds of the state by the state treasurer.

644.645. 1. The owner or operator of each class IA concentrated animal feeding operation utilizing a liquified animal waste handling facility shall remit to the department of natural resources a fee of ten cents per animal unit permitted to be deposited in the fund. The fee is due and payable to the department on the first anniversary of issuance of each owner or operator permit to operate such a facility and for nine years thereafter on the same date. The department of natural resources shall provide forms which such owner or operator shall use to file and pay this fee.

2. The fund shall be administered by the department for the purpose of carrying out the provisions of sections 644.600 to 644.655, relating to closure of class IA, class IB, class IC and class II concentrated animal feeding operation wastewater lagoons.

3. The fund administrators may only expend moneys for animal waste lagoon closure activities on real property which:

(1) Has been placed in the control of the state, a county, or municipal government, or an agency thereof, through donation, purchase, tax delinquency, foreclosure, default or settlement, including conveyance by deed in lieu of foreclosure, and pose a threat to human health, the environment, or a threat to groundwater; and

(2) The state, county, or municipal government, or an agency thereof, has made reasonable and prudent efforts to sell said property to a qualifying purchaser.

4. The fund administrators shall expend no more than one hundred thousand dollars per lagoon for animal waste lagoon closure activities. The fund administrators shall only expend those moneys necessary to achieve a minimum level of closure and still protect human health and the environment. Closure activities shall include lagoon dewatering and removal of animal waste sludge, if any, both of which shall be land applied at a nutrient management application rate designed to minimize phosphorus and nitrogen transport from fields to surface waters in compliance with the technical standards for nutrient management established by the director or otherwise used or disposed of in a manner approved by the director. After dewatering, lagoons which are located in a drainage basin and are capable of meeting all applicable pond requirements of the Natural Resources Conservation Service (NRCS) with minimal additional expense should be maintained as a pond. Otherwise, the lagoon berms should be breached and graded in such a manner to reasonably conform to the surrounding land contours.

644.647. In the event the department determines that a class IA, class IB, class IC or class II concentrated animal feeding operation has been successfully closed by the owner or operator, all moneys paid by such operation into the concentrated animal feeding operation indemnity fund shall be returned to such operation.

644.650. The department shall conduct at least one on-site inspection of each facility quarterly.

644.655. 1. No rule or portion of a rule promulgated under the authority of sections 644.600 to 644.655 shall become effective unless it has been promulgated pursuant to the provisions of chapter 536, RSMo.

2. Sections 644.600 to 644.655 shall be administered by the clean water commission pursuant to the provisions and requirements of this chapter.

3. The provisions of sections 644.600 to 644.655 shall not be construed to apply to any livestock market.

644.657. The provisions of this act shall not be construed to apply to any livestock market."; and

Further amend said bill, Page 44, Section 1, Line 15 of said page, by inserting after all of said line the following:

"[640.700. Sections 640.700, 640.725, 640.730, 640.735 and 640.750 shall only apply to class IA facilities as defined by the department rules in effect as of January 30, 1996, which use a flush system.]

[640.703. For the purposes of sections 640.700 to 640.755, the following terms mean:

(1) "Animal units", shall be defined by rules of the department in effect as of January 30, 1996;

(2) "Animal waste wet handling facility", includes all gravity outfall lines, recycle pump stations, recycle force mains and appurtenances;

(3) "Class IA", any concentrated animal feeding operation with a capacity of seven thousand animal units or more;

(4) "Class IB", any concentrated animal feeding operation with a capacity between three thousand animal units and six thousand nine hundred and ninety-nine animal units inclusive;

(5) "Class IC", any concentrated animal feeding operation with a capacity between one thousand animal units and two thousand nine hundred and ninety-nine animal units inclusive;

(6) "Class II", any concentrated animal feeding operation with a capacity of at least three hundred animal units, but less than one thousand animal units;

(7) "Department", the department of natural resources;

(8) "Facility", any class IA concentrated animal feeding operation which uses a flush system;

(9) "Flush system", a system of moving or removing manure utilizing liquid as the primary agent as opposed to a primarily mechanical or automatic device;

(10) "Sensitive areas", areas in the watershed located within five miles upstream of any stream or river drinking water intake structure, other than those intake structures on the Missouri and Mississippi rivers.]

[640.710. 1. The department shall promulgate rules regulating the establishment, permitting, design, construction, operation and management of class I facilities. The department shall have the authority and jurisdiction to regulate the establishment, permitting, design, construction, operation and management of any class I facility. Such rules may require monitoring wells on a site-specific basis when, in the determination of the division of geology and land survey, class IA concentrated animal feeding operation lagoons are located in hydrologically sensitive areas where the quality of

groundwater may be compromised. Such rules and regulations shall be designed to afford a prudent degree of environmental protection while accommodating modern agricultural practices.

2. Except as provided in subsections 3 and 4 of this section, the department shall require at least but not more than the following buffer distances between the nearest confinement building or lagoon and any public building or occupied residence, except a residence which is owned by the concentrated animal feeding operation or a residence from which a written agreement for operation is obtained:

- (1) For concentrated animal feeding operations with at least one thousand animal units, one thousand feet;
- (2) For concentrated animal feeding operations with between three thousand and six thousand nine hundred ninety-nine animal units inclusive, two thousand feet; and
- (3) For concentrated animal feeding operations of seven thousand or more animal units, three thousand feet.

3. All concentrated animal feeding operations in existence as of June 25, 1996, shall be exempt from the buffer distances prescribed in subsection 2 of this section. Such distances shall not apply to concentrated animal feeding operations which have received a written agreement which has been signed by all affected property owners within the buffer distance.

4. The department may, upon review of the information contained in the site plan including, but not limited to, the prevailing winds, topography and other local environmental factors, authorize a distance which is less than the distance prescribed in subsection 2 of this section. The department's recommendation shall be sent to the governing body of the county in which such site is proposed. The department's authorized buffer distance shall become effective unless the county governing body rejects the department's recommendation by a majority vote at the next meeting of the governing body after the recommendation is received.

5. Nothing in this section shall be construed as restricting local controls.]

[640.715. 1. Prior to filing an application to acquire a construction permit from the department, the owner or operator of any class IA, class IB, or class IC concentrated animal feeding operation shall provide the following information to the department, to the county governing body and to all adjoining property owners of property located within one and one-half times the buffer distance as specified in subsection 2 of section 640.710 for the size of the proposed facility:

- (1) The number of animals anticipated at such facility;
- (2) The waste handling plan and general layout of the facility;
- (3) The location and number of acres of such facility;
- (4) Name, address, telephone number and registered agent for further information as it relates to subdivisions (1) to (3) of this subsection;
- (5) Notice that the department will accept written comments from the public for a period of thirty days; and
- (6) The address of the regional or state office of the department.

The department shall require proof of such notification upon accepting an application for a construction permit. The department shall accept written comments from the public for thirty days after receipt of application for construction permit.

2. The department shall not issue a permit to a facility described in subsection 1 of this section to engage in any activity regulated by the department unless the applicant is in compliance with sections 640.700 to 640.755.

3. The department shall issue a permit or respond with a letter of comment to the owner or operator of such facility within forty-five days of receiving a completed permit application and verification of compliance with subsection 1 of this section.]

[640.725. 1. The owner or operator of any flush system animal waste wet handling facility shall employ one or more persons who shall visually inspect the animal waste wet handling facility and lagoons for unauthorized discharge and structural integrity at least every twelve hours with a deviation of not to exceed three hours. The owner or operator of the facility shall keep records of each inspection. Such records shall be retained for three years. The department shall provide or approve a form provided by the owner or operator for each facility for such inspections.

2. All new construction permits for flush system animal waste wet handling facilities shall have an electronic or mechanical shutoff of the system in the event of pipe stoppage. As of July 1, 1997, all existing flush system animal waste wet handling facilities shall have, at a minimum, an electronic or mechanical shutoff of the system in the event of pipe stoppage or backflow.]

[640.730. 1. The owner or operator of every facility, with a flush system animal waste wet handling facility that poses a risk as determined by the department to any public drinking water supply or any aquatic life, or lies within a drainage basin and is within three hundred feet of any adjacent landowner, shall have a failsafe containment structure or earthen dam that will contain, in the event of an unauthorized discharge, a minimum volume equal to the maximum

capacity of flushing in any twenty-four hour period from all gravity outfall lines, recycle pump station and recycle force mains.

2. Construction of such structure or dam, as provided in subsection 1 of this section, shall commence within ninety days of June 25, 1996.]

[640.735. Within twenty-four hours, any unauthorized discharge by a flush system animal waste wet handling facility that has crossed the property line of the facility or any unauthorized discharge by a flush system animal waste wet handling facility of which the failsafe containment structure or earthen dam has failed to contain and has crossed the property line of the facility, or enters waters of the state shall be reported to the department and to all adjoining property owners of the facility as listed on the site-specific permit.]

[640.740. There is hereby established in the state treasury the "Concentrated Animal Feeding Operation Indemnity Fund", to be known as the "fund" for the purposes of sections 640.740 to 640.747. All fees or other moneys payable pursuant to the provisions of section 640.745 or other moneys received including gifts, grants, appropriations, and bequests from federal, private or other sources made for the purpose of the provisions of this act shall be payable to and collected by the director of the department of natural resources and deposited in this fund. The money in this fund, upon appropriation, shall be expended to close class IA, class IB, class IC and class II concentrated animal feeding operations as defined in the department's rules, that have been placed in the control of the government due to bankruptcy or failure to pay property taxes, or if the class IA, class IB, class IC or class II concentrated animal feeding operation is abandoned property. "Abandoned property", for the purposes of this section, means real property previously used for, or which has the potential to be used for, agricultural purposes which has been placed in the control of the state, a county, or municipal government, or an agency thereof, through donation, purchase, tax delinquency, foreclosure, default or settlement, including conveyance by deed in lieu of foreclosure, and has been vacant for a period of not less than three years. Any portion of the fund not immediately needed for the purposes authorized shall be invested by the state treasurer as provided by the constitution and laws of this state. All income from such investments shall be deposited in the fund. Any unexpended balance in the fund at the end of any appropriation period shall not be transferred to the general revenue fund and, accordingly, shall be exempt from the provisions of section 33.080, RSMo, relating to the transfer of funds to the general revenue funds of the state by the state treasurer.]

[640.745. 1. The owner or operator of each class IA concentrated animal feeding operation utilizing flush systems shall remit to the department of natural resources a fee of ten cents per animal unit permitted to be deposited in the fund. The fee is due and payable to the department on the first anniversary of issuance of each owner or operator permit to operate such a facility and for nine years thereafter on the same date. The department of natural resources shall provide forms which such owner or operator shall use to file and pay this fee.

2. The fund shall be administered by the department for the purpose of carrying out the provisions of sections 640.700 to 640.755, relating to closure of class IA, class IB, class IC and class II concentrated animal feeding operation wastewater lagoons.

3. The fund administrators may only expend moneys for animal waste lagoon closure activities on real property which:

(1) Has been placed in the control of the state, a county, or municipal government, or an agency thereof, through donation, purchase, tax delinquency, foreclosure, default or settlement, including conveyance by deed in lieu of foreclosure, and pose a threat to human health, the environment, or a threat to groundwater; and

(2) The state, county, or municipal government, or an agency thereof, has made reasonable and prudent efforts to sell said property to a qualifying purchaser.

4. The fund administrators shall expend no more than one hundred thousand dollars per lagoon for animal waste lagoon closure activities. The fund administrators shall only expend those moneys necessary to achieve a minimum level of closure and still protect human health and the environment. Closure activities shall include lagoon dewatering and removal of animal waste sludge, if any, both of which shall be land applied at a nutrient management application rate based on the most limiting nutrient as determined by Missouri clean water commission regulation. After dewatering, lagoons which are located in a drainage basin and are capable of meeting all applicable pond requirements of the Natural Resources Conservation Service (NRCS) with minimal additional expense should be maintained as a pond. Otherwise, the lagoon berms should be breached and graded in such a manner to reasonably conform to the surrounding land contours.]

[640.747. In the event the department determines that a class IA, class IB, class IC or class II concentrated animal feeding operation has been successfully closed by the owner or operator, all moneys paid by such operation into the concentrated animal feeding operation indemnity fund shall be returned to such operation.]

[640.750. The department shall conduct at least one on-site inspection of each facility quarterly.]

[640.755. 1. No rule or portion of a rule promulgated under the authority of sections 640.700 to 640.755 shall become effective unless it has been promulgated pursuant to the provisions of section 536.024, RSMo.

2. Sections 640.700 to 640.755 shall be administered by the clean water commission pursuant to the provisions and requirements of chapter 644, RSMo.]

[640.758. The provisions of this act shall not be construed to apply to any livestock market.]; and

Further amend the title and enacting clause accordingly.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HS HCS HB 455**, entitled:

An act to amend chapter 376, RSMo, by adding thereto one new section relating to health insurance coverage for prostheses and scalp hair prostheses.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SB 39, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SS HB 198, as amended**, and grants the House a conference thereon.

The President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House: Senators Nodler, Bartle, Shields, Caskey and Mathewson.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SS SCS HS HCS HB 517, 94, 149, 150 & 342, as amended**, and grants the House a conference thereon.

The President Pro Tem has appointed the following Conference Committee to act with a like committee from the House: Senators Gross, Yeckel, Loudon, Goode and Bray.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 640**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **CCS SS HS HCS HBs 679 & 396, as amended**, and requests the House grant the Senate further conference thereon and that the conferees be allowed to exceed the differences on Section 210.201.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HS HCS SCS SB 11, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HS HCS SS#2 SCS SBs 248, 100, 118, 233, 247, 341 & 420, as amended**, and has taken up and passed **CCS HS HCS SS#2 SCS SBs 248, 100, 118, 233, 247, 341 & 420, as amended**.

Emergency clause adopted.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HS HCS SB 469, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SS SCS HB 327, as amended**, and grants the House a conference thereon.

The President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House: Senators Dolan, Steelman, Gross, Stoll and Mathewson.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 688**, entitled:

An act to amend chapter 196, RSMo, by adding thereto eleven new sections relating to the life sciences research trust fund.

With Senate Amendment No. 1, Senate Amendment No. 2 and Senate Amendment No. 3.

Senate Amendment No. 1

AMEND Senate Committee Substitute for House Committee Substitute for House Bill No. 688, Page 1, Section 196.1100, Line 10, by inserting after "196.1130" the following:

"without a majority vote in each house of the general assembly".

Senate Amendment No. 2

AMEND Senate Committee Substitute for House Committee Substitute for House Bill No. 688, Page 3, Section 196.1106, Line 30, by inserting immediately after the word "institutions" the following:

", agricultural research centers dedicated to the development of plant-made pharmaceuticals,".

Senate Amendment No. 3

AMEND Senate Committee Substitute for House Committee Substitute for House Bill No. 688, Page 12, Section 196.1130, Line 3, by inserting after all of said line the following:

"Section 1. Any bank account, included but not limited to the Life Sciences Research Trust Fund created pursuant to Section 196.1100, RSMo, with an average daily balance of ten thousand dollars or more containing state funds, shall be obtained through an open and competitive bid process."; and

Further amend the title and enacting clause accordingly.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House on **HS HCS SB 173, as amended**: Senators Quick, Champion, Shields, Childers and Wheeler.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HS SS SCS SBs 361, 103, 156 & 329, as amended**, and requests that the House to recede from its position and failing to do so grant the Senate a conference thereon, and further, that the conferees be allowed to exceed the differences by adding a provision to allow a vote on the expansion of a sewer district and to provide notice to the owners of that expansion.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SS SCS SB 346** and has taken up and passed **HCS SS SCS SB 346**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HS SS#2 SB 695, as amended**: Senators Goode, Russell, Gross, Shields and Dougherty.

HOUSE BILL WITH SENATE AMENDMENTS

SS SCS HB 327, as amended, relating to eminent domain, was taken up by Representative Lipke.

Representative Lipke moved that the House refuse to adopt **SS SCS HB 327, as amended**, and request the Senate to recede from its position or, failing to do so, grant the House a conference.

Which motion was adopted.

BILLS CARRYING REQUEST MESSAGES

HS SS#2 SB 695, as amended, relating to the funding of Medicaid services, was taken up by Representative Bearden.

Representative Bearden moved that the House refuse to recede from its position on **HS SS#2 SB 695, as amended**, and grant the Senate a conference.

Which motion was adopted.

HCS SB 39, as amended, relating to the creation of the “Missouri Sheriff Methamphetamine Relief Team”, was taken up by Representative Mayer.

Representative Mayer moved that the House refuse to recede from its position on **HCS SB 39, as amended**, and grant the Senate a conference.

Representative Bringer made a substitute motion that the House refuse to recede from its position on **HCS SB 39, as amended**, grant the Senate a conference and allow the conferees to exceed the differences by closing the loophole that allows persistent drug offenders who are convicted of selling methamphetamine or other controlled substances near a school or public housing to be eligible for parole.

Which motion was adopted by the following vote:

AYES: 154

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brooks	Brown	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hobbs	Hoskins	Hubbard
Hunter	Ice	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lembke	LeVota	Liese	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Merideth	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sager	Salva
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Walker
Wallace	Walsh	Walton	Ward	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Young	Zweifel	Madam Speaker	

NOES: 002

Holand	Sander
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PRESENT: 000

ABSENT WITH LEAVE: 007

Bruns	Goodman	Lawson	Lipke	Miller
Thompson	Wasson			

HOUSE BILL WITH SENATE AMENDMENT

SS HCS HB 138, relating to corrections officers certification, was taken up by Representative Crawford.

Representative Crawford moved that the House refuse to adopt **SS HCS HB 138** and request the Senate to take up and pass the **HCS HB 138**.

Which motion was adopted.

BILL CARRYING REQUEST MESSAGE

SS HCS HB 73, relating to a higher education savings program, was taken up by Representative Luetkemeyer.

Representative Luetkemeyer moved that the House refuse to adopt **SS HCS HB 73** and request the Senate to take up and pass **HCS HB 73**.

Which motion was adopted.

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committees to act with like committees from the Senate on the following bills:

SS HB 198: Representatives Stevenson, Lipke, Mayer, Jolly and Carnahan

SS SCS HS HCS HBs 517, 94, 149, 150 & 342: Representatives Portwood, Lembke, Deeken, Hilgemann and Abel

HCS SB 39: Representatives Mayer, Hobbs, Goodman, Kelly (36) and Bringer

HS SS#2 SB 695: Representatives Bearden, Lager, Purgason, Campbell and Page

BILLS CARRYING REQUEST MESSAGES

CCR SS HS HCS HBs 679 & 396, as amended, relating to foster care, was taken up by Representative Stevenson.

Representative Stevenson moved that the House grant the Senate a further conference on **CCR SS HS HCS HBs 679 & 396, as amended**, and House conferees be allowed to exceed the differences on Section 210.201 only.

Which motion was adopted.

HS HCS SCS SB 11, as amended, relating to taxation, was taken up by Representative Sutherland.

Representative Sutherland moved that the House refuse to recede from its position on **HS HCS SCS SB 11, as amended**, and grant the Senate a conference.

Which motion was adopted.

HS HCS SB 469, as amended, relating to court procedures, was taken up by Representative Byrd.

Representative Byrd moved that the House refuse to recede from its position on **HS HCS SB 469, as amended**, and grant the Senate a conference.

Which motion was adopted.

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committees to act with like committees from the Senate on the following bills:

HCS SCS SB 11: Representatives Shoemaker (8), Sutherland, Rupp, Page and Willoughby

HS HCS SB 469: Representatives Byrd, Pratt, Stevenson, Kratky and Johnson (90)

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HB 445**, entitled:

An act to repeal sections 210.115, 210.937, and 352.400, RSMo, and to enact in lieu thereof three new sections relating to child protection.

With Senate Amendment No. 1.

Senate Amendment No. 1

AMEND Senate Committee Substitute for House Bill No. 445, Page 3, Section 210.937, Lines 1-2, by striking all of said section from the bill; and

Further amend the title, enacting clause, and intersectional references accordingly.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HS HCS SCS SB 11, as amended**: Senators Kinder, Vogel, Bartle, Stoll and Coleman.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee

from the House on **HS HCS SB 469, as amended**: Senators Bartle, Caskey, Coleman, Yeckel and Nodler.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SB 39, as amended**: Senators Cauthorn, Yeckel, Dolan, Wheeler and Mathewson.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HS HCS HB 121**, entitled:

An act to repeal sections 354.085, 354.405, and 354.603, RSMo, and to enact in lieu thereof five new sections relating to managed care chiropractic services.

With Senate Amendment No. 4.

Senate Amendment No. 4

AMEND Senate Substitute for House Bill No. 121, Page 12, Section 376.1231, Line 27, by inserting after all of said line the following:

“430.225. 1. As used in sections 430.225 to 430.250, the following terms shall mean:

(1) “Claim”, a claim of a patient for:

(a) Damages from a tort-feasor; or

(b) Benefits from an insurance carrier;

(2) “Clinic”, a group practice of health practitioners or a sole practice of a health practitioner who has incorporated his or her practice;

(3) “Health practitioner”, a chiropractor licensed pursuant to chapter 331, RSMo, a podiatrist licensed pursuant to chapter 330, RSMo, a dentist licensed pursuant to chapter 332, RSMo, a physician or surgeon licensed pursuant to chapter 334, RSMo, or an optometrist licensed pursuant to chapter 336, RSMo, while acting within the scope of their practice;

(4) “Insurance carrier”, any person, firm, corporation, association or aggregation of persons conducting an insurance business pursuant to chapter 375, 376, 377, 378, 379, 380, 381, or 383, RSMo;

(5) “Other institution”, a legal entity existing pursuant to the laws of this state which delivers treatment, care or maintenance to patients who are sick or injured;

(6) “Patient”, any person to whom a health practitioner, hospital, clinic or other institution delivers treatment, care or maintenance for sickness or injury caused by a tort-feasor from whom such person seeks damages or any insurance carrier which has insured such tort-feasor.

2. Clinics, health practitioners and other institutions, as defined in this section shall have the same rights granted to hospitals in sections 430.230 to 430.250.

3. If the liens of such health practitioners, hospitals, clinics or other institutions exceed fifty percent of the amount due the patient, every health care practitioner, hospital, clinic or other institution giving notice of its lien, as aforesaid, shall share in up to fifty percent of the net proceeds due the patient, in the proportion that each claim bears to the total amount of all other liens of health care practitioners, hospitals, clinics or other institutions. “Net proceeds”, as used in this section, means the amount remaining after the payment of contractual attorney fees, if any, and other expenses of recovery.

4. In administering the lien of the health care provider, the insurance carrier may pay the amount due secured by the lien of the health care provider directly, if the claimant authorizes it and does not challenge the amount of the customary charges or that the treatment provided was for injuries cause by the tort-feasor.

5. Any health care provider electing to receive benefits hereunder releases the claimant from further liability on the cost of the services and treatment provided to that point in time.

[430.225. 1. As used in sections 430.225 to 430.250, the following terms shall mean:

(1) "Claim", a claim of a patient for:

(a) Damages from a tort-feasor; or

(b) Benefits from an insurance carrier;

(2) "Clinic", a group practice of health practitioners or a sole practice of a health practitioner who has incorporated his or her practice;

(3) "Health practitioner", a chiropractor licensed pursuant to chapter 331, RSMo, a podiatrist licensed pursuant to chapter 330, RSMo, a dentist licensed pursuant to chapter 332, RSMo, a physician or surgeon licensed pursuant to chapter 334, RSMo, or an optometrist licensed pursuant to chapter 336, RSMo, while acting within the scope of their practice;

(4) "Insurance carrier", any person, firm, corporation, association or aggregation of persons conducting an insurance business pursuant to chapter 375, 376, 377, 378, 379, 380, 381 or 383, RSMo;

(5) "Other institution", a legal entity existing pursuant to the laws of this state which delivers treatment, care or maintenance to patients who are sick or injured;

(6) "Patient", any person to whom a health practitioner, hospital, clinic or other institution delivers treatment, care or maintenance for sickness or injury caused by a tort-feasor from whom such person seeks damages or any insurance carrier which has insured such tort-feasor.

2. Clinics, health practitioners and other institutions, as defined in this section shall have the same rights granted to hospitals in sections 430.230 to 430.250.

3. If the liens of such health practitioners, hospitals, clinics or other institutions exceed fifty percent of the amount due the patient, every health care practitioner, hospital, clinic or other institution giving notice of its lien, as aforesaid, shall share in up to fifty percent of the net proceeds due the patient, in the proportion that each claim bears to the total amount of all other liens of health care practitioners, hospitals, clinics or other institutions. "Net proceeds", as used in this section, means the amount remaining after the payment of contractual attorney fees, if any, and other expenses of recovery.

4. In administering the lien of the health care provider, the insurance carrier may pay the amount due secured by the lien of the health care provider directly, if the claimant authorizes it and does not challenge the amount of the customary charges or that the treatment provided was for injuries cause by the tort-feasor.

5. Any health care provider electing to receive benefits hereunder releases the claimant from further liability on the cost of the services and treatment provided to that point in time.]; and

Further amend said title, enacting clause and intersectional references accordingly.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate conferees on **HCS SB 39, as amended**, are allowed to exceed the differences by closing the loophole that allows persistent drug offenders who are convicted of selling methamphetamine or other controlled substances near a school or a public housing to be eligible for parole.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SCS SB 675, as amended**, and requests the House to recede from its position and failing to do so, grant the Senate a conference thereon.

BILLS CARRYING REQUEST MESSAGES

SS SCS HB 286, as amended, relating to federal hospital reimbursment, was taken up by Representative Bearden.

Representative Bearden offered **House Perfecting Amendment No. 1**.

House Perfecting Amendment No. 1

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 286, Page 2, Section 208.478, Line 9, by deleting the numeral “**70-10.010**” and inserting in lieu thereof the following: “**70-15.010**”.

On motion of Representative Bearden, **House Perfecting Amendment No. 1** was adopted by the following vote:

AYES: 159

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brooks	Brown	Bruns	Burnett
Byrd	Campbell	Carnahan	Cooper 120	Cooper 155
Corcoran	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Darrough	Daus	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Engler
Ervin	Fares	Fraser	George	Goodman
Graham	Green	Guest	Hampton	Harris 110
Harris 23	Henke	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	Ice	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Merideth
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Walker
Wallace	Walsh	Walton	Ward	Wasson
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Young	Zweifel	Madam Speaker	

NOES: 000

PRESENT: 002

Haywood Whorton

ABSENT WITH LEAVE: 002

Jackson Miller

On motion of Representative Bearden, **SS SCS HB 286, as amended**, was adopted by the following vote:

AYES: 157

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brooks	Brown	Bruns	Burnett
Byrd	Campbell	Carnahan	Cooper 120	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	Kingery	Kratky	Kuessner
Lager	Lawson	Lembke	LeVota	Liese
Lipke	Lowe	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Merideth	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Selby	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Wagner	Walker	Wallace
Walsh	Walton	Ward	Wasson	Wildberger
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 000

PRESENT: 001

Whorton

ABSENT WITH LEAVE: 005

Cooper 155	Icet	King	Miller	Willoughby
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On motion of Representative Bearden, **SS SCS HB 286, as amended**, was read the third time and passed by the following vote:

AYES: 156

Abel	Adams	Angst	Avery	Baker
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer

Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Hunter	Icet	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Moore
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schaaf	Schneider	Schoemehl
Seigfreid	Selby	Self	Shoemaker	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Wagner	Walker	Wallace	Walsh	Walton
Ward	Wasson	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 000

PRESENT: 003

Henke	Merideth	Whorton
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ABSENT WITH LEAVE: 004

Barnitz	Miller	Morris	Schlottach
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Speaker Hanaway declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 157

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brooks	Brown	Bruns	Burnett
Byrd	Campbell	Carnahan	Cooper 120	Cooper 155
Corcoran	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Darrough	Daus	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Engler
Ervin	Fares	Fraser	George	Goodman
Graham	Green	Guest	Hampton	Harris 110

2057 *Journal of the House*

Harris 23	Haywood	Henke	Hilgemann	Hobbs
Holand	Hoskins	Hubbard	Hunter	Ice
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lipke	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Wagner
Wallace	Walsh	Walton	Ward	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 001

Walker

PRESENT: 002

Merideth Whorton

ABSENT WITH LEAVE: 003

Miller Wasson Wilson 25

SENATE CONCURRENT RESOLUTION

SS SCR 7, relating to establishing a Joint Interim Committee on Judicial Resources, was taken up by Representative Byrd.

On motion of Representative Byrd, **SS SCR 7** was adopted by the following vote:

AYES: 144

Abel	Adams	Angst	Avery	Baker
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Cooper 120	Cooper 155	Crawford	Crowell	Cunningham 145
Cunningham 86	Curls	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Guest	Hampton	Harris 110	Harris 23	Haywood
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Ice	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 144

Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lawson	Lembke	LeVota	Liese
Lipke	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Wagner	Wallace	Walton
Ward	Wasson	Willoughby	Wilson 119	Wilson 130
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Young	Zweifel	Madam Speaker	

NOES: 015

Barnitz	Campbell	Corcoran	Darrough	Daus
Green	Henke	Lowe	Sager	Selby
Vogt	Walker	Walsh	Wildberger	Wilson 25

PRESENT: 001

Whorton

ABSENT WITH LEAVE: 003

Carnahan	Merideth	Miller
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BILL IN CONFERENCE

CCR SS SCS HS HB 668, as amended, relating to transportation accountability, was taken up by Representative Crawford.

On motion of Representative Crawford, **CCR SS SCS HS HB 668, as amended**, was adopted by the following vote:

AYES: 153

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brooks	Brown	Bruns	Burnett
Byrd	Campbell	Carnahan	Cooper 120	Cooper 155
Corcoran	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Haywood
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Icet	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kuessner	Lager

2059 *Journal of the House*

Lawson	Lembke	LeVota	Liese	Lipke
Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Merideth	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Townley	Viebrock	Villa
Vogt	Wagner	Wallace	Walsh	Walton
Ward	Wasson	Willoughby	Wilson 119	Wilson 130
Wilson 42	Witte	Wood	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 006

Donnelly	Henke	Kratky	Walker	Wildberger
Wilson 25				

PRESENT: 001

Whorton

ABSENT WITH LEAVE: 003

Darrough	Miller	Wright
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On motion of Representative Crawford, **CCS SS SCS HS HB 668** was read the third time and passed by the following vote:

AYES: 154

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brooks	Brown	Bruns	Burnett
Byrd	Campbell	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Daus	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Haywood
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Iceet	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lawson	LeVota	Liese	Lipke
Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Merideth	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schneider

Schoemehl	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Townley	Viebrock	Villa
Vogt	Wagner	Wallace	Walsh	Walton
Ward	Wasson	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Yaeger
Yates	Young	Zweifel	Madam Speaker	

NOES: 003

Henke Walker Wildberger

PRESENT: 001

Whorton

ABSENT WITH LEAVE: 005

Carnahan Darrough Lembke Miller Wright

Speaker Hanaway declared the bill passed.

THIRD READING OF SENATE BILL

HCS SCS SB 38, relating to biotechnology, was taken up by Representative Hobbs.

Representative Hobbs offered **HS HCS SCS SB 38**.

Speaker Pro Tem Jetton resumed the Chair.

Representative Selby offered **House Amendment No. 1**.

Representative Yates raised a point of order that **House Amendment No. 1** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

Representative Hobbs offered **House Amendment No. 2**.

House Amendment No. 2 was withdrawn.

Representative Henke offered **House Amendment No. 3**.

Representative Yates raised a point of order that **House Amendment No. 3** goes beyond the scope of the House Substitute.

The Chair ruled the point of order well taken.

Representative Lembke offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 38, Page 18, Section 196.1130, Line 22, by inserting after all of said line the following:

"565.305. 1. As used in this section, the following terms and phrases shall mean:

(1) "Clone a human being" or "cloning a human being", the creation of a human being by any means other than by the fertilization of an oocyte of a human female by a sperm of a human male;

(2) "Cloned human being", a human being created by human cloning;

(3) "Public employee", any person employed by the state of Missouri or any agency or political subdivision thereof;

(4) "Public facilities", any public institution, public facility, public equipment, or any physical asset owned, leased, or controlled by the state of Missouri or any agency or political subdivision thereof;

(5) "Public funds", any funds received or controlled by the state of Missouri or any agency or political subdivision thereof, including, but not limited to, funds derived from federal, state, or local taxes, gifts, or grants from any source, public or private, federal grants or payments, or intergovernmental transfers.

2. No person shall knowingly clone a human being or participate in cloning a human being.

3. No person shall knowingly use public funds to clone a human being or attempt to clone a human being.

4. No person shall knowingly use public facilities to clone a human being or attempt to clone a human being.

5. No public employee shall knowingly allow any person to clone a human being or attempt to clone a human being while making use of public funds or public facilities.

6. Any person who violates the provisions of subsections 2 to 5 of this section is guilty of a class B felony.

7. The laws of this state shall be interpreted and construed to acknowledge on behalf of a cloned human being at every stage of development, all the rights, privileges, and immunities available to other persons, citizens, and residents of this state, subject only to the Constitution of the United States and decisional interpretations thereof by the United States Supreme Court and specific provisions to the contrary in the statutes and constitution of this state."; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Sager raised a point of order that **House Amendment No. 4** is not germane to the bill.

The Chair ruled the point of order not well taken.

Representative Donnelly offered **House Amendment No. 1 to House Amendment No. 4**.

House Amendment No. 1 to House Amendment No. 4 was withdrawn.

On motion of Representative Lembke, **House Amendment No. 4** was adopted by the following vote:

AYES: 157

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brooks	Brown	Bruns	Burnett
Byrd	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty

Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Haywood
Henke	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Hunter	Icet	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Merideth	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Selby	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Wagner	Walker	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 003

Campbell Lowe Wilson 25

PRESENT: 000

ABSENT WITH LEAVE: 003

Harris 23 Miller Wilson 130

Representative Hobbs offered **House Amendment No. 5.**

House Amendment No. 5

AMEND House Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 38, Page 1, Section 196.1100, Line 17, by deleting the words “**state treasurer**” and inserting in lieu thereof the following:

“**office of administration**”; and

Further amend said bill, in the title, enacting clause and intersectional references accordingly.

On motion of Representative Hobbs, **House Amendment No. 5** was adopted.

Representative Merideth offered **House Amendment No. 6.**

House Amendment No. 6

AMEND House Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 38, Page 12, Section 196.1121, Line 23, by inserting after the word “**policy.**” the following: “**State of Missouri and**”; and

Further amend said page, Line 24, by inserting after the word “**awards**” the following: “, **through negotiations between the parties,**”.

On motion of Representative Merideth, **House Amendment No. 6** was adopted.

On motion of Representative Hobbs, **HS HCS SCS SB 38, as amended**, was adopted.

On motion of Representative Hobbs, **HS HCS SCS SB 38, as amended**, was read the third time and passed by the following vote:

AYES: 156

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brooks	Brown	Bruns	Burnett
Byrd	Campbell	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dusenberg
El-Amin	Emery	Engler	Ervin	Fraser
George	Goodman	Graham	Green	Guest
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter
Iceet	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lipke
Lowe	Luetkemeyer	May	Mayer	McKenna
Meiners	Merideth	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Selby	Self	Shoemaker	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Wagner	Walker	Wallace	Walsh	Walton
Ward	Wasson	Whorton	Wildberger	Willoughby
Wilson 119	Wilson 130	Wilson 42	Witte	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 001

Wilson 25

PRESENT: 000

ABSENT WITH LEAVE: 006

Carnahan	Dougherty	Fares	Hampton	Marsh
Miller				

Speaker Pro Tem Jetton declared the bill passed.

BILL IN CONFERENCE

CCR HS HCS SCS SB 199, as amended, relating to county government, was taken up by Representative Johnson (47).

On motion of Representative Johnson (47), **CCR HS HCS SCS SB 199, as amended**, was adopted by the following vote:

AYES: 156

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brooks	Brown	Bruns	Burnett
Byrd	Campbell	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	Ice	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lembke	LeVota	Liese
Lipke	Lowe	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Merideth	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Self	Shoemaker	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Wagner
Walker	Wallace	Walsh	Walton	Ward
Wasson	Whorton	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 001

Selby

PRESENT: 000

ABSENT WITH LEAVE: 006

Carnahan	Kelly 144	Lawson	Miller	Quinn
Shoemyer				

On motion of Representative Johnson (47), **CCS HS HCS SCS SB 199** was truly agreed to and finally passed by the following vote:

AYES: 160

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brooks	Brown	Bruns	Burnett
Byrd	Campbell	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	Ice	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly 144	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lawson	Lembke
LeVota	Liese	Lipke	Lowe	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Merideth	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 001

Selby

PRESENT: 000

ABSENT WITH LEAVE: 002

Carnahan Miller

Speaker Pro Tem Jetton declared the bill passed.

HOUSE BILL WITH SENATE AMENDMENTS

SS SCS HB 208, as amended, relating to consumer-owned electric corporations, was taken up by Representative Engler.

On motion of Representative Engler, **SS SCS HB 208, as amended**, was adopted by the following vote:

AYES: 148

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	Emery
Engler	Ervin	Fares	Fraser	George
Goodman	Graham	Green	Guest	Hampton
Harris 110	Harris 23	Haywood	Henke	Hobbs
Holand	Hoskins	Hubbard	Hunter	Ice
Jackson	Jetton	Johnson 47	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lembke	LeVota	Liese
Lipke	Lowe	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yates
Young	Zweifel	Madam Speaker		

NOES: 009

Brooks	El-Amin	Hilgemann	Johnson 61	Johnson 90
Parker	Selby	Walker	Yaeger	

PRESENT: 000

ABSENT WITH LEAVE: 006

Bearden	Cooper 120	Lawson	Merideth	Miller
Sutherland				

On motion of Representative Engler, **SS SCS HB 208, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 150

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer

2067 *Journal of the House*

Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Henke	Hobbs
Holand	Hoskins	Hunter	Ice	Jackson
Jetton	Johnson 47	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lawson	Lembke	LeVota	Liese
Lipke	Lowe	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Merideth	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Self	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Wagner
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 009

Brooks	El-Amin	Haywood	Hilgemann	Hubbard
Johnson 61	Johnson 90	Selby	Walker	

PRESENT: 000

ABSENT WITH LEAVE: 004

Bearden	Miller	Shoemaker	St. Onge
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Speaker Pro Tem Jetton declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 157

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hobbs	Holand

Hoskins	Hubbard	Hunter	Ice	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly 144	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lawson	Lembke
LeVota	Liese	Lipke	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Merideth
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Wagner	Wallace	Walsh
Walton	Ward	Wasson	Whorton	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 003

Selby	Walker	Wilson 25
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PRESENT: 001

Lowe

ABSENT WITH LEAVE: 002

Bearden	Miller
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Speaker Hanaway resumed the Chair.

THIRD READING OF SENATE BILL

SS SCS HB 598, as amended, relating to special license plates, was taken up by Representative Schlottach.

On motion of Representative Schlottach, **SS SCS HB 598, as amended**, was adopted by the following vote:

AYES: 142

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Black
Bland	Bough	Boykins	Bringer	Brown
Bruns	Burnett	Byrd	Carnahan	Cooper 120
Cooper 155	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Darrough	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dougherty	Dusenberg	El-Amin
Engler	Ervin	Fares	George	Goodman
Graham	Green	Guest	Hampton	Harris 110
Harris 23	Henke	Hilgemann	Hobbs	Hubbard
Hunter	Ice	Jackson	Jetton	Johnson 47

2069 *Journal of the House*

Johnson 61	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lawson	Lembke	LeVota	Liese
Lipke	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Merideth	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sager	Salva
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Young	Madam Speaker			

NOES: 017

Bishop	Brooks	Corcoran	Daus	Davis 122
Donnelly	Emery	Fraser	Haywood	Holand
Hoskins	Lowe	Phillips	Sander	Walker
Wilson 25	Zweifel			

PRESENT: 000

ABSENT WITH LEAVE: 004

Bivins	Campbell	Miller	Shoemaker
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Representative Riback Wilson (25) moved that **SS SCS HB 598, as amended**, be referred to the Committee on Budget for fiscal review.

Which motion was defeated.

On motion of Representative Schlottach, **SS SCS HB 598, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 129

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bivins
Black	Bland	Boykins	Bringer	Brown
Bruns	Burnett	Byrd	Cooper 120	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Davis 19	Deeken	Dempsey	Dethrow	Dixon
Dougherty	Dusenberg	El-Amin	Engler	Ervin
Fares	Graham	Green	Guest	Hampton
Harris 110	Harris 23	Henke	Hilgemann	Hubbard
Hunter	Ice	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lipke
Luetkemeyer	Marsh	May	Mayer	Meiners

Moore	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Portwood	Pratt
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sager	Salva
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 14	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Vogt	Wagner	Wallace	Walton	Ward
Wasson	Whorton	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Madam Speaker	

NOES: 024

Bishop	Bough	Campbell	Corcoran	Daus
Davis 122	Donnelly	Emery	Fraser	George
Goodman	Holand	Hoskins	Jones	Lowe
Morris	Phillips	Sander	Spreng	Villa
Walker	Walsh	Wilson 25	Zweifel	

PRESENT: 002

Brooks Merideth

ABSENT WITH LEAVE: 008

Carnahan	Cooper 155	Haywood	Hobbs	McKenna
Miller	Purgason	Smith 118		

Speaker Hanaway declared the bill passed.

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committees to act with like committees from the Senate on the following bills:

SS SCS HB 327: Representatives Lipke, Schlottach, Crawford, Green and Daus

SS HS HCS HBs 679 & 396: Representatives Hanaway, Wright, Stevenson, Wilson (42) and Fraser

BILL IN CONFERENCE

SS HS HCS HBs 679 & 396, as amended, relating to foster care, was taken up by Representative Stevenson.

Representative Stevenson moved that the House grant the Senate a further conference and the House conferees be allowed to exceed the differences by allowing them to add in Section 43.540(5)(3)(2), after word “provider”, the words “if a national criminal record review is requested”.

Which motion was adopted.

HOUSE BILLS WITH SENATE AMENDMENTS

SCS HCS HB 688, as amended, relating to the Life Sciences Trust Fund, was taken up by Representative Hanaway.

Representative Hanaway moved that the House refuse to adopt **SCS HCS HB 688, as amended**, and request the Senate to recede from its position or, failing to do so, grant the House a conference.

Which motion was adopted.

SS SCS HS HCS HB 121, as amended, relating to insurance coverage for chiropractic care, was taken up by Representative Portwood.

On motion of Representative Portwood, **SS SCS HS HCS HB 121, as amended**, was adopted by the following vote:

AYES: 159

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brooks	Brown	Bruns	Burnett
Byrd	Campbell	Carnahan	Cooper 120	Cooper 155
Corcoran	Crawford	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Hunter	Ice	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Merideth
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Walker
Wallace	Walsh	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Young	Zweifel	Madam Speaker	

NOES: 000

PRESENT: 001

Donnelly

ABSENT WITH LEAVE: 003

Crowell

Miller

Walton

On motion of Representative Portwood, **SS SCS HS HCS HB 121, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 159

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Hunter	Icet	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	LeVota	Liese
Lipke	Lowe	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Merideth	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Selby	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Wagner	Walker	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Young	Zweifel	Madam Speaker	

NOES: 000

PRESENT: 001

Campbell

ABSENT WITH LEAVE: 003

Bearden

Lembke

Miller

Speaker Hanaway declared the bill passed.

BILL CARRYING REQUEST MESSAGE

HCS SCS SB 675, as amended, relating to special funds, was taken up by Representative Cooper (120).

Representative Cooper (120) moved that the House refuse to recede from its position on **HCS SCS SB 675, as amended**, and grant the Senate a conference.

Which motion was adopted.

HS SS SCS SBs 361, 103, 156 & 329, as amended, relating to waste management, was taken up by Representative Townley.

Representative Townley moved that the House refuse to recede from its position on **HS SS SCS SBs 361, 103, 156 & 329, as amended**, and grant the Senate a conference and the House conferees be allowed to exceed the differences by adding a provision to allow a vote on the expansion of a sewer district and to provide notice to the owners of that expansion.

Which motion was adopted.

HS HCS SCS SB 38, as amended, relating to biotechnology, was taken up by Representative Hobbs.

Representative Hobbs moved that the House refuse to recede from its position on **HS HCS SCS SB 38, as amended**, and grant the Senate a conference.

Which motion was adopted.

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committees to act with like committees from the Senate on the following bills:

HCS SCS SB 675: Representatives Cooper (120), Icet, Goodman, Hilgemann and Zweifel

HS SS SCS SBs 361, 103, 156 & 329: Representatives Townley, Guest, Schlottach, McKenna and Wagner

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has receded from its position on **SS HCS HB 138, as amended**, and has taken up and passed **HCS HB 138**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate conferees on **SS HS HCS HBs 679 & 396, as amended**, are allowed to exceed the

differences in Section 43.540, subsection 3, subdivision (2) by adding after the word “provider”, “if a national criminal record review is requested”.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HS HCS SCS SB 38, as amended**, and requests the House to recede from its position and take up and pass **SCS SB 38**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SB 39, as amended**, and has taken up and passed **CCS HCS SB 39**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HS SS#2 SS SCS SB 2, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SCS SB 675, as amended**: Senators Gross, Goode, Russell, Dougherty and Shields.

THIRD READING OF SENATE BILL

SS SB 219, relating to veterans recognition, was taken up by Representative Smith (14).

Representative Pratt moved the previous question.

Which motion was adopted by the following vote:

AYES: 086

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brooks
Brown	Bruns	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dusenberg	Emery	Engler
Ervin	Fares	Goodman	Guest	Hobbs
Holand	Hunter	Ice	Jackson	Jetton
Johnson 47	Kelly 144	King	Kingery	Lager
Lipke	Luetkemeyer	Marsh	May	Mayer
Moore	Morris	Myers	Nieves	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sander	Schaaf	Schlottach
Schneider	Self	Shoemaker	Smith 118	Smith 14
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Threlkeld	Townley	Viebrock	Wallace	Wasson
Wilson 119	Wilson 130	Wood	Wright	Yates
Madam Speaker				

2075 *Journal of the House*

NOES: 070

Adams	Barnitz	Bishop	Bland	Boykins
Bringer	Burnett	Campbell	Carnahan	Corcoran
Curls	Darrough	Daus	Davis 122	Donnelly
Dougherty	El-Amin	Fraser	George	Graham
Green	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hoskins	Hubbard	Johnson 61
Johnson 90	Jolly	Jones	Kelly 36	Kratky
Kuessner	Lawson	LeVota	Liese	Lowe
McKenna	Meiners	Merideth	Muckler	Page
Ransdall	Sager	Salva	Schoemehl	Seigfreid
Selby	Shoemyer	Skaggs	Spreng	Thompson
Villa	Vogt	Wagner	Walker	Walsh
Walton	Ward	Whorton	Willoughby	Wilson 25
Wilson 42	Witte	Yaeger	Young	Zweifel

PRESENT: 000

ABSENT WITH LEAVE: 007

Abel	Byrd	Cooper 120	Lembke	Miller
Munzlinger	Wildberger			

On motion of Representative Smith (14), **SS SB 219** was truly agreed to and finally passed by the following vote:

AYES: 152

Adams	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Ice	Jetton	Johnson 47	Johnson 61
Jolly	Jones	Kelly 144	Kelly 36	Kingery
Kratky	Kuessner	Lager	Lawson	Lembke
LeVota	Liese	Lipke	Lowe	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Merideth	Moore	Morris	Muckler	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Sander	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Shoemaker	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Wagner	Walker	Wallace	Walsh	Walton
Ward	Wasson	Whorton	Wildberger	Willoughby

Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 000

PRESENT: 001

Campbell

ABSENT WITH LEAVE: 010

Abel	Donnelly	Jackson	Johnson 90	King
Miller	Munzlinger	Salva	Schaaf	Self

Speaker Hanaway declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 154

Adams	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Icet	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lawson	Lembke	LeVota	Liese
Lipke	Lowe	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Merideth	Moore
Morris	Muckler	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Rupp	Sager	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Viebrock	Villa	Vogt	Wagner	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Young	Zweifel	Madam Speaker	

NOES: 000

PRESENT: 001

Campbell

ABSENT WITH LEAVE: 008

Abel	Donnelly	Miller	Munzlinger	Ruestman
Salva	Townley	Willoughby		

BILL CARRYING REQUEST MESSAGE

HS SS#2 SS SCS SB 2, as amended, relating to disqualification for unemployment compensation, was taken up by Representative Smith (118).

Representative Smith (118) moved that the House recede from its position on **HS SS#2 SS SCS SB 2, as amended**, and truly agree to and finally pass the bill.

Which motion was adopted by the following vote:

AYES: 087

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dusenberg	Emery	Engler
Ervin	Fares	Goodman	Guest	Hobbs
Holand	Hunter	Ice	Jackson	Jetton
Johnson 47	Kelly 144	King	Kingery	Lager
Lembke	Lipke	Luetkemeyer	Marsh	May
Mayer	Moore	Morris	Myers	Nieves
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sander	Schaaf
Schlottach	Schneider	Self	Shoemaker	Smith 118
Smith 14	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Threlkeld	Townley	Viebrock	Walton
Wasson	Wilson 119	Wilson 130	Wood	Wright
Yates	Madam Speaker			

NOES: 070

Abel	Adams	Barnitz	Bishop	Bland
Boykins	Bringer	Brooks	Burnett	Campbell
Carnahan	Corcoran	Curls	Darrough	Daus
Davis 122	Donnelly	Dougherty	El-Amin	Fraser
George	Graham	Green	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hoskins
Hubbard	Johnson 61	Johnson 90	Jolly	Jones
Kelly 36	Kratky	Kuessner	Lawson	LeVota
Liese	Lowe	McKenna	Meiners	Merideth
Muckler	Page	Ransdall	Sager	Salva
Schoemehl	Selby	Shoemyer	Skaggs	Spreng
Thompson	Villa	Vogt	Wagner	Walker
Walsh	Ward	Wildberger	Willoughby	Wilson 25
Wilson 42	Witte	Yaeger	Young	Zweifel

PRESENT: 002

Seigfreid Whorton

ABSENT WITH LEAVE: 004

Cooper 120 Miller Munzlinger Wallace

On motion of Representative Smith (118), **SS#2 SS SCS SB 2** was truly agreed to and finally passed by the following vote:

AYES: 087

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Guest
Hobbs	Holand	Hunter	Ice	Jackson
Jetton	Johnson 47	Kelly 144	King	Kingery
Lager	Lembke	Lipke	Luetkemeyer	Marsh
May	Mayer	Moore	Morris	Myers
Nieves	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sander
Schaaf	Schlottach	Schneider	Self	Smith 118
Smith 14	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Threlkeld	Townley	Viebrock	Wallace
Wasson	Wilson 119	Wilson 130	Wood	Wright
Yates	Madam Speaker			

NOES: 071

Abel	Adams	Barnitz	Bishop	Bland
Boykins	Bringer	Brooks	Burnett	Campbell
Carnahan	Corcoran	Curls	Darrough	Daus
Davis 122	Donnelly	Dougherty	El-Amin	Fraser
George	Graham	Green	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hoskins
Hubbard	Johnson 61	Johnson 90	Jolly	Jones
Kelly 36	Kratky	Kuessner	Lawson	LeVota
Liese	Lowe	McKenna	Meiners	Merideth
Muckler	Page	Ransdall	Sager	Salva
Schoemehl	Selby	Skaggs	Spreng	Thompson
Villa	Vogt	Wagner	Walker	Walsh
Walton	Ward	Whorton	Wildberger	Willoughby
Wilson 25	Wilson 42	Witte	Yaeger	Young
Zweifel				

PRESENT: 001

Seigfreid

ABSENT WITH LEAVE: 004

Miller Munzlinger Shoemaker Shoemyer

Speaker Hanaway declared the bill passed.

The emergency clause was defeated by the following vote:

AYES: 088

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Fraser	Goodman
Guest	Hobbs	Holand	Hunter	Iceet
Jackson	Jetton	Johnson 47	Kelly 144	King
Kingery	Lager	Lembke	Luetkemeyer	Marsh
May	Mayer	Moore	Morris	Myers
Nieves	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sander
Schaaf	Schlottach	Schneider	Self	Shoemaker
Smith 118	Smith 14	Stefanick	Stevenson	Sutherland
Taylor	Threlkeld	Townley	Viebrock	Wallace
Wasson	Wilson 119	Wilson 130	Wilson 25	Wood
Wright	Yates	Madam Speaker		

NOES: 066

Adams	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Campbell	Carnahan
Corcoran	Curls	Darrrough	Daus	Davis 122
Donnelly	Dougherty	El-Amin	George	Graham
Green	Hampton	Harris 110	Harris 23	Haywood
Henke	Hoskins	Hubbard	Johnson 61	Johnson 90
Jolly	Jones	Kelly 36	Kratky	Kuessner
LeVota	Liese	Lowe	McKenna	Meiners
Merideth	Muckler	Page	Ransdall	Sager
Schoemehl	Selby	Shoemyer	Skaggs	Spreng
Thompson	Villa	Vogt	Wagner	Walker
Walsh	Walton	Ward	Whorton	Wildberger
Willoughby	Wilson 42	Witte	Yaeger	Young
Zweifel				

PRESENT: 002

Seigfreid St. Onge

ABSENT WITH LEAVE: 007

Abel	Hilgemann	Lawson	Lipke	Miller
Munzlinger	Salva			

HOUSE BILL WITH SENATE AMENDMENT

SCS HS HCS HB 455, relating to health insurance coverage, was taken up by Representative Thompson.

On motion of Representative Thompson, **SCS HS HCS HB 455** was adopted by the following vote:

AYES: 143

Adams	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Engler	Ervin	Fares	Fraser
George	Graham	Green	Guest	Hampton
Harris 110	Harris 23	Haywood	Henke	Hobbs
Holand	Hoskins	Hubbard	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lembke	LeVota	Liese
Lowe	Marsh	May	Mayer	McKenna
Meiners	Merideth	Moore	Muckler	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Sager
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Selby	Self	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Thompson	Threlkeld	Viebrock
Villa	Vogt	Wagner	Walker	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Young	Zweifel	Madam Speaker		

NOES: 007

Davis 19	Emery	Hunter	Icet	Morris
Rupp	Yates			

PRESENT: 000

ABSENT WITH LEAVE: 013

Abel	Goodman	Hilgemann	Lawson	Lipke
Luetkemeyer	Miller	Munzlinger	Purgason	Salva
Shoemaker	Taylor	Townley		

On motion of Representative Thompson, **SCS HS HCS HB 455** was truly agreed to and finally passed by the following vote:

AYES: 145

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins

Bringer	Brooks	Brown	Bruns	Burnett
Byrd	Campbell	Carnahan	Cooper 120	Cooper 155
Corcoran	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson
LeVota	Liese	Lowe	Marsh	May
Mayer	McKenna	Meiners	Merideth	Moore
Muckler	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Quinn
Ransdall	Reinhart	Richard	Roark	Ruestman
Sager	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Self	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Villa	Vogt	Wagner
Walker	Wallace	Walsh	Walton	Ward
Wasson	Whorton	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Young	Zweifel	Madam Speaker

NOES: 008

Crawford	Hunter	Ice	Morris	Rector
Rupp	Viebrock	Yates		

PRESENT: 001

Dethrow

ABSENT WITH LEAVE: 009

Engler	Lembke	Lipke	Luetkemeyer	Miller
Munzlinger	Purgason	Salva	Shoemaker	

Speaker Hanaway declared the bill passed.

RE-APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker re-appointed the following Conference Committee to act with a like committee from the Senate on the following bill:

SS HS HCS HBs 679 & 396: Representatives Hanaway, Stevenson, Wright, Fraser and Wilson (42)

APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed the following Conference Committee to act with a like committee from the Senate on the following bill:

SCS HCS HB 688: Representatives Hanaway, Cooper (155), Dempsey, Graham and Skaggs

COMMITTEE REPORT

Committee on Agriculture, Chairman Myers reporting:

Madam Speaker: Your Committee on Agriculture, to which was referred **SCR 21**, begs leave to report it has examined the same and recommends that it **Do Pass**.

SUPPLEMENTAL CALENDAR (May 15, 2003)

SENATE CONCURRENT RESOLUTION

SCR 21 - King (5-9-03, pages 1723-1724)

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has re-appointed the following Conference Committee to act with a like committee from the House on **SS HS HCS HB 679 & 396, as amended**: Senators Shields, Foster, Champion, Dougherty and Kennedy.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House on **SS HB 198, as amended**: Senators Nodler, Bartle, Shields, Caskey and Kennedy.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 688, as amended**, and grants the House a conference thereon.

The President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House: Senators Kinder, Yeckel, Vogel, Wheeler and Coleman.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House on **HS SS SCS SBs 361, 103, 156 & 329, as amended**: Senators Steelman, Cauthorn, Clemens, Quick and Days.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SCS SB 675, as amended**, and has taken up and passed **CCS HCS SCS SB 675**.

Emergency clause adopted.

MESSAGE FROM THE GOVERNOR

May 15, 2003

TO THE CHIEF CLERK OF THE
HOUSE OF REPRESENTATIVES
FIRST REGULAR SESSION
92ND GENERAL ASSEMBLY
STATE OF MISSOURI

Herewith I return to you **House Committee Substitute for House Bill No. 93** entitled:

"AN ACT"

To authorize the conveyance of property owned by the state in the county of Callaway to the city of Fulton, with an emergency clause.

On May 15, 2003, I approved said **House Committee Substitute for House Bill No. 93**.

Respectfully submitted,

/s/ Bob Holden
Governor

CONFERENCE COMMITTEE REPORT ON SENATE SUBSTITUTE FOR HOUSE BILL NO. 198

The Conference Committee appointed on Senate Substitute for House Bill No. 198, with Senate Amendment Nos. 1, 2, 4, 5, 6, 7, 8, 9, 10, 11, and 12, Senate Amendment No. 1 to Senate Amendment No. 13, Senate Amendment No. 13, as amended, and Senate Amendment Nos. 14, 15, 18, 19, 20, 21, 22, 24, 25, and 26, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute for House Bill No. 198, as amended;
2. That the House recede from its position on House Bill No. 198;
3. That the attached Conference Committee Substitute for Senate Substitute for House Bill No. 198, be Third Read and Finally Passed.

FOR THE HOUSE:

/s/ Bryan Stevenson
/s/ Scott Lipke
/s/ Robert Mayer
/s/ Cathy Jolly
/s/ Russ Carnahan

FOR THE SENATE:

/s/ Matt Bartle
/s/ Charles Shields
/s/ Harold L. Caskey
/s/ Harry Kennedy

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 228**

The Conference Committee appointed on Senate Committee Substitute for House Substitute for House Committee Substitute for House Bill No. 228, with Senate Amendment No. 1, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Substitute for House Committee Substitute for House Bill No. 228, as amended;
2. That the House recede from its position on House Substitute for House Committee Substitute for House Bill No. 228;
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Substitute for House Committee Substitute for House Bill No. 228, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Sen. Wayne Goode
/s/ Sen. James Mathewson
/s/ Sen. Matt Bartle
/s/ Sen. Charles Shields
/s/ Sen. Sarah Steelman

FOR THE HOUSE:

/s/ Rep. David Pearce
/s/ Rep. Dennis Wood
/s/ Rep. Carl Bearden
/s/ Rep. Chuck Graham
/s/ Rep. Gina Walsh

**CONFERENCE COMMITTEE REPORT
ON
SENATE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 327**

The Conference Committee appointed on Senate Substitute for Senate Committee Substitute for House Bill No. 327, with Senate Amendment Nos. 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 13, 15, 16, and 17, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for House Bill No. 327, as amended;
2. That the House recede from its position on House Bill No. 327;
3. That the attached Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Bill No. 327, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Sen. Jon Dolan
/s/ Sen. Sarah Steelman
/s/ Sen. Chuck Gross

FOR THE HOUSE:

/s/ Rep. Scott Lipke
/s/ Rep. Charles Schlottach
/s/ Rep. Larry Crawford
/s/ Rep. Tom Green
/s/ Rep. Mike Daus

**CONFERENCE COMMITTEE REPORT
ON
SENATE SUBSTITUTE
FOR
HOUSE BILL NO. 412**

The Conference Committee appointed on Senate Substitute for House Bill No. 412, with Senate Amendment Nos. 2, 4, 6 as amended, 7 as amended, and 8, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute for House Bill No. 412, as amended;
2. That the House recede from its position on House Bill No. 412;

3. That the attached Conference Committee Substitute for Senate Substitute for House Bill No. 412, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Sen. Doyle Childers
/s/ Sen. Michael R. Gibbons
/s/ Sen. Anita Yeckel
/s/ Sen. Rita Heard Days
/s/ Sen. James Mathewson

FOR THE HOUSE:

/s/ Rep. Jack A. L. Goodman
/s/ Rep. Brad Lager
/s/ Rep. Jason Crowell
/s/ Rep. James Seigfreid
/s/ Rep. Mark Abel

**CONFERENCE COMMITTEE REPORT
ON
SENATE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE SUBSTITUTE
FOR
HOUSE BILL NO. 470**

The Conference Committee appointed on Senate Substitute for Senate Committee Substitute for House Substitute for House Bill No. 470, with Senate Amendment Nos. 2 and 4, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for House Substitute for House Bill No. 470, as amended;
2. That the House recede from its position on House Substitute for House Bill No. 470;
3. That the attached Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Substitute for House Bill No. 470, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Sen. Matt Bartle
/s/ Sen. Anita Yeckel
/s/ Sen. Jon Dolan
/s/ Sen. Charles Wheeler
/s/ Sen. Harry Kennedy

FOR THE HOUSE:

/s/ Rep. Robert Mayer
/s/ Rep. Bryan P. Stevenson
/s/ Rep. Jack A. L. Goodman
/s/ Rep. Cathy Jolly
/s/ Rep. J.C. Kuessner

**CONFERENCE COMMITTEE REPORT NO. 2
ON
SENATE SUBSTITUTE
FOR
HOUSE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NOS. 679 & 396**

The Conference Committee appointed on Senate Substitute for House Substitute for House Committee Substitute for House Bill Nos. 679 & 396, with Senate Amendment Nos. 3, 5, 6, 7, 9, 10, 11, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, and 25 as amended, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute for House Substitute for House Committee Substitute for House Bill Nos. 679 & 396, as amended;
2. That the House recede from its position on House Substitute for House Committee Substitute for House Bill Nos. 679 & 396;
3. That the attached Conference Committee Substitute for Senate Substitute for House Substitute for House Committee Substitute for House Bill Nos. 679 & 396, with Conference Committee Amendment No. 1, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Sen. Charles Shields
/s/ Sen. Bill Foster
/s/ Sen. Norma Champion
/s/ Sen. Patrick Dougherty
/s/ Sen. Harry Kennedy

FOR THE HOUSE:

/s/ Rep. Catherine Hanaway
/s/ Rep. Mark Wright
/s/ Rep. Bryan Stevenson
/s/ Rep. Yvonne Wilson
/s/ Rep. Barbara Fraser

Conference Committee Amendment No. 1

AMEND Conference Committee Substitute for Senate Substitute for House Substitute for House Committee Substitute for House Bill Nos. 679 & 396, Page 24, Section 43.540, Line 23 of said page, by inserting after the word "**provider**" and inserting in lieu thereof the following: "**if a national criminal record review is requested**"; and

Further amend said bill, Pages 105 and 106, Section 210.201, by deleting all of said section and inserting in lieu thereof the following:

"210.201. As used in sections 210.201 to 210.257, the following terms mean:

- (1) "Child", an individual who is under the age of seventeen;
- (2) "Child-care facility", a house or other place conducted or maintained by any person who advertises or holds himself out as providing care for more than four children during the daytime, for compensation or otherwise, except those operated by a school system or in connection with a business establishment which provides child care as a convenience

for its customers or its employees for no more than four hours per day, but a child-care facility shall not include any private or religious organization elementary or secondary school, a religious organization academic preschool or kindergarten for four- and five-year-old children, a home school, as defined in section 167.031, RSMo, a weekly Sunday or Sabbath school, a vacation Bible school or child care made available while the parents or guardians are attending worship services or other meetings and activities conducted or sponsored by a religious organization. **If a facility or program is exempt from licensure based on the school exception established in this subdivision, such facility or program shall submit documentation annually to the department to verify its licensure-exempt status; except that, under no circumstances shall any private or religious organization elementary or secondary school, a religious organization academic preschool or kindergarten for four- and five-year-old children, a home school, as defined in section 167.031, RSMo, a weekly Sunday or Sabbath school, a vacation Bible school or child care made available while the parents or guardians are attending worship services or other meetings and activities conducted or sponsored by a religious organization be required to submit documentation annually to the department to verify its licensure-exempt status;**

(3) "Person", any person, firm, corporation, association, institution or other incorporated or unincorporated organization;

(4) "Religious organization", a church, synagogue or mosque; an entity that has or would qualify for federal tax-exempt status as a nonprofit religious organization under Section 501(c) of the Internal Revenue Code; or an entity whose real estate on which the child-care facility is located is exempt from taxation because it is used for religious purposes."; and

Further amend said title, enacting clause and intersectional references accordingly.

**CONFERENCE COMMITTEE REPORT NO. 2
ON
HOUSE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 11**

The Conference Committee appointed on House Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 11, with House Amendment Nos. 1, 2, and 3, House Substitute Amendment No. 1 for House Amendment No. 4, and House Amendment No. 5, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 11, as amended;
2. That the Senate recede from its position on Senate Committee Substitute for Senate Bill No. 11;
3. That the attached Conference Committee Substitute No. 2 for House Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 11, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Peter Kinder
/s/ Matt Bartle
/s/ Carl Vogel
/s/ Maida Coleman

FOR THE HOUSE:

/s/ Christopher Shoemaker
/s/ Mike Sutherland
/s/ Scott Rupp
/s/ Sam Page
/s/ Philip Willoughby

**CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 39**

The Conference Committee appointed on House Committee Substitute for Senate Bill No. 39, with House Amendment Nos. 1 and 2, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Bill No. 39, as amended;
2. That the Senate recede from its position on Senate Bill No. 39;
3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Bill No. 39, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ John Cauthorn
/s/ Anita Yeckel
/s/ John Dolan
/s/ Charles Wheeler
/s/ Jim Mathewson

FOR THE HOUSE:

/s/ Robert Mayer
/s/ Steve Hobbs
/s/ Jack A. L. Goodman
/s/ Gary Kelly
/s/ Rachel Bringer

**CONFERENCE COMMITTEE REPORT
ON
HOUSE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE SUBSTITUTE NO. 2
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NOS. 248, 100, 118, 233, 247, 341, & 420**

The Conference Committee appointed on House Substitute for House Committee Substitute for Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill Nos. 248, 100, 118, 233, 247, 341, & 420, with House Amendment Nos. 1, 2 and 3, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Substitute for House Committee Substitute for Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill Nos. 248, 100, 118, 233, 247, 341, & 420, as amended;
2. That the Senate recede from its position on Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill Nos. 248, 100, 118, 233, 247, 341, & 420;
3. That the attached Conference Committee Substitute for House Substitute for House Committee Substitute for Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill Nos. 248, 100, 118, 233, 247, 341, & 420, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Charles Gross
/s/ John T. Russell
/s/ Delbert Scott
/s/ Edward Quick
/s/ Wayne Goode

FOR THE HOUSE:

/s/ Todd Smith
/s/ Tom Dempsey
/s/ Scott Rupp
/s/ D. J. Davis
/s/ Esther Haywood

**CONFERENCE COMMITTEE REPORT
ON
HOUSE SUBSTITUTE
FOR
SENATE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NOS. 361, 103, 156 & 329**

The Conference Committee appointed on House Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 361, 103, 156 & 329, with House Amendment Nos. 1, 2, 3, 4, 5, and 6, House Amendment No. 1 to House Amendment No. 7, and House Amendment No. 7, as amended, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 361, 103, 156 & 329, as amended;

2. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 361, 103, 156 & 329;

3. That the attached Conference Committee Substitute for House Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 361, 103, 156 & 329, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Sarah Steelman
/s/ Dan Clemens
/s/ Rita Heard Days
/s/ Ed Quick

FOR THE HOUSE:

/s/ Merrill Townley
/s/ Jim Guest
/s/ Charles Schlottach
/s/ Ryan McKenna
/s/ Wes Wagner

**CONFERENCE COMMITTEE REPORT
ON
HOUSE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 469**

The Conference Committee appointed on House Substitute for House Committee Substitute for Senate Bill No. 469, with House Amendment Nos. 1 and 2, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Substitute for House Committee Substitute for Senate Bill No. 469, as amended;

2. That the Senate recede from its position on Senate Bill No. 469;

3. That the attached Conference Committee Substitute for House Substitute for House Committee Substitute for Senate Bill No. 469, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Sen. Matt Bartle
/s/ Sen. Gary Nodler
/s/ Sen. Anita Yeckel
/s/ Sen. Harold Caskey

FOR THE HOUSE:

/s/ Rep. Richard Byrd
/s/ Rep. Bryan Pratt
/s/ Rep. Bryan P. Stevenson

**CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 675**

The Conference Committee appointed on House Committee Substitute for Senate Committee Substitute for Senate Bill No. 675, with House Amendment No. 1 to House Amendment No. 1 and House Amendment No. 1, as amended, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Committee Substitute for Senate Bill No. 675, as amended;
2. That the Senate recede from its position on Senate Committee Substitute for Senate Bill No. 675;
3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 675, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Chuck Gross
/s/ Wayne Goode
/s/ John Russell
/s/ Patrick Dougherty
/s/ Charles Shields

FOR THE HOUSE:

/s/ Shannon Cooper
/s/ Allen Icet
/s/ Jack A. L. Goodman
/s/ Robert Hilgemann
/s/ Clint Zweifel

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 688**

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 688, with Senate Amendment Nos. 1, 2, and 3, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Amendment Nos. 1 and 3 to Senate Committee Substitute for House Committee Substitute for House Bill No. 688;

2. That the House recede from its position on Senate Amendment No. 2 to Senate Committee Substitute for House Committee Substitute for House Bill No. 688;

3. That Senate Committee Substitute for House Committee Substitute for House Bill No. 688, with Senate Amendment No. 2, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Sen. Peter Kinder
/s/ Sen. Anita Yeckel
/s/ Sen. Carl Vogel
/s/ Sen. Charles Wheeler
/s/ Sen. Maida Coleman

FOR THE HOUSE:

/s/ Rep. Catherine L. Hanaway
/s/ Rep. Wayne Cooper
/s/ Rep. Tom Dempsey
/s/ Rep. Chuck Graham
/s/ Rep. Trent Skaggs

**CONFERENCE COMMITTEE REPORT
ON
HOUSE SUBSTITUTE
FOR
SENATE SUBSTITUTE NO. 2
FOR
SENATE BILL NO. 695**

The Conference Committee appointed on House Substitute for Senate Substitute No. 2 for Senate Bill No. 695, with House Amendment No. 1, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Substitute for Senate Substitute No. 2 for Senate Bill No. 695, as amended;

2. That the Senate recede from its position on Senate Substitute No. 2 for Senate Bill No. 695;

3. That the attached Conference Committee Substitute for House Substitute for Senate Substitute No. 2 for Senate Bill No. 695, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Wayne Goode
/s/ Chuck Gross
/s/ John Russell
/s/ Charlie Shields

FOR THE HOUSE:

/s/ Carl Bearden
/s/ Chuck Purgason
/s/ Sam Page
/s/ Brad Lager

ADJOURNMENT

On motion of Representative Crowell, the House stood at ease until 1:25 a.m., May 16, 2003, at which time the House adjourned until 9:00 a.m., Friday, May 16, 2003.

CORRECTIONS TO THE HOUSE JOURNAL

AFFIDAVITS

I, State Representative Chris Shoemaker, District 8, hereby state and affirm that my vote as recorded on Pages 1880, 1909, 1910, 1911, 1912, 1913 and 1914 of the House Journal for Wednesday, May 14, 2003 showing that I voted absent with leave were incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 15th day of May 2003.

/s/ Chris Shoemaker
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 15th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Jerry King, District 125, hereby state and affirm that my vote as recorded on Pages 1880, 1886, and 1887, respectively of the House Journal for Wednesday, May 14, 2003 showing that I voted absent with leave were incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye, aye, and no, respectively. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 15th day of May 2003.

/s/ Jerry King
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 15th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Vicki Walker, District 50, hereby state and affirm that my vote as recorded on Page 1880 of the House Journal for Wednesday, May 14, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted no. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

2095 *Journal of the House*

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 15th day of May 2003.

/s/ Vicki Walker
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 15th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Steve Hunter, District 127, hereby state and affirm that my vote as recorded on Page 1883 of the House Journal for Wednesday, May 14, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted no. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 15th day of May 2003.

/s/ Steve Hunter
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 15th day of May in the year 2003.

/s/ Patricia W. Parris
Notary Public

Attest: /s/ Stephen S. Davis
Chief Clerk

I, State Representative Shannon Cooper, District 120, hereby state and affirm that my vote as recorded on Page 1884 of the House Journal for Wednesday, May 14, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 15th day of May 2003.

/s/ Shannon Cooper
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 15th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Jane Cunningham, District 86, hereby state and affirm that my vote as recorded on Pages 1885, 1890 and 1891 of the House Journal for Wednesday, May 14, 2003 showing that I voted absent with leave were incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 15th day of May 2003.

/s/ Jane Cunningham
State Representative

[illegible]

Subscribed and sworn to before me this 15th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Steve Hunter, District 127, hereby state and affirm that my vote as recorded on Page 1888 of the House Journal for Wednesday, May 14, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted no. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 15th day of May 2003.

/s/ Steve Hunter
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 15th day of May in the year 2003.

/s/ Patricia W. Parris
Notary Public

Attest: /s/ Stephen S. Davis
Chief Clerk

I, State Representative J. C. Kuessner, District 152, hereby state and affirm that my vote as recorded on Page 1888 of the House Journal for Wednesday, May 14, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 15th day of May 2003.

/s/ J. C. Kuessner
State Representative

[illegible]

2097 *Journal of the House*

Subscribed and sworn to before me this 15th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Kevin Threlkeld, District 109, hereby state and affirm that my vote as recorded on Page 1888 of the House Journal for Wednesday, May 14, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted no. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 15th day of May 2003.

/s/ Kevin Threlkeld
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 15th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Ron Richard, District 129, hereby state and affirm that my vote as recorded on Page 1888 of the House Journal for Wednesday, May 14, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted no. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 15th day of May 2003.

/s/ Ron Richard
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 15th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Maynard Wallace, District 143, hereby state and affirm that my vote as recorded on Pages 1888, 1890, 1891, 1895 and 1912 of the House Journal for Wednesday, May 14, 2003 showing that I voted absent with leave were incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 15th day of May 2003.

/s/ Maynard Wallace
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 15th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Russ Carnahan, District 59, hereby state and affirm that my vote as recorded on Pages 1890 and 1891 of the House Journal for Wednesday, May 14, 2003 showing that I voted absent with leave were incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted no. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 15th day of May 2003.

/s/ Russ Carnahan
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 15th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Rod Jetton, District 156, hereby state and affirm that my vote as recorded on Pages 1890, 1891, 1911 and 1912 of the House Journal for Wednesday, May 14, 2003 showing that I voted absent with leave were incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 15th day of May 2003.

/s/ Rod Jetton
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 15th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Bryan Pratt, District 55, hereby state and affirm that my vote as recorded on Pages 1890 and 1891 of the House Journal for Wednesday, May 14, 2003 showing that I voted absent with leave were incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

2099 *Journal of the House*

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 15th day of May 2003.

/s/ Bryan Pratt
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 15th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Carl Bearden, District 16, hereby state and affirm that my vote as recorded on Pages 1891 and 1909 of the House Journal for Wednesday, May 14, 2003 showing that I voted absent with leave were incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 15th day of May 2003.

/s/ Carl Bearden
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 15th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Marilyn Ruestman, District 131, hereby state and affirm that my vote as recorded on Pages 1891 and 1912 of the House Journal for Wednesday, May 14, 2003 showing that I voted absent with leave were incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 15th day of May 2003.

/s/ Marilyn Ruestman
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 15th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 15th day of May 2003.

Subscribed and sworn to before me this 15th day of May in the year 2003.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 15th day of May 2003.

Subscribed and sworn to before me this 15th day of May in the year 2003.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 15th day of May 2003.

[illegible]

Subscribed and sworn to before me this 15th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative David Pearce, District 121, hereby state and affirm that my vote as recorded on Page 1908 of the House Journal for Wednesday, May 14, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 15th day of May 2003.

/s/ David Pearce
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 15th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Kevin Threlkeld, District 109, hereby state and affirm that my vote as recorded on Page 1908 of the House Journal for Wednesday, May 14, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 15th day of May 2003.

/s/ Kevin Threlkeld
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 15th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative D. J. Davis, District 122, hereby state and affirm that my vote as recorded on Page 1911 of the House Journal for Wednesday, May 14, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 15th day of May 2003.

/s/ D. J. Davis
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 15th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Steve Hunter, District 127, hereby state and affirm that my vote as recorded on Page 1911 of the House Journal for Wednesday, May 14, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 15th day of May 2003.

/s/ Steve Hunter
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 15th day of May in the year 2003.

/s/ Patricia W. Parris
Notary Public

Attest: /s/ Stephen S. Davis
Chief Clerk

I, State Representative J. C. Kuessner, District 152, hereby state and affirm that my vote as recorded on Page 1911 of the House Journal for Wednesday, May 14, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 15th day of May 2003.

/s/ J. C. Kuessner
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 15th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Mark Hampton, District 147, hereby state and affirm that my vote as recorded on Page 1912 of the House Journal for Wednesday, May 14, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that

I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

/s/ Mark Hampton
State Representative

/s/ Stephen S. Davis
Chief Clerk

/s/ Vicki Schneider
State Representative

/s/ Stephen S. Davis
Chief Clerk

/s/ Yvonne S. Wilson
State Representative

[illegible]

Subscribed and sworn to before me this 15th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Terry Young, District 49, hereby state and affirm that my vote as recorded on Page 1912 of the House Journal for Wednesday, May 14, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 15th day of May 2003.

/s/ Terry Young
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 15th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

HOUSE CALENDAR

SEVENTY-THIRD DAY, FRIDAY, MAY 16, 2003

HOUSE JOINT RESOLUTION FOR PERFECTION

HJR 26 - Roark

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 132, 173, 117 & 48 - Wright
- 2 HCS HB 215, 218, 115 & 83 - Myers
- 3 HCS HB 190 & 214 - Fares
- 4 HCS HB 51 - Mayer
- 5 HCS HB 387 - Pearce
- 6 HCS HB 109 & 34 - Fares
- 7 HB 263 - Cooper (120)
- 8 HCS HB 468 - Byrd
- 9 HCS HB 233 - Holand
- 10 HB 471 - Jackson
- 11 HCS HB 47 - Portwood
- 12 HCS HB 507 - Hubbard
- 13 HB 293, HCA 1 - Johnson (47)
- 14 HCS HB 345 - Cunningham (86)

- 15 HCS HB 385 - Cunningham (86)
- 16 HCS HB 447 - Townley
- 17 HB 618 - Yates
- 18 HCS HB 583 - Smith (118)

HOUSE BILL FOR THIRD READING

HS HCS HB 404, 324, 403, 344, 426 & 541 - Rector

SENATE BILL FOR SECOND READING

SCS SB 159

SENATE CONCURRENT RESOLUTION

SCR 21, (5-09-03, Pages 1723-1724) - King

SENATE BILL FOR THIRD READING - CONSENT

SB 214, HCA 1 - Byrd

SENATE BILLS FOR THIRD READING

- 1 SB 496 - Luetkemeyer
- 2 SS SB 34 - Pratt
- 3 SCS SB 620, E.C. - Dempsey
- 4 HCS SS#2 SCS SB 481 - Crawford
- 5 SS SS SCS SB 280 - Byrd
- 6 SCS SB 421 - Byrd
- 7 HCS SS SCS SB 5, E.C. - Mayer
- 8 SCS SB 427, HCA 1 - Luetkemeyer

HOUSE BILLS WITH SENATE AMENDMENTS

- 1 SS SCS HS HCS HB 257, as amended - Munzlinger
- 2 SCS HB 445, as amended - Portwood

BILLS CARRYING REQUEST MESSAGES

- 1 SS HCS HB 73, as amended, (request Senate to take up and pass bill) - Luetkemeyer
- 2 HCS SB 12, (request Senate take up and pass bill) - Byrd

BILLS IN CONFERENCE

- 1 CCR HS SCS SB 299 & 40, as amended - Bearden

- 2 CCR#2 HCS SB 552 - Byrd
- 3 CCR HCS SB 394, as amended - Byrd
- 4 CCR HCS SCS SB 379 - Wright
- 5 CCR#3 HCS SS SCS SB 36, as amended - Myers
- 6 HS HCS SCS SB 246, as amended - Rector
- 7 CCR HCS SB 186 - Munzlinger
- 8 HS HCS SB 173, as amended - Walton
- 9 CCR HS HCS SCS SB 686, as amended, E.C. - Cunningham (86)
- 10 CCR SS SCS HS HB 470, as amended - Mayer
- 11 CCR SS HB 412, as amended - Goodman
- 12 CCR HS HCS SS#2 SCS SB 248,100,118,233,247,341 & 420, as amended, E.C. - Smith (118)
- 13 CCR SCS HS HCS HB 228, as amended - Pearce
- 14 SS SCS HS HCS HB 517, 94, 149, 150 & 342, as amended, E.C. - Portwood
- 15 CCR SS HB 198, as amended - Stevenson
- 16 CCR HS SS#2 SB 695, as amended, E.C. - Bearden
- 17 CCR HCS SB 39, as amended - Mayer
- 18 CCR#2 SS HS HCS HB 679 & 396, as amended - Hanaway
- 19 CCR#2 HS HCS SCS SB 11, as amended - Sutherland
- 20 CCR HS HCS SB 469, as amended - Byrd
- 21 CCR SS SCS HB 327, as amended, E.C. - Lipke
- 22 CCR HCS SCS SB 675, as amended, E.C. - Cooper (120)
- 23 CCR HS SS SCS SB 361, 103, 156, & 329, as amended - Townley
- 24 HS HCS SCS SB 38 - Hobbs
- 25 CCR SCS HCS HB 688, as amended - Hanaway

HOUSE RESOLUTION

HR 887 - St. Onge

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

SEVENTY-THIRD DAY, FRIDAY, MAY 16, 2003

Speaker Hanaway in the Chair.

Prayer by Father David Buescher.

The "party's almost over", God, it's almost "time to call it a day". In these last hours, there will be furor and fuming, laughter and tears, politics and poetry, agony and ecstasy. Firstly, Almighty One, let these men and women attack this day with grace and good manners.

Secondly, if there can be such a thing in a body this diverse and numerous, at the end of this day we pray for good winners and good losers, such as they may be. We pray for a minimum of gloating and a maximum of recommitment to basic principles and sentiments.

Our way of governing is based on mutual respect, stalwart opinions strongly expressed, but in the end, moving forward sans rancor as one sovereign state. We pray, God of people and God of nations, that these men and women recommit themselves again to those who elected them, to this process which works, however haltingly at times, to the happiness and health of the people as the greatest law, and to their own honor which moved them in the first place to serve the people in this historic Chamber. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Connor Ehren Earleywine, Candace A. Beach, George M. Corcoran, III and Patrick K. Corcoran.

The Journal of the seventy-second day was approved as corrected by the following vote:

AYES: 105

Adams	Angst	Avery	Baker	Bean
Bearden	Behnen	Bivins	Black	Bough
Brooks	Brown	Bruns	Byrd	Cooper 120
Cooper 155	Crawford	Crowell	Cunningham 145	Cunningham 86
Darrough	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	Emery
Engler	Ervin	Fares	Fraser	George
Goodman	Graham	Green	Guest	Hobbs
Holand	Hubbard	Icet	Jackson	Jetton
Jolly	Jones	Kelly 144	King	Kingery
Lager	Lembke	Liese	Lipke	Luetkemeyer
Marsh	May	Mayer	McKenna	Moore
Morris	Munzlinger	Myers	Nieves	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Reinhart	Roark	Ruestman	Rupp

2108 *Journal of the House*

Salva	Sander	Schaaf	Schlottach	Schneider
Self	Shoemaker	Smith 14	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Wallace
Walton	Wasson	Wilson 119	Wilson 130	Wood
Wright	Yaeger	Yates	Young	Madam Speaker

NOES: 033

Abel	Bishop	Burnett	Campbell	Corcoran
Curls	Daus	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hoskins	Johnson 61	Johnson 90
Kratky	Kuessner	LeVota	Meiners	Merideth
Muckler	Page	Ransdall	Sager	Schoemehl
Selby	Walker	Walsh	Whorton	Wildberger
Willoughby	Witte	Zweifel		

PRESENT: 014

Barnitz	Bland	Boykins	Bringer	Carnahan
Davis 122	El-Amin	Hampton	Kelly 36	Seigfreid
Shoemyer	Spreng	Ward	Wilson 42	

ABSENT WITH LEAVE: 011

Hunter	Johnson 47	Lawson	Lowe	Miller
Rector	Richard	Skaggs	Smith 118	Wagner
Wilson 25				

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 2955
through
House Resolution No. 2960 - Representative Dempsey
House Resolution No. 2961
and
House Resolution No. 2962 - Representative Bringer
House Resolution No. 2963 - Representative Moore
House Resolution No. 2964 - Representative Threlkeld
House Resolution No. 2965
through
House Resolution No. 2975 - Representative Baker
House Resolution No. 2976
through
House Resolution No. 2983 - Representative Page
House Resolution No. 2984 - Representative Quinn
House Resolution No. 2985 - Representative Ervin
House Resolution No. 2986 - Representative Munzlinger
House Resolution No. 2987 - Representative Viebrock
House Resolution No. 2988 - Representative Thompson

House Resolution No. 2989
and
House Resolution No. 2990 - Representative Guest
House Resolution No. 2991
through
House Resolution No. 2994 - Representative Richard
House Resolution No. 2995 - Representative Stevenson
House Resolution No. 2996
and
House Resolution No. 2997 - Representative Hunter
House Resolution No. 2998 - Representative Lager
House Resolution No. 2999
through
House Resolution No. 3012 - Representative LeVota
House Resolution No. 3013 - Representative Goodman
House Resolution No. 3014 - Representative Jackson
House Resolution No. 3015 - Representative Lipke
House Resolution No. 3016
and
House Resolution No. 3017 - Representative Kelly (36)
House Resolution No. 3018 - Representatives Skaggs, Baker and Ervin
House Resolution No. 3019 - Representative Davis (19)
House Resolution No. 3020 - Representative Viebrock
House Resolution No. 3021
and
House Resolution No. 3022 - Representative Taylor
House Resolution No. 3023 - Representative Sanders Brooks
House Resolution No. 3024 - Representative Lager

SECOND READING OF SENATE BILL

SCS SB 159 was read the second time.

THIRD READING OF SENATE BILL

HCS SS SCS SB 5, relating to crime, was taken up by Representative Mayer.

Representative Mayer offered **HS HCS SS SCS SB 5**.

Representative Jackson offered **House Amendment No. 1**.

House Amendment No. 1 was withdrawn.

On motion of Representative Mayer, **HS HCS SS SCS SB 5** was adopted.

On motion of Representative Mayer, **HS HCS SS SCS SB 5** was read the third time and passed by the following vote:

AYES: 141

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Corcoran	Crawford	Cunningham 145
Cunningham 86	Curls	Darrough	Daus	Davis 122
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Engler
Ervin	Fares	Fraser	George	Graham
Green	Guest	Hampton	Harris 110	Haywood
Henke	Hilgemann	Hobbs	Holand	Hubbard
Icet	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly 144	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lawson	LeVota
Liese	Lowe	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Merideth	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Quinn	Ransdall	Rector	Reinhart
Richard	Ruestman	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Selby	Self	Shoemaker	Shoemyer
Skaggs	Smith 14	Spreng	St. Onge	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Walker	Wallace
Walsh	Walton	Ward	Wasson	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 25	Witte
Wood	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 016

Bringer	Brooks	Cooper 155	Crowell	Davis 19
Goodman	Harris 23	Hoskins	Hunter	Jackson
Jetton	Lembke	Lipke	Purgason	Roark
Stefanick				

PRESENT: 002

Whorton	Wilson 42
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ABSENT WITH LEAVE: 004

Miller	Smith 118	Wagner	Wright
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Speaker Hanaway declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 140

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Corcoran	Crawford	Cunningham 145
Cunningham 86	Curls	Darrough	Daus	Davis 122
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	Emery	Engler	Ervin
Fares	Fraser	George	Graham	Green
Guest	Hampton	Harris 110	Haywood	Henke
Hilgemann	Hobbs	Holand	Hubbard	Ice
Jetton	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly 144	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lawson	LeVota
Liese	Lowe	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Merideth	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Quinn	Ransdall	Rector	Reinhart
Richard	Ruestman	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Selby	Self	Shoemaker	Shoemyer
Skaggs	Smith 14	Spreng	St. Onge	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Walker	Wallace
Walton	Ward	Wasson	Wildberger	Willoughby
Wilson 119	Wilson 130	Wilson 25	Witte	Wood
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 015

Bringer	Brooks	Cooper 155	Crowell	Davis 19
Goodman	Harris 23	Hoskins	Jackson	Lembke
Lipke	Purgason	Roark	Stefanick	Walsh

PRESENT: 003

El-Amin	Whorton	Wilson 42
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ABSENT WITH LEAVE: 005

Hunter	Miller	Smith 118	Wagner	Wright
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BILLS IN CONFERENCE

CCR SS SCS HS HB 470, as amended, relating to methamphetamine materials, was taken up by Representative Mayer.

On motion of Representative Mayer, **CCR SS SCS HS HB 470, as amended**, was adopted by the following vote:

2112 *Journal of the House*

AYES: 153

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brooks	Brown	Bruns	Burnett
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hobbs	Holand
Hubbard	Hunter	Ice	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lawson	Lembke	LeVota	Liese
Lipke	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Merideth	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Selby	Self	Shoemaker	Shoemyer
Skaggs	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Witte	Wood	Wright	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 001

Wilson 25

PRESENT: 002

Hoskins Wilson 42

ABSENT WITH LEAVE: 007

Byrd	Kelly 144	Lowe	Miller	Seigfreid
Smith 118	Wagner			

On motion of Representative Mayer, **CCS SS SCS HS HB 470** was read the third time and passed by the following vote:

AYES: 152

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brooks	Brown	Bruns	Burnett
Byrd	Campbell	Carnahan	Cooper 120	Cooper 155

Corcoran	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Darrough	Daus	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Engler
Ervin	Fares	Fraser	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hobbs	Holand
Hubbard	Hunter	Ice	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Merideth	Moore
Morris	Muckler	Munzlinger	Myers	Page
Parker	Pearce	Phillips	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Selby	Self	Shoemaker	Shoemyer
Skaggs	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Wallace
Walsh	Walton	Ward	Wasson	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 006

George	Hoskins	Lowe	Walker	Whorton
Wilson 25				

PRESENT: 000

ABSENT WITH LEAVE: 005

Miller	Nieves	Portwood	Smith 118	Wagner
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Speaker Hanaway declared the bill passed.

Speaker Pro Tem Jetton assumed the Chair.

CCR SCS HS HCS HB 228, as amended, relating to unsolicited commercial E-mail, was taken up by Representative Pearce.

On motion of Representative Pearce, **CCR SCS HS HCS HB 228, as amended**, was adopted by the following vote:

AYES: 148

Abel	Adams	Angst	Baker	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Boykins	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough

2114 *Journal of the House*

Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	Emery
Engler	Ervin	Fares	Fraser	George
Goodman	Graham	Green	Guest	Hampton
Haywood	Henke	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	Icet	Jackson
Jetton	Johnson 47	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lipke
Lowe	Luetkemeyer	Marsh	May	McKenna
Meiners	Merideth	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Walker	Wallace
Walsh	Walton	Ward	Wasson	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 010

Avery	Barnitz	Daus	Harris 110	Harris 23
Johnson 61	Johnson 90	Kratky	Roark	Whorton

PRESENT: 001

El-Amin

ABSENT WITH LEAVE: 004

Mayer	Miller	Smith 118	Wagner
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On motion of Representative Pearce, **CCS SCS HS HCS HB 228** was read the third time and passed by the following vote:

AYES: 148

Abel	Adams	Angst	Baker	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Boykins	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	Emery
Engler	Ervin	Fares	Fraser	George
Goodman	Graham	Green	Guest	Hampton
Harris 110	Haywood	Henke	Hilgemann	Hobbs
Holand	Hoskins	Hubbard	Icet	Jackson
Jetton	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lipke	Lowe

Luetkemeyer	Marsh	May	McKenna	Meiners
Merideth	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Quinn	Ransdall
Rector	Reinhart	Richard	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Selby	Self
Shoemaker	Shoemyer	Skaggs	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Townley	Viebrock	Villa
Vogt	Wagner	Walker	Wallace	Walsh
Walton	Ward	Wasson	Whorton	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 010

Avery	Barnitz	Daus	Harris 23	Hunter
Johnson 61	Johnson 90	Kratky	Purgason	Roark

PRESENT: 001

El-Amin

ABSENT WITH LEAVE: 004

Johnson 47	Mayer	Miller	Smith 118
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Speaker Pro Tem Jetton declared the bill passed.

CCR#2 SS HS HCS HBs 679 & 396, as amended, relating to foster care, was taken up by Representative Hanaway.

On motion of Representative Hanaway, **CCR#2 SS HS HCS HBs 679 & 396, as amended**, was adopted by the following vote:

AYES: 144

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bivins
Black	Bland	Bough	Boykins	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Haywood	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lipke
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Merideth	Moore	Morris	Munzlinger

2116 *Journal of the House*

Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Wallace	Walsh	Walton
Ward	Wasson	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Wood	Wright
Yaeger	Yates	Young	Madam Speaker	

NOES: 014

Bishop	Bringer	Darrough	Daus	Davis 122
Donnelly	Harris 110	Harris 23	Henke	Muckler
Vogt	Walker	Witte	Zweifel	

PRESENT: 002

Lowe	Whorton
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ABSENT WITH LEAVE: 003

Miller	Smith 118	Wagner
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On motion of Representative Hanaway, **CCS SS HS HCS HBs 679 & 396, as amended by Conference Committee Amendment No. 1**, was read the third time and passed by the following vote:

AYES: 141

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bivins
Black	Bland	Bough	Boykins	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Haywood	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lipke	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Merideth	Moore	Morris	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Selby	Self
Shoemaker	Shoemyer	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson

Threlkeld	Townley	Viebrock	Villa	Wallace
Walsh	Walton	Ward	Wasson	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Wood	Wright	Yaeger	Yates	Young
Madam Speaker				

NOES: 014

Bishop	Bringer	Daus	Davis 122	Donnelly
Harris 110	Harris 23	Henke	Muckler	Skaggs
Vogt	Walker	Witte	Zweifel	

PRESENT: 002

Lowe	Whorton
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ABSENT WITH LEAVE: 006

Cooper 155	Kelly 144	Miller	Purgason	Smith 118
Wagner				

Speaker Pro Tem Jetton declared the bill passed.

CCR SCS HCS HB 688, as amended, relating to the Life Sciences Research Trust Fund, was taken up by Representative Hanaway.

CCR SCS HCS HB 688, as amended, was laid over.

Speaker Hanaway resumed the Chair.

CCR SS SCS HB 327, as amended, relating to highway construction and maintenance, was taken up by Representative Lipke.

Representative Crowell moved the previous question.

Which motion was adopted by the following vote:

AYES: 087

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Dempsey
Dethrow	Dixon	Dusenberg	Emery	Engler
Ervin	Fares	Goodman	Guest	Hobbs
Holand	Hunter	Ice	Jackson	Jetton
Johnson 47	Kelly 144	King	Kingery	Lager
Lembke	Lipke	Luetkemeyer	Marsh	May
Mayer	Moore	Morris	Munzlinger	Myers
Nieves	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sander
Schaaf	Schlottach	Schneider	Self	Shoemaker
Smith 14	St. Onge	Stefanick	Stevenson	Sutherland

2118 *Journal of the House*

Taylor	Threlkeld	Townley	Viebrock	Wallace
Wasson	Wilson 119	Wilson 130	Wood	Wright
Yates	Madam Speaker			

NOES: 071

Abel	Adams	Barnitz	Bishop	Bland
Boykins	Bringer	Brooks	Burnett	Campbell
Carnahan	Corcoran	Curls	Darrough	Daus
Davis 122	Donnelly	El-Amin	Fraser	George
Graham	Green	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hoskins	Hubbard
Johnson 61	Johnson 90	Jolly	Jones	Kelly 36
Kratky	Kuessner	Lawson	LeVota	Liese
Lowe	McKenna	Meiners	Merideth	Muckler
Page	Ransdall	Sager	Salva	Schoemehl
Seigfreid	Selby	Shoemyer	Skaggs	Spreng
Thompson	Villa	Vogt	Walker	Walsh
Walton	Ward	Whorton	Wildberger	Willoughby
Wilson 25	Wilson 42	Witte	Yaeger	Young
Zweifel				

PRESENT: 001

Dougherty

ABSENT WITH LEAVE: 004

Deeken	Miller	Smith 118	Wagner
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On motion of Representative Lipke, **CCR SS SCS HB 327, as amended**, was adopted by the following vote:

AYES: 128

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bivins	Black
Bland	Bough	Bringer	Brown	Bruns
Byrd	Carnahan	Cooper 120	Cooper 155	Crawford
Cunningham 145	Cunningham 86	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	Goodman	Graham	Green
Guest	Hampton	Harris 23	Haywood	Henke
Hobbs	Holand	Hoskins	Hunter	Ice
Jackson	Jetton	Johnson 47	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Merideth	Moore
Morris	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Self	Shoemaker	Shoemyer	Skaggs
Smith 14	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock

Ward	Wasson	Whorton	Wildberger	Willoughby
Wilson 119	Wilson 130	Witte	Wood	Wright
Yates	Young	Madam Speaker		

NOES: 026

Adams	Bishop	Boykins	Burnett	Campbell
Corcoran	Darrough	Daus	George	Harris 110
Hilgemann	Hubbard	Johnson 90	Lowe	Muckler
Sager	Selby	Spreng	Villa	Vogt
Walker	Walsh	Walton	Wilson 25	Yaeger
Zweifel				

PRESENT: 004

Brooks	Curls	Johnson 61	Wilson 42
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ABSENT WITH LEAVE: 005

Crowell	Miller	Smith 118	Wagner	Wallace
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On motion of Representative Lipke, **CCS SS SCS HB 327** was read the third time and passed by the following vote:

AYES: 131

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bivins	Black
Bough	Bringer	Brown	Bruns	Byrd
Carnahan	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Engler
Ervin	Fares	Fraser	Goodman	Graham
Green	Guest	Hampton	Harris 23	Haywood
Henke	Hobbs	Holand	Hoskins	Hunter
Icet	Jackson	Jetton	Johnson 47	Jolly
Jones	Kelly 144	Kelly 36	King	Kratky
Kuessner	Lager	Lawson	Lembke	Liese
Lipke	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Merideth	Moore	Morris
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 14	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Wallace	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Witte	Wood	Wright	Yates	Young
Madam Speaker				

NOES: 027

Adams	Bishop	Bland	Boykins	Burnett
Campbell	Corcoran	Darrough	Daus	George

2120 *Journal of the House*

Harris 110	Hilgemann	Hubbard	Johnson 61	Johnson 90
LeVota	Lowe	Muckler	Sager	Spreng
Villa	Vogt	Walker	Walsh	Wilson 42
Yaeger	Zweifel			

PRESENT: 001

Brooks

ABSENT WITH LEAVE: 004

Kingery	Miller	Smith 118	Wagner
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Speaker Hanaway declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 139

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bivins	Black
Bland	Bough	Boykins	Brown	Bruns
Burnett	Byrd	Carnahan	Cooper 120	Cooper 155
Crawford	Crowell	Cunningham 145	Cunningham 86	Daus
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Harris 110	Harris 23	Haywood	Henke	Hobbs
Holand	Hoskins	Hubbard	Hunter	Icet
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Lager	Lawson	Lembke
LeVota	Liese	Lipke	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Merideth
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Self	Shoemaker
Shoemyer	Skaggs	Smith 14	Spreng	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Wallace
Walsh	Walton	Ward	Wasson	Willoughby
Wilson 119	Wilson 130	Wilson 25	Witte	Wood
Wright	Yates	Young	Madam Speaker	

NOES: 019

Adams	Bishop	Bringer	Campbell	Corcoran
Curls	Darrough	Hampton	Hilgemann	Kuessner
Lowe	Sager	Selby	Walker	Whorton
Wildberger	Wilson 42	Yaeger	Zweifel	

PRESENT: 001

Brooks

ABSENT WITH LEAVE: 004

Miller

Smith 118

St. Onge

Wagner

CCR SS HB 198, as amended, relating to arrest without warrant, was taken up by Representative Stevenson.

Representative Crowell moved the previous question.

Which motion was adopted by the following vote:

AYES: 087

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Guest
Hobbs	Hunter	Ice	Jackson	Jetton
Johnson 47	Kelly 144	King	Kingery	Lager
Lembke	Lipke	Luetkemeyer	Marsh	May
Mayer	Moore	Morris	Munzlinger	Myers
Nieves	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sander
Schaaf	Schlottach	Schneider	Self	Shoemaker
Smith 14	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Threlkeld	Townley	Viebrock	Wallace
Wasson	Wilson 119	Wilson 130	Wood	Wright
Yates	Madam Speaker			

NOES: 072

Abel	Adams	Barnitz	Bishop	Bland
Boykins	Bringer	Brooks	Burnett	Campbell
Carnahan	Corcoran	Curls	Darrough	Daus
Davis 122	Donnelly	Dougherty	El-Amin	Fraser
George	Graham	Green	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hoskins
Hubbard	Johnson 61	Johnson 90	Jolly	Jones
Kelly 36	Kratky	Kuessner	Lawson	LeVota
Liese	Lowe	McKenna	Meiners	Merideth
Muckler	Page	Ransdall	Sager	Salva
Schoemehl	Seigfreid	Selby	Shoemyer	Skaggs
Spreng	Thompson	Villa	Vogt	Walker
Walsh	Walton	Ward	Whorton	Wildberger
Willoughby	Wilson 25	Wilson 42	Witte	Yaeger
Young	Zweifel			

PRESENT: 000

2122 *Journal of the House*

ABSENT WITH LEAVE: 004

Holand Miller Smith 118 Wagner

On motion of Representative Stevenson, **CCR SS HB 198, as amended**, was adopted by the following vote:

AYES: 131

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brown	Bruns	Burnett	Byrd
Carnahan	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Daus	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Dougherty
Dusenberg	Emery	Engler	Ervin	Fares
Goodman	Graham	Guest	Hampton	Harris 110
Harris 23	Hobbs	Holand	Hunter	Icet
Jackson	Jetton	Johnson 90	Jolly	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lawson	Lembke	LeVota	Liese
Lipke	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Merideth	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 14	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Threlkeld	Townley	Viebrock	Villa
Wallace	Ward	Wasson	Whorton	Wildberger
Willoughby	Wilson 119	Wilson 130	Witte	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 028

Brooks	Campbell	Corcoran	Curls	Darrough
Donnelly	El-Amin	Fraser	George	Green
Haywood	Hilgemann	Hoskins	Hubbard	Johnson 47
Johnson 61	Jones	Lowe	Page	Sager
Spreng	Thompson	Vogt	Walker	Walsh
Walton	Wilson 25	Wilson 42		

PRESENT: 001

Henke

ABSENT WITH LEAVE: 003

Miller Smith 118 Wagner

On motion of Representative Stevenson, **CCS SS HB 198** was read the third time and passed by the following vote:

AYES: 129

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bough	Bringer	Brown
Bruns	Burnett	Byrd	Carnahan	Cooper 120
Cooper 155	Crawford	Crowell	Cunningham 145	Cunningham 86
Daus	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dougherty	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Graham
Guest	Hampton	Harris 110	Harris 23	Hobbs
Holand	Hunter	Icet	Jackson	Jetton
Johnson 90	Jolly	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lipke	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Merideth	Moore	Morris	Muckler	Munzlinger
Myers	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Skaggs	Smith 14	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Threlkeld	Townley
Viebrock	Villa	Walker	Wallace	Ward
Wasson	Whorton	Wildberger	Willoughby	Wilson 119
Wilson 130	Witte	Wood	Wright	Yaeger
Yates	Young	Zweifel	Madam Speaker	

NOES: 029

Bland	Boykins	Brooks	Campbell	Corcoran
Curls	Darrough	Donnelly	El-Amin	Fraser
George	Green	Haywood	Hilgemann	Hoskins
Hubbard	Johnson 47	Johnson 61	Jones	Lowe
Page	Sager	Spreng	Thompson	Vogt
Walsh	Walton	Wilson 25	Wilson 42	

PRESENT: 001

Henke

ABSENT WITH LEAVE: 004

Miller	Nieves	Smith 118	Wagner
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Speaker Hanaway declared the bill passed.

THIRD READING OF SENATE BILL

SCS SB 620, relating to job retention programs, was taken up by Representative Dempsey.

On motion of Representative Dempsey, **SCS SB 620** was truly agreed to and finally passed by the following vote:

AYES: 158

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brooks	Brown	Bruns	Burnett
Byrd	Campbell	Carnahan	Cooper 120	Cooper 155
Corcoran	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Darrough	Daus	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Engler
Ervin	Fares	Fraser	George	Goodman
Graham	Green	Guest	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hobbs
Holand	Hoskins	Hubbard	Hunter	Icet
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lipke	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Merideth	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Viebrock
Villa	Vogt	Walker	Wallace	Walsh
Walton	Ward	Wasson	Whorton	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 005

Miller	Moore	Smith 118	Townley	Wagner
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Speaker Hanaway declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 159

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brooks	Brown	Bruns	Burnett
Byrd	Campbell	Carnahan	Cooper 120	Cooper 155
Corcoran	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Darrough	Daus	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Donnelly

Dougherty	Dusenberg	El-Amin	Emery	Engler
Ervin	Fares	Fraser	George	Goodman
Graham	Green	Guest	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hobbs
Holand	Hoskins	Hubbard	Hunter	Icet
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lipke	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Merideth	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Selby	Self	Shoemaker	Shoemyer
Skaggs	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Viebrock	Villa	Vogt	Walker	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Young	Zweifel	Madam Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 004

Miller	Smith 118	Townley	Wagner
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BILLS IN CONFERENCE

CCR HS SCS SBs 299 & 40, as amended, relating to performance-based budgeting, was taken up by Representative Bearden.

Representative Crowell moved the previous question.

Which motion was adopted by the following vote:

AYES: 089

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Guest
Hobbs	Holand	Hunter	Icet	Jackson
Jetton	Johnson 47	Kelly 144	King	Kingery
Lager	Lembke	Lipke	Luetkemeyer	Marsh
May	Mayer	Moore	Morris	Munzlinger
Myers	Nieves	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Rector

2126 *Journal of the House*

Reinhart	Richard	Roark	Ruestman	Rupp
Sander	Schaaf	Schlottach	Schneider	Self
Shoemaker	Smith 118	Smith 14	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Threlkeld	Townley
Viebrock	Wallace	Wasson	Wilson 119	Wilson 130
Wood	Wright	Yates	Madam Speaker	

NOES: 070

Abel	Adams	Barnitz	Bishop	Bland
Boykins	Bringer	Brooks	Burnett	Campbell
Carnahan	Corcoran	Curls	Darrough	Daus
Davis 122	Donnelly	El-Amin	Fraser	George
Graham	Green	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hoskins	Hubbard
Johnson 61	Johnson 90	Jolly	Jones	Kelly 36
Kratky	Kuessner	LeVota	Liese	Lowe
McKenna	Meiners	Merideth	Muckler	Page
Ransdall	Sager	Salva	Schoemehl	Seigfreid
Selby	Shoemyer	Skaggs	Spreng	Thompson
Villa	Vogt	Walker	Walsh	Walton
Ward	Whorton	Wildberger	Willoughby	Wilson 25
Wilson 42	Witte	Yaeger	Young	Zweifel

PRESENT: 001

Dougherty

ABSENT WITH LEAVE: 003

Lawson	Miller	Wagner
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On motion of Representative Bearden, **CCR HS SCS SBs 299 & 40, as amended**, was adopted by the following vote:

AYES: 128

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brown	Bruns	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Daus	Davis 122
Davis 19	Deeken	Dempsey	Dethrow	Dixon
Dougherty	Dusenberg	Emery	Engler	Ervin
Fares	Goodman	Graham	Guest	Hampton
Harris 110	Hobbs	Holand	Hoskins	Hunter
Icet	Jackson	Jetton	Johnson 47	Jolly
Kelly 144	Kelly 36	King	Kingery	Kuessner
Lager	Lembke	LeVota	Lipke	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Merideth	Moore	Morris	Muckler	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Seigfreid	Selby	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14

St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Townley	Viebrock	Villa
Wallace	Walton	Ward	Wasson	Willoughby
Wilson 130	Witte	Wood	Wright	Yates
Young	Zweifel	Madam Speaker		

NOES: 030

Brooks	Burnett	Curls	Darrough	Donnelly
El-Amin	Fraser	George	Green	Harris 23
Haywood	Henke	Hilgemann	Hubbard	Johnson 61
Johnson 90	Jones	Kratky	Liese	Lowe
Schoemehl	Spreng	Vogt	Walker	Walsh
Whorton	Wildberger	Wilson 25	Wilson 42	Yaeger

PRESENT: 000

ABSENT WITH LEAVE: 005

Lawson	Miller	Munzlinger	Wagner	Wilson 119
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On motion of Representative Bearden, **CCS HS SCS SBs 299 & 40** was truly agreed to and finally passed by the following vote:

AYES: 132

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brown	Bruns	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Daus	Davis 122
Davis 19	Deeken	Dempsey	Dethrow	Dixon
Dougherty	Dusenberg	Emery	Engler	Ervin
Fares	Goodman	Graham	Green	Guest
Hampton	Hobbs	Holand	Hoskins	Hunter
Icet	Jackson	Jetton	Johnson 47	Jolly
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lembke	LeVota	Liese
Lipke	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Merideth	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schneider
Seigfreid	Selby	Self	Shoemaker	Shoemyer
Skaggs	Smith 118	Smith 14	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Wallace	Walton
Ward	Wasson	Willoughby	Wilson 119	Wilson 130
Witte	Wood	Wright	Yates	Young
Zweifel	Madam Speaker			

NOES: 028

Brooks	Burnett	Curls	Darrough	Donnelly
El-Amin	Fraser	George	Harris 110	Harris 23

Haywood	Henke	Hilgemann	Hubbard	Johnson 61
Johnson 90	Jones	Lowe	Schoemehl	Spreng
Vogt	Walker	Walsh	Whorton	Wildberger
Wilson 25	Wilson 42	Yaeger		

PRESENT: 000

ABSENT WITH LEAVE: 003

Lawson	Miller	Wagner
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Speaker Hanaway declared the bill passed.

CCR#2 HCS SB 552, relating to retirement and profit-sharing exemptions, was taken up by Representative Byrd.

On motion of Representative Byrd, **CCR#2 HCS SB 552** was adopted by the following vote:

AYES: 160

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brooks	Brown	Bruns	Burnett
Byrd	Campbell	Carnahan	Cooper 120	Cooper 155
Corcoran	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Darrough	Daus	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Engler
Ervin	Fares	Fraser	George	Goodman
Graham	Green	Guest	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hobbs
Holand	Hoskins	Hubbard	Hunter	Ice
Jackson	Jetton	Johnson 47	Johnson 90	Jolly
Jones	Kelly 144	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lawson	Lembke
LeVota	Liese	Lipke	Lowe	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Merideth	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 003

Johnson 61 Miller Wagner

On motion of Representative Byrd, **SB 552** was truly agreed to and finally passed by the following vote:

AYES: 160

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brooks	Brown	Bruns	Burnett
Byrd	Campbell	Carnahan	Cooper 120	Cooper 155
Corcoran	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Darrough	Daus	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Engler
Ervin	Fares	Fraser	George	Goodman
Graham	Green	Guest	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hobbs
Holand	Hoskins	Hubbard	Hunter	Ice
Jackson	Jetton	Johnson 47	Johnson 90	Jolly
Jones	Kelly 144	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lawson	Lembke
LeVota	Liese	Lipke	Lowe	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Merideth	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 003

Johnson 61 Miller Wagner

Speaker Hanaway declared the bill passed.

CCR HCS SB 394, as amended, relating to business corporations and partnerships, was taken up by Representative Byrd.

On motion of Representative Byrd, **CCR HCS SB 394, as amended**, was adopted by the following vote:

AYES: 158

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brooks	Brown	Bruns	Burnett
Byrd	Campbell	Carnahan	Cooper 120	Cooper 155
Corcoran	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Darrough	Daus	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Engler
Ervin	Fares	Fraser	George	Goodman
Graham	Green	Guest	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hobbs
Hoskins	Hubbard	Hunter	Ice	Jackson
Jetton	Johnson 47	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Merideth
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Walker	Wallace	Walsh
Walton	Ward	Wasson	Whorton	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 001

Selby

PRESENT: 000

ABSENT WITH LEAVE: 004

Holand	Johnson 61	Miller	Wagner
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On motion of Representative Byrd, **CCS HCS SB 394** was truly agreed to and finally passed by the following vote:

AYES: 158

Abel	Adams	Angst	Avery	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer

Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	Ice	Jackson
Jetton	Johnson 47	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Merideth
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Walker	Wallace	Walsh
Walton	Ward	Wasson	Whorton	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 001

Selby

PRESENT: 000

ABSENT WITH LEAVE: 004

Baker	Johnson 61	Miller	Wagner
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Speaker Hanaway declared the bill passed.

CCR HCS SCS SB 379, relating to community improvement districts, was taken up by Representative Wright.

On motion of Representative Wright, **CCR HCS SCS SB 379** was adopted by the following vote:

AYES: 161

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brooks	Brown	Bruns	Burnett
Byrd	Campbell	Carnahan	Cooper 120	Cooper 155
Corcoran	Crawford	Crowell	Cunningham 145	Cunningham 86

Curls	Darrough	Daus	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Engler
Ervin	Fares	Fraser	George	Goodman
Graham	Green	Guest	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hobbs
Holand	Hoskins	Hubbard	Hunter	Ice
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lipke	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Merideth	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Selby	Self	Shoemaker	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Walker	Wallace	Walsh	Walton	Ward
Wasson	Whorton	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 002

Miller Wagner

On motion of Representative Wright, **CCS HCS SCS SB 379** was truly agreed to and finally passed by the following vote:

AYES: 158

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brooks	Brown	Bruns	Burnett
Byrd	Campbell	Carnahan	Cooper 120	Cooper 155
Corcoran	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Darrough	Daus	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Engler
Ervin	Fares	Fraser	George	Goodman
Graham	Green	Guest	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hobbs
Holand	Hoskins	Hubbard	Hunter	Ice
Jackson	Jetton	Johnson 47	Johnson 90	Jolly
Jones	Kelly 144	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lawson	Lembke
LeVota	Liese	Lipke	Lowe	Luetkemeyer

Marsh	May	Mayer	McKenna	Meiners
Merideth	Moore	Morris	Muckler	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Walker	Wallace
Walsh	Walton	Ward	Wasson	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 000

PRESENT: 001

Whorton

ABSENT WITH LEAVE: 004

Johnson 61	Miller	Munzlinger	Wagner
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Speaker Hanaway declared the bill passed.

CCR HCS SB 186, relating to recorders of deeds, was taken up by Representative Munzlinger.

On motion of Representative Munzlinger, **CCR HCS SB 186** was adopted by the following vote:

AYES: 149

Abel	Adams	Angst	Avery	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Holand	Hubbard	Hunter
Ice	Jackson	Jetton	Johnson 47	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lipke	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Merideth	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark

2134 *Journal of the House*

Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Walker	Wallace	Walsh
Walton	Wasson	Willoughby	Wilson 119	Wilson 130
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Young	Zweifel	Madam Speaker	

NOES: 010

Crawford	El-Amin	Hoskins	Lowe	Seigfreid
Selby	Ward	Whorton	Wildberger	Wilson 25

PRESENT: 000

ABSENT WITH LEAVE: 004

Baker	Johnson 61	Miller	Wagner
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On motion of Representative Munzlinger, **CCS HCS SB 186** was truly agreed to and finally passed by the following vote:

AYES: 147

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	Emery
Engler	Ervin	Fares	Fraser	Goodman
Graham	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hobbs	Holand
Hubbard	Hunter	Icet	Jackson	Jetton
Johnson 47	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lawson	Lembke	LeVota	Liese
Lipke	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Merideth	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Selby	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Walker
Wallace	Walton	Wasson	Wildberger	Willoughby
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 009

Davis 122	George	Green	Hoskins	Lowe
Seigfreid	Walsh	Ward	Whorton	

PRESENT: 002

Brooks	El-Amin
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ABSENT WITH LEAVE: 005

Bearden	Johnson 61	Miller	Self	Wagner
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Speaker Hanaway declared the bill passed.

CCR HS HCS SCS SB 686, as amended, relating to transfers of school funds, was taken up by Representative Jetton.

On motion of Representative Jetton, **CCR HS HCS SCS SB 686, as amended**, was adopted by the following vote:

AYES: 153

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brooks	Brown	Bruns	Burnett
Byrd	Campbell	Carnahan	Cooper 120	Cooper 155
Corcoran	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Darrough	Daus	Davis 122	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Haywood
Hilgemann	Hobbs	Hoskins	Hubbard	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lipke	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Merideth	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Wagner
Walker	Wallace	Walsh	Walton	Ward
Wasson	Wildberger	Willoughby	Wilson 119	Wilson 130
Witte	Wood	Wright	Yaeger	Yates
Young	Zweifel	Madam Speaker		

2136 *Journal of the House*

NOES: 003

El-Amin	Henke	Wilson 25
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PRESENT: 002

Holand	Whorton
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ABSENT WITH LEAVE: 005

Davis 19	Johnson 61	Miller	Rector	Wilson 42
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On motion of Representative Jetton, **CCS HS HCS SCS SB 686** was truly agreed to and finally passed by the following vote:

AYES: 156

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brooks	Brown	Bruns	Burnett
Byrd	Campbell	Carnahan	Cooper 120	Cooper 155
Corcoran	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Darrough	Daus	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hobbs	Hoskins
Hunter	Ice	Jackson	Jetton	Johnson 47
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lipke
Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Merideth	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Reinhart	Richard
Roark	Ruestman	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Selby	Self	Shoemaker	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Wagner	Walker	Wallace	Walsh	Walton
Ward	Wasson	Whorton	Wildberger	Willoughby
Wilson 119	Wilson 130	Wilson 42	Witte	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 002

Holand	Wilson 25
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PRESENT: 001

El-Amin

ABSENT WITH LEAVE: 004

Hubbard Johnson 61 Miller Rector

Speaker Hanaway declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 159

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brooks	Brown	Bruns	Burnett
Byrd	Campbell	Carnahan	Cooper 120	Cooper 155
Corcoran	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Darrough	Daus	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Engler
Ervin	Fares	Fraser	George	Goodman
Graham	Green	Guest	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hobbs
Hoskins	Hubbard	Hunter	Ice	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly 144	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lawson	Lembke
LeVota	Liese	Lipke	Lowe	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Merideth	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Young	Zweifel	Madam Speaker	

NOES: 002

Holand Wilson 25

PRESENT: 000

ABSENT WITH LEAVE: 002

Miller Rector

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SB 12** and has taken up and passed **HCS SB 12**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SS SCS SB 30, as amended**, and has taken up and passed **HCS SS SCS SB 30, as amended**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HS HCS SB 184, as amended**, and has taken up and passed **HS HCS SB 184, as amended**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SB 243** and has taken up and passed **HCS SB 243**.

Emergency clause adopted.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SCS SB 358** and has taken up and passed **HCS SCS SB 358**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 185**, entitled:

An act to amend chapter 210, RSMo, by adding thereto two new sections relating to missing persons.

With Senate Amendment No. 1.

Senate Amendment No. 1

AMEND Senate Committee Substitute for House Committee Substitute for House Bill No. 185, Page 2, Section 210.1014, Line 12, by inserting at the end of said line the following: “**ten members of which**”; and

Further amend Line 13, by inserting after the word “members” the following: “**shall be**”.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HS HCS HB 228, as amended**, and has taken up and passed **CCS SCS HS HCS HB 228**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **House Perfecting Amendment No. 1** to **SS SCS HB 286** and has taken up and passed **SS SCS HB 286, as amended**.

Emergency clause adopted.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HCS HB 613, as amended**, and has taken up and passed **CCS SCS HCS HB 613**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SS SCS HS HB 668, as amended**, and has taken up and passed **CCS SS SCS HS HB 668**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report No. 2 on **SS HS HCS HBs 679 & 396, as amended**, and has taken up and passed **CCS SS HS HCS HBs 679 & 396, as amended by Conference Committee Amendment No. 1**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HS HCS SS SCS SB 5** and has taken up and passed **HS HCS SS SCS SB 5**.

On motion of Representative Crowell, the House recessed until 1:15 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Pro Tem Jetton.

MESSAGE FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS#2 SS SCS HB 444**, entitled:

An act to repeal section 313.835, RSMo, and to enact in lieu thereof one new section relating to distribution of the gaming commission fund.

With Senate Amendment No. 1.

Senate Amendment No. 1

AMEND Senate Substitute No. 2 for Senate Substitute for Senate Committee Substitute for House Bill No. 444, Page 11, Section 313.835, Line 19, by striking the words "and one-half".

In which the concurrence of the House is respectfully requested.

BILLS IN CONFERENCE

CCR SCS HCS HB 688, as amended, relating to the Life Sciences Research Trust Fund, was again taken up by Representative Hanaway.

Representative Hanaway moved that **CCR SCS HCS HB 688, as amended**, be adopted.

Which motion was defeated by the following vote:

AYES: 010

Abel	Harris 23	Johnson 90	Selby	Shoemyer
Skaggs	Spreng	Walker	Willoughby	Zweifel

NOES: 148

Adams	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Guest	Hampton	Harris 110	Haywood	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Icet	Jackson	Jetton	Johnson 47
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	Liese	Lipke	Lowe	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Merideth	Moore	Morris	Muckler	Munzlinger
Myers	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Self
Shoemaker	Smith 118	Smith 14	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Wagner
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Young	Madam Speaker		

PRESENT: 001

LeVota

ABSENT WITH LEAVE: 004

Green	Johnson 61	Miller	Nieves
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On motion of Representative Hanaway, **SCS HCS HB 688, as amended**, was adopted by the following vote:

AYES: 157

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Guest	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Hunter	Ice	Jackson	Jetton
Johnson 47	Johnson 90	Jolly	Jones	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lipke
Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Selby	Self	Shoemaker	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Wagner	Walker	Wallace	Walsh	Walton
Ward	Wasson	Whorton	Wildberger	Willoughby
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 002

Bringer Merideth

PRESENT: 000

ABSENT WITH LEAVE: 004

Green Johnson 61 Kelly 144 Miller

On motion of Representative Hanaway, **SCS HCS HB 688, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 158

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins

Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Guest	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Hunter	Ice	Jackson	Jetton
Johnson 47	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lawson	Lembke	LeVota	Liese
Lipke	Lowe	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Townley	Viebrock	Villa
Vogt	Wagner	Walker	Wallace	Walsh
Walton	Ward	Wasson	Whorton	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 002

Bringer Merideth

PRESENT: 000

ABSENT WITH LEAVE: 003

Green Johnson 61 Miller

Speaker Pro Tem Jetton declared the bill passed.

Speaker Hanaway resumed the Chair.

CCR HS HCS SS#2 SCS SBs 248, 100, 118, 233, 247, 341 & 420, as amended, relating to retirement systems and benefits, was taken up by Representative Smith (118).

Representative Crowell moved the previous question.

Which motion was adopted by the following vote:

AYES: 089

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown

Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Guest
Hobbs	Holand	Hunter	Ice	Jackson
Jetton	Johnson 47	Kelly 144	King	Kingery
Lager	Lembke	Lipke	Luetkemeyer	Marsh
May	Mayer	Moore	Morris	Munzlinger
Myers	Nieves	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sander	Schaaf	Schlottach	Schneider	Self
Shoemaker	Smith 118	Smith 14	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Threlkeld	Townley
Viebrock	Wallace	Wasson	Wilson 119	Wilson 130
Wood	Wright	Yates	Madam Speaker	

NOES: 071

Abel	Adams	Barnitz	Bishop	Bland
Boykins	Bringer	Brooks	Burnett	Campbell
Carnahan	Corcoran	Curls	Darrough	Daus
Davis 122	Donnelly	El-Amin	Fraser	George
Graham	Green	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hoskins	Hubbard
Johnson 90	Jolly	Jones	Kelly 36	Kratky
Kuessner	Lawson	LeVota	Liese	Lowe
McKenna	Meiners	Merideth	Muckler	Page
Ransdall	Sager	Salva	Schoemehl	Seigfreid
Selby	Shoemyer	Skaggs	Spreng	Thompson
Villa	Vogt	Wagner	Walker	Walsh
Walton	Ward	Whorton	Wildberger	Willoughby
Wilson 25	Wilson 42	Witte	Yaeger	Young
Zweifel				

PRESENT: 001

Dougherty

ABSENT WITH LEAVE: 002

Johnson 61 Miller

On motion of Representative Smith (118), **CCR HS HCS SS#2 SCS SBs 248, 100, 118, 233, 247, 341 & 420, as amended**, was adopted by the following vote:

AYES: 155

Adams	Angst	Avery	Baker	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Boykins	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Carnahan
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest

2144 *Journal of the House*

Hampton	Harris 110	Harris 23	Haywood	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter
Ice	Jackson	Jetton	Johnson 47	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lipke	Lowe
Luetkemeyer	Marsh	Mayer	McKenna	Meiners
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 005

Barnitz	Campbell	Henke	May	Merideth
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PRESENT: 000

ABSENT WITH LEAVE: 003

Abel	Johnson 61	Miller
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On motion of Representative Smith (118), **CCS HS HCS SS#2 SCS SBs 248, 100, 118, 233, 247, 341 & 420** was truly agreed to and finally passed by the following vote:

AYES: 154

Adams	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Guest
Hampton	Harris 110	Harris 23	Haywood	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter
Ice	Jackson	Jetton	Johnson 47	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lipke	Lowe
Luetkemeyer	Marsh	Mayer	McKenna	Meiners
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman

Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Wagner	Walker	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Young	Zweifel	Madam Speaker	

NOES: 004

Campbell	Henke	May	Merideth
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PRESENT: 000

ABSENT WITH LEAVE: 005

Abel	Green	Johnson 61	Miller	Shoemyer
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Speaker Hanaway declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 155

Adams	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Guest
Hampton	Harris 110	Harris 23	Haywood	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lipke	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Wagner
Walker	Wallace	Walsh	Walton	Ward
Wasson	Whorton	Willoughby	Wilson 119	Wilson 130

2146 *Journal of the House*

Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 004

Campbell	Henke	Merideth	Wildberger
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PRESENT: 000

ABSENT WITH LEAVE: 004

Abel	Green	Johnson 61	Miller
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CCR HCS SB 39, as amended, relating to controlled substances, was taken up by Representative Mayer.

On motion of Representative Mayer, **CCR HCS SB 39, as amended**, was adopted by the following vote:

AYES: 155

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brooks	Brown	Bruns	Burnett
Byrd	Campbell	Carnahan	Cooper 120	Cooper 155
Corcoran	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Darrough	Daus	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Engler
Ervin	Fares	Fraser	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	Ice	Jackson
Jetton	Johnson 47	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lawson	Lembke	LeVota	Liese
Lipke	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Merideth	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Viebrock	Villa	Vogt
Wagner	Wallace	Walsh	Walton	Ward
Wasson	Whorton	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 002

Walker	Wilson 25
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PRESENT: 003

George Johnson 90 Lowe

ABSENT WITH LEAVE: 003

Johnson 61 Miller Townley

On motion of Representative Mayer, **CCS HCS SB 39** was truly agreed to and finally passed by the following vote:

AYES: 157

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brooks	Brown	Bruns	Burnett
Byrd	Campbell	Carnahan	Cooper 120	Cooper 155
Corcoran	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Darrough	Daus	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Engler
Ervin	Fares	Fraser	George	Goodman
Graham	Green	Guest	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hobbs
Holand	Hoskins	Hubbard	Hunter	Icet
Jackson	Jetton	Johnson 47	Johnson 90	Jolly
Jones	Kelly 144	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lawson	Lembke
Le Vota	Liese	Lipke	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Merideth
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Viebrock
Villa	Vogt	Wagner	Wallace	Walsh
Walton	Ward	Wasson	Whorton	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 002

Walker Wilson 25

PRESENT: 001

Lowe

ABSENT WITH LEAVE: 003

Johnson 61 Miller Townley

Speaker Hanaway declared the bill passed.

MESSAGE FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate requests the House grant the Senate a further conference on **HS HCS SCS SB 11, as amended.**

MOTION

Representative Crowell moved that Rule 23, Rule 29 and Rule 56(c) be suspended to allow the House Conference Committee to meet while the House is in session, suspend the 24-hour committee meeting notice requirement, and suspend the requirement that the conference committee report be distributed one legislative day in advance, for the purpose of granting further conference on **HS HCS SCS SB 11, as amended.**

Which motion was adopted by the following vote:

AYES: 115

Abel	Adams	Angst	Avery	Baker
Bean	Bearden	Behnen	Bivins	Black
Bough	Boykins	Brooks	Brown	Bruns
Byrd	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Daus	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Guest	Hilgemann
Hobbs	Hunter	Iceet	Jackson	Johnson 47
Johnson 90	Jolly	Kelly 144	King	Kingery
Lager	Lawson	Lembke	Liese	Lipke
Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Rector	Reinhart	Richard	Ruestman
Rupp	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Self	Shoemaker	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Threlkeld	Townley	Viebrock
Villa	Vogt	Wagner	Wallace	Walton
Wasson	Willoughby	Wilson 119	Wilson 130	Witte
Wood	Wright	Yates	Young	Madam Speaker

NOES: 043

Barnitz	Bishop	Bland	Bringer	Burnett
Carnahan	Corcoran	Curls	Darrough	Davis 122
El-Amin	Graham	Green	Hampton	Harris 110
Harris 23	Haywood	Henke	Holand	Hoskins
Hubbard	Jones	Kelly 36	Kratky	Kuessner
LeVota	Merideth	Ransdall	Roark	Sager
Salva	Selby	Skaggs	Thompson	Walker

Walsh	Ward	Whorton	Wildberger	Wilson 25
Wilson 42	Yaeger	Zweifel		

PRESENT: 002

Campbell	Shoemyer
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ABSENT WITH LEAVE: 003

Jetton	Johnson 61	Miller
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BILL CARRYING REQUEST MESSAGE

HS HCS SCS SB 11, as amended, relating to taxation, was taken up by Representative Sutherland.

Representative Sutherland moved that the House grant the Senate a further conference on **HS HCS SCS SB 11, as amended**, and the House conferees be allowed to exceed the differences.

Representative Barnitz made a substitute motion that the House grant the Senate a further conference on **HS HCS SCS SB 11, as amended**, and the House conferees be allowed to exceed the differences and be bound to the House position on counties opting in for the sales tax holiday.

Representative Crowell moved the previous question.

Which motion was adopted by the following vote:

AYES: 089

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Guest
Hobbs	Holand	Hunter	Icet	Jackson
Jetton	Johnson 47	Kelly 144	King	Kingery
Lager	Lembke	Lipke	Luetkemeyer	Marsh
May	Mayer	Moore	Morris	Munzlinger
Myers	Nieves	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sander	Schaaf	Schlottach	Schneider	Self
Shoemaker	Smith 118	Smith 14	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Threlkeld	Viebrock
Wallace	Wasson	Whorton	Wilson 119	Wilson 130
Wood	Wright	Yates	Madam Speaker	

NOES: 070

Abel	Adams	Barnitz	Bishop	Bland
Boykins	Bringer	Brooks	Burnett	Campbell
Carnahan	Corcoran	Curls	Darrough	Daus
Davis 122	Donnelly	El-Amin	Fraser	George

Graham	Green	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hoskins	Hubbard
Johnson 90	Jolly	Jones	Kelly 36	Kratky
Kuessner	Lawson	LeVota	Liese	Lowe
McKenna	Meiners	Merideth	Muckler	Page
Ransdall	Sager	Salva	Schoemehl	Seigfreid
Selby	Shoemyer	Skaggs	Spreng	Thompson
Villa	Vogt	Wagner	Walker	Walsh
Walton	Ward	Wildberger	Willoughby	Wilson 25
Wilson 42	Witte	Yaeger	Young	Zweifel

PRESENT: 001

Dougherty

ABSENT WITH LEAVE: 003

Johnson 61 Miller Townley

The substitute motion was withdrawn.

Representative Sutherland again moved that the House grant the Senate a further conference on **HS HCS SCS SB 11, as amended**, and the House conferees be allowed to exceed the differences.

Which motion was adopted.

RE-APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker re-appointed the following Conference Committee to act with a like committee from the Senate on the following bill:

HS HCS SCS SB 11: Representatives Sutherland, Shoemaker (8), Rupp, Page and Willoughby

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate conferees on **HS HCS SCS SB 11, as amended**, are allowed to exceed the differences.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has re-appointed the following Conference Committee to act with a like Committee from the House on **HS HCS SCS SB 11, as amended**: Senators Kinder, Vogel, Bartle, Stoll and Coleman.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report No. 3 on **HS HCS SCS SB 11, as amended**, and has taken up and passed **CCS#2 HS HCS SCS SB 11, as amended by Conference Committee Amendment No. 1 and Conference Committee Amendment No. 2.**

Emergency clause adopted.

Speaker Pro Tem Jetton resumed the Chair.

Speaker Hanaway resumed the Chair.

BILL IN CONFERENCE

CCR HCS SCS SB 675, as amended, relating to special funds, was taken up by Representative Cooper (120).

Representative Crowell moved the previous question.

Which motion was adopted by the following vote:

AYES: 088

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Guest
Hobbs	Holand	Hunter	Ice	Jackson
Jetton	Johnson 47	Kelly 144	King	Kingery
Lager	Lembke	Lipke	Luetkemeyer	Marsh
May	Mayer	Moore	Morris	Munzlinger
Myers	Nieves	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sander	Schaaf	Schlottach	Schneider	Self
Shoemaker	Smith 118	Smith 14	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Threlkeld	Townley
Viebrock	Wallace	Wilson 119	Wilson 130	Wood
Wright	Yates	Madam Speaker		

NOES: 071

Abel	Adams	Barnitz	Bishop	Bland
Boykins	Bringer	Brooks	Burnett	Campbell
Carnahan	Corcoran	Curls	Darrough	Daus
Davis 122	Donnelly	El-Amin	Fraser	George
Graham	Green	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hoskins	Hubbard
Johnson 90	Jolly	Jones	Kelly 36	Kratky
Kuessner	Lawson	LeVota	Liese	Lowe
McKenna	Meiners	Merideth	Muckler	Page
Ransdall	Sager	Salva	Schoemehl	Seigfreid
Selby	Shoemyer	Skaggs	Spreng	Thompson
Villa	Vogt	Wagner	Walker	Walsh
Walton	Ward	Whorton	Wildberger	Willoughby
Wilson 25	Wilson 42	Witte	Yaeger	Young
Zweifel				

2152 *Journal of the House*

PRESENT: 001

Dougherty

ABSENT WITH LEAVE: 003

Johnson 61

Miller

Wasson

On motion of Representative Cooper (120), **CCR HCS SCS SB 675, as amended**, was adopted by the following vote:

AYES: 116

Adams	Angst	Avery	Baker	Bean
Bearden	Behnen	Bivins	Black	Bough
Boykins	Brown	Bruns	Campbell	Cooper 120
Cooper 155	Corcoran	Crawford	Crowell	Cunningham 145
Cunningham 86	Darrough	Davis 122	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Guest	Hampton
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Ice	Jackson	Jetton	Johnson 47
Jolly	Kelly 144	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lawson	Lembke
Liese	Lipke	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Moore	Morris
Munzlinger	Myers	Nieves	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Rector	Reinhart	Richard	Ruestman	Rupp
Sander	Schaaf	Schlottach	Schneider	Seigfreid
Self	Shoemaker	Smith 118	Smith 14	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Viebrock	Wagner	Wallace	Wasson
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yates	Young	Zweifel
Madam Speaker				

NOES: 040

Barnitz	Bishop	Bland	Bringer	Brooks
Burnett	Carnahan	Curls	Daus	Davis 19
Graham	Green	Harris 110	Haywood	Henke
Johnson 90	Jones	LeVota	Lowe	Merideth
Muckler	Page	Roark	Sager	Salva
Schoemehl	Selby	Skaggs	Spreng	Townley
Villa	Vogt	Walker	Walsh	Walton
Ward	Whorton	Wildberger	Willoughby	Yaeger

PRESENT: 004

Abel

Harris 23

Ransdall

Shoemyer

ABSENT WITH LEAVE: 003

Byrd

Johnson 61

Miller

On motion of Representative Cooper (120), **CCS HCS SCS SB 675** was truly agreed to and finally passed by the following vote:

AYES: 118

Abel	Adams	Angst	Avery	Baker
Bean	Bearden	Behnen	Bivins	Black
Bough	Boykins	Brown	Bruns	Byrd
Campbell	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Darrough	Davis 122
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Engler
Ervin	Fares	Fraser	Goodman	Guest
Hampton	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Hunter	Ice	Jackson	Jetton
Johnson 47	Jolly	Kelly 144	Kelly 36	King
Kingery	Kuessner	Lager	Lawson	Lembke
Liese	Lipke	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Moore	Morris
Munzlinger	Myers	Nieves	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Rector	Reinhart	Richard	Ruestman	Rupp
Salva	Sander	Schaaf	Schlottach	Schneider
Seigfreid	Self	Shoemaker	Smith 118	Smith 14
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Viebrock	Wagner	Wallace
Ward	Wasson	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yates
Young	Zweifel	Madam Speaker		

NOES: 039

Barnitz	Bishop	Bland	Bringer	Brooks
Burnett	Carnahan	Curls	Daus	Davis 19
George	Graham	Green	Harris 110	Haywood
Henke	Johnson 90	Jones	LeVota	Lowe
Merideth	Muckler	Page	Roark	Sager
Schoemehl	Selby	Skaggs	Spreng	Townley
Villa	Vogt	Walker	Walsh	Walton
Whorton	Wildberger	Willoughby	Yaeger	

PRESENT: 003

Harris 23	Ransdall	Shoemyer
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ABSENT WITH LEAVE: 003

Johnson 61	Kratky	Miller
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Speaker Hanaway declared the bill passed.

The emergency clause was defeated by the following vote:

AYES: 103

Angst	Avery	Baker	Barnitz	Bean
Bearden	Behnen	Bivins	Black	Bough
Brown	Bruns	Byrd	Campbell	Cooper 120
Cooper 155	Corcoran	Crawford	Crowell	Cunningham 145
Cunningham 86	Darrough	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dougherty	Dusenberg
Emery	Engler	Ervin	Fares	Goodman
Guest	Hampton	Hilgemann	Hobbs	Holand
Hunter	Ice	Jackson	Jetton	Johnson 47
Jolly	Kelly 144	King	Kingery	Kratky
Lager	Lawson	Lembke	Lipke	Luetkemeyer
Marsh	May	Mayer	Moore	Morris
Munzlinger	Myers	Nieves	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Rector	Reinhart	Richard	Ruestman	Rupp
Sander	Schaaf	Schlottach	Schneider	Seigfreid
Self	Shoemaker	Smith 118	Smith 14	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Threlkeld
Viebrock	Wallace	Walton	Wasson	Wilson 119
Wilson 130	Wilson 25	Witte	Wood	Wright
Yates	Zweifel	Madam Speaker		

NOES: 034

Adams	Bishop	Bland	Bringer	Brooks
Burnett	Carnahan	Daus	Donnelly	Fraser
Graham	Green	Harris 110	Haywood	Henke
Hoskins	Johnson 90	Jones	Kuessner	LeVota
Lowe	Merideth	Muckler	Roark	Sager
Salva	Selby	Skaggs	Spreng	Townley
Villa	Vogt	Wilson 42	Yaeger	

PRESENT: 021

Abel	Boykins	Curls	El-Amin	George
Harris 23	Kelly 36	Liese	Meiners	Page
Ransdall	Schoemehl	Shoemyer	Thompson	Walker
Walsh	Ward	Whorton	Wildberger	Willoughby
Young				

ABSENT WITH LEAVE: 005

Hubbard	Johnson 61	McKenna	Miller	Wagner
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Representative Cooper (120) requested a verification of the roll call on the motion to adopt the emergency clause.

THIRD READING OF SENATE BILL

SS SS SCS SB 280, relating to tort reform, was taken up by Representative Byrd.

Representative Crowell moved the previous question.

Which motion was adopted by the following vote:

AYES: 089

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Guest
Hobbs	Holand	Hunter	Ice	Jackson
Jetton	Johnson 47	Kelly 144	King	Kingery
Lager	Lembke	Lipke	Luetkemeyer	Marsh
May	Mayer	Moore	Morris	Munzlinger
Myers	Nieves	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sander	Schaaf	Schlottach	Schneider	Self
Shoemaker	Smith 118	Smith 14	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Threlkeld	Townley
Viebrock	Wallace	Wasson	Wilson 119	Wilson 130
Wood	Wright	Yates	Madam Speaker	

NOES: 068

Abel	Adams	Barnitz	Bishop	Bland
Bringer	Brooks	Burnett	Carnahan	Corcoran
Curls	Darrough	Daus	Davis 122	Donnelly
Dougherty	El-Amin	Fraser	George	Graham
Green	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hoskins	Hubbard	Johnson 90
Jolly	Kelly 36	Kratky	Kuessner	LeVota
Liese	Lowe	McKenna	Meiners	Merideth
Muckler	Page	Ransdall	Sager	Salva
Schoemehl	Seigfreid	Selby	Shoemyer	Skaggs
Spreng	Thompson	Villa	Vogt	Wagner
Walker	Walsh	Walton	Ward	Whorton
Wildberger	Willoughby	Wilson 25	Wilson 42	Witte
Yaeger	Young	Zweifel		

PRESENT: 000

ABSENT WITH LEAVE: 006

Boykins	Campbell	Johnson 61	Jones	Lawson
Miller				

Representative Willoughby requested a verification of the roll call on the motion to move the previous question.

On motion of Representative Byrd, **SS SS SCS SB 280** was truly agreed to and finally passed by the following vote:

AYES: 098

Angst	Avery	Baker	Barnitz	Bean
Bearden	Behnen	Bivins	Black	Bringer
Brown	Bruns	Byrd	Cooper 120	Cooper 155
Crawford	Crowell	Cunningham 145	Cunningham 86	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Dusenberg
Emery	Engler	Ervin	Fares	Goodman
Guest	Hampton	Harris 110	Hobbs	Holand
Hunter	Ice	Jackson	Jetton	Johnson 47
Kelly 144	Kelly 36	King	Kingery	Kuessner
Lager	Lembke	Lipke	Luetkemeyer	Marsh
May	Mayer	Meiners	Moore	Morris
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sander	Schaaf	Schlottach
Schneider	Seigfreid	Self	Shoemaker	Smith 118
Smith 14	St. Onge	Stefanick	Stevenson	Sutherland
Threlkeld	Townley	Viebrock	Wallace	Ward
Wasson	Wilson 119	Wilson 130	Witte	Wood
Wright	Yates	Madam Speaker		

NOES: 058

Abel	Adams	Bishop	Bland	Brooks
Burnett	Campbell	Carnahan	Corcoran	Curls
Darrough	Daus	Davis 122	Donnelly	Dougherty
El-Amin	Fraser	George	Graham	Green
Harris 23	Haywood	Hilgemann	Hoskins	Hubbard
Johnson 90	Jolly	Jones	Kratky	LeVota
Liese	Lowe	McKenna	Merideth	Muckler
Ransdall	Sager	Salva	Schoemehl	Selby
Shoemyer	Skaggs	Spreng	Thompson	Villa
Vogt	Wagner	Walker	Walsh	Walton
Whorton	Wildberger	Willoughby	Wilson 25	Wilson 42
Yaeger	Young	Zweifel		

PRESENT: 002

Bough	Henke
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ABSENT WITH LEAVE: 005

Boykins	Johnson 61	Lawson	Miller	Taylor
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Speaker Hanaway declared the bill passed.

Representative Byrd requested a verification of the roll call on the motion to truly agree to and finally pass **SS SS SCS SB 280**.

Speaker Pro Tem Jetton resumed the Chair.

SENATE CONCURRENT RESOLUTION

SCR 21, relating to the dairy industry, was taken up by Representative King.

Representative Crowell moved the previous question.

Which motion was adopted by the following vote:

AYES: 089

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Guest
Hobbs	Holand	Hunter	Icet	Jackson
Jetton	Johnson 47	Kelly 144	King	Kingery
Lager	Lembke	Lipke	Luetkemeyer	Marsh
May	Mayer	Moore	Morris	Munzlinger
Myers	Nieves	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sander	Schaaf	Schlottach	Schneider	Self
Shoemaker	Smith 118	Smith 14	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Threlkeld	Townley
Viebrock	Wallace	Wasson	Wilson 119	Wilson 130
Wood	Wright	Yates	Madam Speaker	

NOES: 070

Abel	Adams	Barnitz	Bishop	Bland
Boykins	Bringer	Brooks	Burnett	Campbell
Carnahan	Corcoran	Curls	Darrough	Daus
Davis 122	Donnelly	El-Amin	Fraser	George
Graham	Green	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hoskins	Hubbard
Johnson 90	Jolly	Jones	Kelly 36	Kratky
Kuessner	Lawson	LeVota	Liese	Lowe
McKenna	Meiners	Merideth	Muckler	Page
Ransdall	Sager	Salva	Schoemehl	Seigfreid
Selby	Shoemyer	Skaggs	Spreng	Thompson
Villa	Vogt	Walker	Walsh	Walton
Ward	Whorton	Wildberger	Willoughby	Wilson 25
Wilson 42	Witte	Yaeger	Young	Zweifel

PRESENT: 001

Dougherty

ABSENT WITH LEAVE: 003

Johnson 61 Miller Wagner

On motion of Representative King, **SCR 21** was adopted by the following vote:

AYES: 156

Adams	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins

Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	Ice	Jackson
Jetton	Johnson 47	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Merideth	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Selby	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Townley	Viebrock	Villa
Vogt	Walker	Wallace	Walsh	Walton
Ward	Wasson	Whorton	Wildberger	Willoughby
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 000

PRESENT: 002

Abel Lowe

ABSENT WITH LEAVE: 005

Johnson 61 Miller Self Wagner Wilson 119

HOUSE BILLS WITH SENATE AMENDMENTS

SCS HB 445, as amended, relating to Christian Science practitioners, was taken up by Representative Portwood.

On motion of Representative Portwood, **SCS HB 445, as amended**, was adopted by the following vote:

AYES: 148

Abel	Adams	Angst	Avery	Baker
Barnitz	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford

Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Engler	Ervin	Fares	Fraser	George
Goodman	Graham	Green	Guest	Hampton
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter
Ice	Jackson	Jetton	Johnson 47	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	LeVota	Lipke	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Merideth
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Sutherland	Taylor
Thompson	Threlkeld	Townley	Villa	Vogt
Walker	Walsh	Walton	Ward	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 004

Daus	Emery	Selby	Stevenson
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PRESENT: 008

Bean	Campbell	Liese	Lowe	Viebrock
Wallace	Wasson	Whorton		

ABSENT WITH LEAVE: 003

Johnson 61	Miller	Wagner
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On motion of Representative Portwood, **SCS HB 445, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 143

Abel	Adams	Angst	Avery	Baker
Barnitz	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Engler	Ervin	Fares	Fraser	George
Goodman	Graham	Green	Guest	Hampton
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Hobbs	Hoskins	Hubbard	Hunter	Ice
Jackson	Jetton	Johnson 47	Johnson 90	Jolly
Jones	Kelly 144	Kelly 36	King	Kingery

Kratky	Kuessner	Lager	Lawson	Lembke
LeVota	Lipke	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Merideth	Morris
Muckler	Munzlinger	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Thompson	Threlkeld	Townley	Villa	Vogt
Walker	Walsh	Walton	Ward	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 004

Daus	Emery	Selby	Stevenson
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PRESENT: 010

Bean	Campbell	Liese	Lowe	Myers
Taylor	Viebrock	Wallace	Wasson	Whorton

ABSENT WITH LEAVE: 006

Holand	Johnson 61	Miller	Moore	Sutherland
Wagner				

Speaker Pro Tem Jetton declared the bill passed.

SS SCS HS HCS HB 257, as amended, relating to tax credits, was taken up by Representative Munzlinger.

Representative Munzlinger moved that **SS SCS HS HCS HB 257, as amended**, be adopted.

Representative Ransdall made a substitute motion that the House refuse to adopt **SS SCS HS HCS HB 257, as amended**, and request the Senate to recede from its position on Section 1, Page 39, Lines 4 through 12 or, failing to do so, grant the House a conference.

Representative Crowell moved the previous question.

Which motion was adopted by the following vote:

AYES: 085

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Deeken	Dempsey	Dethrow
Dixon	Dusenberg	Emery	Engler	Ervin
Fares	Goodman	Guest	Hobbs	Holand
Hunter	Icet	Jackson	Jetton	Johnson 47

Kelly 144	King	Kingery	Lager	Lembke
Lipke	Luetkemeyer	Marsh	May	Mayer
Moore	Morris	Munzlinger	Myers	Nieves
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sander	Schaaf
Schlottach	Schneider	Self	Shoemaker	Smith 118
Smith 14	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Threlkeld	Townley	Viebrock	Wasson
Wilson 119	Wilson 130	Wood	Wright	Yates

NOES: 066

Abel	Adams	Barnitz	Bishop	Bland
Boykins	Bringer	Burnett	Campbell	Carnahan
Corcoran	Curls	Darrough	Daus	Davis 122
Donnelly	Dougherty	El-Amin	Fraser	George
Green	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hoskins	Johnson 90	Jolly
Jones	Kelly 36	Kuessner	Lawson	LeVota
Liese	Lowe	Meiners	Merideth	Muckler
Page	Ransdall	Sager	Salva	Schoemehl
Seigfreid	Selby	Shoemyer	Skaggs	Spreng
Thompson	Villa	Vogt	Walker	Walsh
Walton	Ward	Whorton	Wildberger	Willoughby
Wilson 25	Wilson 42	Witte	Yaeger	Young
Zweifel				

PRESENT: 000

ABSENT WITH LEAVE: 012

Brooks	Cunningham 86	Davis 19	Graham	Hubbard
Johnson 61	Kratky	McKenna	Miller	Wagner
Wallace	Madam Speaker			

Representative Johnson (90) requested a verification of the roll call on the motion to move the previous question.

Speaker Hanaway resumed the Chair.

Representative Ransdall again moved that the House refuse to adopt **SS SCS HS HCS HB 257, as amended**, and request the Senate to recede from its position on Section 1, Page 39, Lines 4 through 12 or, failing to do so, grant the House a conference.

Which motion was defeated by the following vote:

AYES: 067

Abel	Adams	Barnitz	Bishop	Black
Bland	Boykins	Bringer	Brooks	Burnett
Campbell	Carnahan	Corcoran	Curls	Darrough
Daus	Davis 122	Donnelly	Dougherty	Engler
Fraser	George	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hoskins	Johnson 90

Jolly	Jones	Kelly 36	Kratky	Kuessner
LeVota	Liese	Lowe	Meiners	Merideth
Muckler	Page	Purgason	Ransdall	Sager
Schoemehl	Seigfreid	Selby	Shoemyer	Skaggs
Spreng	Thompson	Villa	Vogt	Walker
Walsh	Walton	Ward	Whorton	Wildberger
Willoughby	Wilson 25	Wilson 42	Witte	Yaeger
Young	Zweifel			

NOES: 084

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Bough	Brown	Bruns
Cooper 120	Cooper 155	Crawford	Crowell	Cunningham 145
Davis 19	Deeken	Dempsey	Dethrow	Dixon
Dusenberg	Emery	Ervin	Fares	Goodman
Guest	Hobbs	Holand	Hunter	Ice
Jackson	Jetton	Johnson 47	Kelly 144	King
Kingery	Lager	Lembke	Lipke	Luetkemeyer
Marsh	May	Mayer	Moore	Morris
Munzlinger	Myers	Nieves	Parker	Pearce
Phillips	Portwood	Pratt	Quinn	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sander	Schaaf	Schlottach	Schneider	Self
Shoemaker	Smith 118	Smith 14	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Threlkeld	Townley
Viebrock	Wallace	Wasson	Wilson 119	Wilson 130
Wood	Wright	Yates	Madam Speaker	

PRESENT: 001

Byrd

ABSENT WITH LEAVE: 011

Cunningham 86	El-Amin	Graham	Green	Hubbard
Johnson 61	Lawson	McKenna	Miller	Salva
Wagner				

Representative Ransdall requested a verification of the roll call on the motion to adopt the substitute motion.

On motion of Representative Munzlinger, **SS SCS HS HCS HB 257, as amended**, was adopted by the following vote:

AYES: 133

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bivins	Black
Bland	Bough	Boykins	Bringer	Brooks
Brown	Bruns	Burnett	Carnahan	Cooper 120
Cooper 155	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dougherty	Dusenberg
Emery	Engler	Ervin	Fares	George
Goodman	Graham	Guest	Harris 23	Haywood
Hobbs	Holand	Hubbard	Hunter	Ice

Jackson	Jetton	Johnson 47	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Merideth	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Wallace	Walsh	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Young	Madam Speaker		

NOES: 023

Adams	Bishop	Campbell	Corcoran	Darrrough
Donnelly	Fraser	Green	Harris 110	Henke
Hilgemann	Hoskins	Johnson 90	Lowe	Page
Ransdall	Sager	Selby	Walker	Walton
Ward	Wilson 25	Zweifel		

PRESENT: 004

Byrd	El-Amin	Hampton	Seigfreid
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ABSENT WITH LEAVE: 003

Johnson 61	Miller	Wagner
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On motion of Representative Munzlinger, **SS SCS HS HCS HB 257, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 133

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bivins	Black
Bland	Bough	Boykins	Bringer	Brooks
Brown	Bruns	Burnett	Carnahan	Cooper 120
Cooper 155	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
George	Goodman	Graham	Guest	Harris 23
Haywood	Hilgemann	Hobbs	Holand	Hubbard
Hunter	Iceet	Jackson	Johnson 47	Jolly
Jones	Kelly 144	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lawson	Lembke
LeVota	Liese	Lipke	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Merideth
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Salva

2164 *Journal of the House*

Sander	Schaaf	Schlottach	Schneider	Schoemehl
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Threlkeld	Townley	Viebrock
Villa	Vogt	Wallace	Walsh	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Young	Madam Speaker		

NOES: 020

Adams	Bishop	Corcoran	Darrough	Donnelly
Fraser	Green	Henke	Hoskins	Johnson 90
Lowe	Page	Ransdall	Sager	Selby
Walker	Walton	Ward	Wilson 25	Zweifel

PRESENT: 004

Byrd	Hampton	Harris 110	Seigfreid
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ABSENT WITH LEAVE: 006

Campbell	Jetton	Johnson 61	Miller	Thompson
Wagner				

Speaker Hanaway declared the bill passed.

BILL IN CONFERENCE

CCR SS HB 412, as amended, relating to inaugural committees, was taken up by Representative Goodman.

On motion of Representative Goodman, **CCR SS HB 412, as amended**, was adopted by the following vote:

AYES: 138

Abel	Adams	Angst	Avery	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Bringer	Brown	Bruns
Burnett	Byrd	Carnahan	Cooper 120	Cooper 155
Corcoran	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Haywood
Hobbs	Hoskins	Hubbard	Hunter	Icet
Jackson	Jetton	Johnson 47	Johnson 90	Jolly
Kelly 144	Kelly 36	King	Kingery	Kratky
Lager	Lawson	Lembke	LeVota	Liese
Lipke	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Merideth	Moore	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard

Roark	Ruestman	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Vogt	Wallace	Walton	Ward
Wasson	Whorton	Willoughby	Wilson 119	Wilson 130
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Zweifel	Madam Speaker		

NOES: 017

Barnitz	Campbell	Darrough	George	Hilgemann
Holand	Jones	Kuessner	Lowe	Morris
Selby	Villa	Walker	Walsh	Wildberger
Wilson 25	Young			

PRESENT: 003

Brooks	Henke	Spreng
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ABSENT WITH LEAVE: 005

Baker	Boykins	Johnson 61	Miller	Wagner
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On motion of Representative Goodman, **CCS SS HB 412** was read the third time and passed by the following vote:

AYES: 137

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Bringer
Brown	Bruns	Burnett	Byrd	Carnahan
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	Emery	Engler	Ervin
Fares	Fraser	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Haywood
Hilgemann	Hobbs	Hoskins	Hubbard	Hunter
Icet	Jetton	Johnson 47	Johnson 90	Jolly
Kelly 144	Kelly 36	King	Kingery	Kratky
Lager	Lawson	Lembke	LeVota	Liese
Lipke	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Merideth	Moore	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Wallace	Walton	Ward	Wasson
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Zweifel	Madam Speaker			

NOES: 020

Boykins	Campbell	Daus	El-Amin	George
Holand	Jackson	Jones	Kuessner	Lowe
Morris	Selby	Spreng	Villa	Vogt
Walker	Walsh	Whorton	Wildberger	Young

PRESENT: 002

Brooks	Henke
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ABSENT WITH LEAVE: 004

Darrough	Johnson 61	Miller	Wagner
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Speaker Hanaway declared the bill passed.

HOUSE BILL WITH SENATE AMENDMENTS

SS#2 SS SCS HB 444, as amended, relating to the Gaming Commission Fund, was taken up by Representative Jackson.

Representative Crowell moved the previous question.

Which motion was adopted by the following vote:

AYES: 088

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Guest
Hobbs	Holand	Hunter	Icet	Jackson
Jetton	Johnson 47	Kelly 144	King	Kingery
Lager	Lembke	Lipke	Luetkemeyer	Marsh
May	Mayer	Moore	Morris	Munzlinger
Myers	Nieves	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sander	Schaaf	Schlottach	Schneider	Self
Shoemaker	Smith 14	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Threlkeld	Townley	Viebrock
Wallace	Wasson	Wilson 119	Wilson 130	Wood
Wright	Yates	Madam Speaker		

NOES: 070

Abel	Adams	Barnitz	Bishop	Bland
Boykins	Bringer	Brooks	Burnett	Campbell
Carnahan	Corcoran	Curls	Darrough	Daus
Davis 122	Donnelly	El-Amin	Fraser	George
Graham	Green	Hampton	Harris 110	Harris 23

Haywood	Henke	Hilgemann	Hoskins	Hubbard
Johnson 90	Jolly	Jones	Kelly 36	Kratky
Kuessner	Lawson	LeVota	Liese	Lowe
McKenna	Meiners	Merideth	Muckler	Page
Ransdall	Sager	Salva	Schoemehl	Seigfreid
Selby	Shoemyer	Skaggs	Spreng	Thompson
Villa	Vogt	Walker	Walsh	Walton
Ward	Whorton	Wildberger	Willoughby	Wilson 25
Wilson 42	Witte	Yaeger	Young	Zweifel

PRESENT: 001

Dougherty

ABSENT WITH LEAVE: 004

Johnson 61	Miller	Smith 118	Wagner
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On motion of Representative Jackson, **SS#2 SS SCS HB 444, as amended**, was adopted by the following vote:

AYES: 149

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Green	Guest	Hampton
Harris 110	Harris 23	Haywood	Henke	Hobbs
Holand	Hoskins	Hubbard	Hunter	Ice
Jackson	Jetton	Johnson 47	Johnson 90	Jolly
Jones	Kelly 144	Kelly 36	King	Kingery
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Merideth	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Selby	Self
Shoemaker	Skaggs	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Walker	Wallace	Walsh	Walton	Ward
Wasson	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Yaeger
Yates	Young	Zweifel	Madam Speaker	

NOES: 005

Davis 19	Graham	Lowe	Whorton	Wright
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PRESENT: 000

ABSENT WITH LEAVE: 009

Bearden	Cooper 120	Hilgemann	Johnson 61	Kratky
Miller	Shoemyer	Smith 118	Wagner	

On motion of Representative Jackson, **SS#2 SS SCS HB 444, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 141

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Ervin	Fares
Fraser	George	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Hunter	Icey	Jackson	Jetton
Johnson 47	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lawson	Lembke	Liese	Lipke
Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Merideth	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Pratt	Purgason	Quinn
Ransdall	Rector	Roark	Ruestman	Rupp
Sager	Salva	Schlottach	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Viebrock
Villa	Vogt	Wallace	Walsh	Walton
Ward	Wasson	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 002

Davis 19	Whorton
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PRESENT: 000

ABSENT WITH LEAVE: 020

Bearden	Byrd	Crawford	Daus	Davis 122
Engler	Johnson 61	LeVota	Meiners	Miller
Portwood	Reinhart	Richard	Sander	Schaaf
Schneider	Smith 118	Townley	Wagner	Walker

Speaker Hanaway declared the bill passed.

**CONFERENCE COMMITTEE REPORT NO. 3
ON
HOUSE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 11**

The Conference Committee appointed on House Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 11, with House Amendment Nos. 1, 2, and 3, House Substitute Amendment No. 1 for House Amendment No. 4, and House Amendment No. 5, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 11, as amended;
2. That the Senate recede from its position on Senate Committee Substitute for Senate Bill No. 11;
3. That Conference Committee Amendment Nos. 1 and 2 be adopted;
4. That the attached Conference Committee Substitute No. 2 for House Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 11, with Conference Committee Amendment Nos. 1 and 2, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Peter D. Kinder
/s/ Matt Bartle
/s/ Carl Vogel
/s/ Steve Stoll
/s/ Maida J. Coleman

FOR THE HOUSE:

/s/ Christopher Shoemaker
/s/ Mike Sutherland
/s/ Scott Rupp
/s/ Sam Page
/s/ Philip Willoughby

Conference Committee Amendment No. 1

AMEND Conference Committee Substitute No. 2 for House Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 11, Page 12, Section 137.100, Lines 13-29 of said page, by striking all of said lines; and

Further amend said bill, Page 13, Section 137.100, Lines 1-4 of said page, by striking all of said lines; and further amend by renumbering the remaining subdivisions accordingly; and

Further amend said bill, Page 32, Section 144.030, Line 26 of said page, by striking the semi-colon ";"; and

Further amend lines 27-29 of said page, by striking all of said lines; and

Further amend said bill, Page 33, Section 144.030, Lines 1-3 of said page, by striking all of said lines and inserting in lieu thereof the following: ". ."; and

Further amend said bill, Page 35, Section 144.615, Line 8 of said page, by striking the words "or other transfer".

Conference Committee Amendment No. 2

AMEND Conference Committee Substitute No. 2 for House Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 11, Page 1, In the Title, Line 6 of said title, by inserting immediately after the word "section" the following: "and an emergency clause for a certain section"; and

Further amend said bill, Page 37, Section 260.830, Line 21 of said page, by inserting after all of said line the following:

"Section B. Because of the need to stimulate economic activity, the enactment of section 144.049 of this act is deemed necessary for the immediate preservation of the public health, welfare, peace and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and the enactment of section 144.049 of this act shall be in full force and effect upon its passage and approval.".

BILL IN CONFERENCE

CCR#3 HS HCS SCS SB 11, as amended, relating to taxation, was taken up by Representative Sutherland.

Representative Crowell moved the previous question.

Which motion was adopted by the following vote:

AYES: 084

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dusenberg	Emery	Engler
Ervin	Fares	Goodman	Guest	Hobbs
Hunter	Icet	Jackson	Jetton	Johnson 47
Kelly 144	King	Kingery	Lager	Lembke
Lipke	Luetkemeyer	May	Mayer	Moore
Morris	Munzlinger	Myers	Nieves	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sander	Schaaf	Schlottach
Schneider	Self	Shoemaker	Smith 14	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Threlkeld
Townley	Viebrock	Wallace	Wasson	Wilson 119
Wilson 130	Wright	Yates	Madam Speaker	

NOES: 066

Abel	Adams	Barnitz	Bishop	Bland
Boykins	Bringer	Brooks	Burnett	Campbell
Carnahan	Corcoran	Curls	Darrough	Daus
Davis 122	Donnelly	El-Amin	Fraser	George

Graham	Green	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hoskins	Hubbard
Jolly	Jones	Kelly 36	Kratky	Kuessner
LeVota	Liese	Lowe	McKenna	Meiners
Merideth	Muckler	Page	Ransdall	Sager
Schoemehl	Seigfreid	Selby	Shoemyer	Skaggs
Spreng	Thompson	Villa	Vogt	Walker
Walsh	Walton	Ward	Wildberger	Willoughby
Wilson 25	Wilson 42	Witte	Yaeger	Young
Zweifel				

PRESENT: 001

Dougherty

ABSENT WITH LEAVE: 012

Byrd	Holand	Johnson 61	Johnson 90	Lawson
Marsh	Miller	Salva	Smith 118	Wagner
Whorton	Wood			

On motion of Representative Sutherland, **CCR#3 HS HCS SCS SB 11, as amended**, was adopted by the following vote:

AYES: 104

Abel	Adams	Avery	Baker	Bean
Behnen	Bivins	Black	Bland	Boykins
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Crowell	Cunningham 86
Davis 19	Deeken	Dempsey	Donnelly	Dusenberg
Emery	Ervin	Fraser	George	Goodman
Graham	Green	Guest	Harris 23	Haywood
Hilgemann	Hobbs	Hubbard	Ice	Jackson
Jetton	Johnson 90	Jolly	Jones	King
Kingery	Kratky	Lager	Lawson	Lembke
Liese	Lipke	Lowe	Luetkemeyer	Marsh
Mayer	McKenna	Meiners	Moore	Munzlinger
Myers	Nieves	Page	Phillips	Portwood
Pratt	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sager
Sander	Schaaf	Schoemehl	Self	Shoemaker
Shoemyer	Skaggs	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Townley	Viebrock
Vogt	Walker	Walsh	Walton	Ward
Willoughby	Wilson 119	Wilson 130	Wilson 42	Witte
Wright	Yaeger	Yates	Madam Speaker	

NOES: 051

Angst	Barnitz	Bearden	Bishop	Bough
Bringer	Cooper 155	Corcoran	Crawford	Cunningham 145
Curls	Darrough	Daus	Davis 122	Dethrow
Dixon	Dougherty	Fares	Hampton	Harris 110
Henke	Hunter	Johnson 47	Kelly 144	Kelly 36
Kuessner	LeVota	May	Merideth	Morris
Muckler	Parker	Pearce	Purgason	Salva
Schlottach	Schneider	Seigfreid	Selby	Smith 14

2172 *Journal of the House*

Spreng	Threlkeld	Villa	Wallace	Wasson
Whorton	Wildberger	Wilson 25	Wood	Young
Zweifel				

PRESENT: 003

El-Amin	Engler	Hoskins
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ABSENT WITH LEAVE: 005

Holand	Johnson 61	Miller	Smith 118	Wagner
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On motion of Representative Sutherland, **CCS#2 HS HCS SCS SB 11, as amended by Conference Committee Amendment No. 1 and Conference Committee Amendment No. 2**, was truly agreed to and finally passed by the following vote:

AYES: 102

Abel	Adams	Avery	Baker	Bean
Behnen	Bivins	Black	Bland	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Crowell	Cunningham 145	Cunningham 86
Curls	Davis 122	Davis 19	Deeken	Dempsey
Dusenberg	Emery	Ervin	George	Goodman
Graham	Green	Guest	Harris 23	Haywood
Hilgemann	Hobbs	Hubbard	Icet	Jackson
Jetton	Johnson 90	Jolly	Jones	Kelly 144
King	Kingery	Kratky	Lager	Lawson
Lembke	Liese	Lipke	Lowe	Luetkemeyer
Marsh	Mayer	Meiners	Moore	Munzlinger
Myers	Nieves	Page	Phillips	Pratt
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sager	Sander
Schoemehl	Seigfreid	Self	Shoemaker	Shoemyer
Skaggs	St. Onge	Stefanick	Stevenson	Sutherland
Thompson	Townley	Viebrock	Vogt	Walker
Walsh	Walton	Ward	Willoughby	Wilson 119
Wilson 130	Wilson 42	Witte	Wright	Yaeger
Yates	Madam Speaker			

NOES: 053

Angst	Barnitz	Bearden	Bishop	Bough
Boykins	Bringer	Corcoran	Crawford	Darrough
Daus	Dethrow	Dixon	Donnelly	Dougherty
Fares	Fraser	Hampton	Harris 110	Henke
Holand	Hunter	Johnson 47	Kelly 36	Kuessner
LeVota	May	McKenna	Merideth	Morris
Muckler	Parker	Pearce	Purgason	Salva
Schaaf	Schlottach	Schneider	Selby	Smith 118
Smith 14	Spreng	Taylor	Threlkeld	Villa
Wallace	Wasson	Whorton	Wildberger	Wilson 25
Wood	Young	Zweifel		

PRESENT: 003

El-Amin	Engler	Hoskins
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MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HS HB 267**, entitled:

An act to repeal sections 49.091, 49.095, 49.170, 49.266, 49.267, 49.268, 49.269, 49.273, 49.278, 49.370, 49.380, 60.010, 67.1775, and 473.730, RSMo, and section 67.399, RSMo, as enacted by senate committee substitute for house substitute for house committee substitute for house bills nos. 977 & 1608, eighty-ninth general assembly, second regular session, and section 67.399, RSMo, as enacted by senate committee substitute for house bill no. 1352, eighty-ninth general assembly, second regular session, and section 150.150 as enacted by house bill no. 1566, eighty-seventh general assembly, second regular session and section 150.150 as enacted by house substitute for house committee substitute for senate bill no. 579, eighty-seventh general assembly, second regular session, and to enact in lieu thereof twelve new sections relating to county commissions, with penalty provisions.

With Senate Amendment No. 1, Senate Amendment No. 2, Senate Amendment No. 3 and Senate Amendment No. 4.

Senate Amendment No. 1

AMEND Senate Substitute for Senate Committee Substitute for House Substitute for House Bill No. 267, Page 6, Section 49.650, Line 2 of said page, by inserting after “wireless” the following: “companies”.

Senate Amendment No. 2

AMEND Senate Substitute for Senate Committee Substitute for House Substitute for House Bill No. 267, Page 5, Section 49.650, Lines 20-23 of said page, by striking all of said lines and inserting in lieu thereof the following: “**resolution, or regulation are opposed to is adoption.**”.

Senate Amendment No. 3

AMEND Senate Substitute for Senate Committee Substitute for House Substitute for House Bill No. 267, Page 7, Section 64.907, Line 29, by deleting the word “city” and inserting in lieu thereof the following: “**county**”; and

Further amend said section, Page 8, Lines 4, 5, 17 and 18, by deleting the word “city” and inserting in lieu thereof the following: “**county**”.

Senate Amendment No. 4

AMEND Senate Substitute for Senate Committee Substitute for House Substitute for House Bill No. 267, Page 14, Section 1, Lines 19-21, by striking all of said lines and inserting in lieu thereof the following: “**manner of preparation of tax bills.**”.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SS SCS HB 327**, as **amended**, and has taken up and passed **CCS SS SCS HB 327**.

Emergency clause adopted.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SS SCS HS HB 470, as amended**, and has taken up and passed **CCS SS SCS HS HB 470**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SCS SB 385** and has taken up and passed **HCS SCS SB 385**.

HOUSE BILLS WITH SENATE AMENDMENTS

SCS HCS HB 185, as amended, relating to the Amber Alert Program, was taken up by Representative Schneider.

Representative Crowell moved the previous question.

Which motion was adopted by the following vote:

AYES: 091

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Green
Guest	Haywood	Hobbs	Holand	Hunter
Ice	Jackson	Jetton	Johnson 47	Kelly 144
King	Kingery	Lager	Lembke	Lipke
Luetkemeyer	Marsh	May	Mayer	Moore
Morris	Munzlinger	Myers	Nieves	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sander	Schaaf	Schlottach
Schneider	Self	Shoemaker	Smith 118	Smith 14
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Threlkeld	Townley	Viebrock	Wallace	Wasson
Wilson 119	Wilson 130	Wood	Wright	Yates
Madam Speaker				

NOES: 068

Abel	Adams	Barnitz	Bishop	Bland
Boykins	Bringer	Brooks	Burnett	Campbell
Carnahan	Corcoran	Curls	Darrough	Daus
Davis 122	Donnelly	El-Amin	Fraser	George
Graham	Hampton	Harris 110	Harris 23	Henke
Hilgemann	Hoskins	Hubbard	Johnson 90	Jolly
Jones	Kratky	Kuessner	Lawson	LeVota
Liese	Lowe	McKenna	Meiners	Merideth
Muckler	Page	Ransdall	Sager	Salva
Schoemehl	Seigfreid	Selby	Shoemyer	Skaggs
Spreng	Thompson	Villa	Vogt	Wagner
Walker	Walsh	Walton	Ward	Whorton

2176 *Journal of the House*

Wildberger	Willoughby	Wilson 25	Wilson 42	Witte
Yaeger	Young	Zweifel		

PRESENT: 001

Dougherty

ABSENT WITH LEAVE: 003

Johnson 61	Kelly 36	Miller
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On motion of Representative Schneider, **SCS HCS HB 185, as amended**, was adopted by the following vote:

AYES: 157

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brooks	Brown	Bruns	Burnett
Byrd	Campbell	Carnahan	Cooper 155	Corcoran
Crawford	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hobbs	Hoskins	Hubbard
Hunter	Ice	Jackson	Jetton	Johnson 47
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lipke
Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Merideth	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Townley	Viebrock	Villa
Vogt	Wagner	Walker	Wallace	Walsh
Walton	Ward	Wasson	Wildberger	Willoughby
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 002

Crowell	Whorton
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PRESENT: 000

ABSENT WITH LEAVE: 004

Cooper 120	Holand	Johnson 61	Miller
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On motion of Representative Schneider, **SCS HCS HB 185, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 160

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brooks	Brown	Bruns	Burnett
Byrd	Campbell	Carnahan	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	Ice	Jackson
Jetton	Johnson 47	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Merideth
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 003

Cooper 120 Johnson 61 Miller

Speaker Hanaway declared the bill passed.

SS SCS HS HB 267, relating to county government, was taken up by Representative Smith (118).

Representative Crowell moved the previous question.

Which motion was adopted by the following vote:

AYES: 088

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Guest
Hobbs	Holand	Hunter	Ice	Jackson
Jetton	Johnson 47	Kelly 144	King	Kingery
Lager	Lembke	Lipke	Luetkemeyer	Marsh
May	Mayer	Moore	Morris	Munzlinger
Myers	Nieves	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sander	Schaaf	Schlottach	Schneider	Self
Shoemaker	Smith 118	Smith 14	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Threlkeld	Townley
Viebrock	Wasson	Wilson 119	Wilson 130	Wood
Wright	Yates	Madam Speaker		

NOES: 069

Abel	Adams	Barnitz	Bishop	Bland
Boykins	Bringer	Brooks	Burnett	Campbell
Carnahan	Corcoran	Curls	Darrough	Daus
Davis 122	Donnelly	El-Amin	Fraser	George
Graham	Green	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hoskins	Hubbard
Johnson 90	Jolly	Jones	Kelly 36	Kratky
Kuessner	LeVota	Liese	Lowe	McKenna
Meiners	Merideth	Muckler	Page	Ransdall
Sager	Salva	Schoemehl	Seigfreid	Selby
Shoemyer	Skaggs	Spreng	Thompson	Villa
Vogt	Wagner	Walker	Walsh	Walton
Ward	Whorton	Wildberger	Willoughby	Wilson 25
Wilson 42	Witte	Young	Zweifel	

PRESENT: 002

Dougherty Wallace

ABSENT WITH LEAVE: 004

Johnson 61 Lawson Miller Yaeger

On motion of Representative Smith (118), **SS SCS HS HB 267** was adopted by the following vote:

AYES: 097

Abel	Adams	Angst	Avery	Baker
Bearden	Behnen	Bishop	Bivins	Bough
Boykins	Bringer	Bruns	Burnett	Cooper 155
Crowell	Cunningham 145	Davis 122	Deeken	Donnelly

El-Amin	Emery	Engler	Ervin	Fraser
George	Graham	Hampton	Harris 23	Haywood
Henke	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Hunter	Jackson	Jetton	Johnson 47
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
Kratky	Lager	Lembke	Liese	Lipke
Luetkemeyer	Marsh	Mayer	Meiners	Morris
Muckler	Munzlinger	Nieves	Pearce	Phillips
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Ruestman	Rupp	Sander	Schaaf
Schlottach	Schoemehl	Seigfreid	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Spreng	St. Onge
Sutherland	Thompson	Threlkeld	Townley	Viebrock
Vogt	Wagner	Walsh	Walton	Ward
Wasson	Wilson 119	Wilson 130	Wilson 25	Witte
Yaeger	Madam Speaker			

NOES: 052

Barnitz	Bean	Black	Bland	Brown
Byrd	Cooper 120	Corcoran	Crawford	Daus
Davis 19	Dempsey	Dethrow	Dixon	Dougherty
Dusenberg	Goodman	Green	Guest	Harris 110
Icet	King	Kingery	Kuessner	LeVota
May	McKenna	Moore	Myers	Page
Parker	Portwood	Pratt	Roark	Sager
Salva	Schneider	Selby	Smith 14	Stefanick
Stevenson	Taylor	Villa	Walker	Wallace
Wildberger	Willoughby	Wood	Wright	Yates
Young	Zweifel			

PRESENT: 010

Brooks	Campbell	Carnahan	Cunningham 86	Curls
Darrough	Fares	Lowe	Whorton	Wilson 42

ABSENT WITH LEAVE: 004

Johnson 61	Lawson	Merideth	Miller
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On motion of Representative Smith (118), **SS SCS HS HB 267** was truly agreed to and finally passed by the following vote:

AYES: 104

Abel	Adams	Angst	Avery	Baker
Bearden	Behnen	Bishop	Bivins	Black
Bough	Boykins	Bringer	Brooks	Bruns
Burnett	Carnahan	Cooper 155	Crowell	Cunningham 145
Davis 122	Deeken	Dethrow	Donnelly	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Graham	Hampton	Harris 23	Haywood
Henke	Hilgemann	Hobbs	Holand	Hubbard
Hunter	Icet	Jetton	Johnson 47	Jolly
Jones	Kelly 144	Kelly 36	Kratky	Lager
Lembke	Liese	Lipke	Luetkemeyer	Marsh
Mayer	Meiners	Morris	Muckler	Munzlinger
Nieves	Pearce	Phillips	Portwood	Purgason

2180 *Journal of the House*

Quinn	Ransdall	Rector	Reinhart	Richard
Ruestman	Rupp	Sander	Schaaf	Schlottach
Schoemehl	Seigfreid	Self	Shoemaker	Shoemyer
Skaggs	Smith 118	Spreng	St. Onge	Stefanick
Sutherland	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Wagner	Walsh	Walton
Ward	Wasson	Wildberger	Wilson 119	Wilson 130
Wilson 25	Witte	Yaeger	Madam Speaker	

NOES: 048

Barnitz	Bean	Brown	Byrd	Cooper 120
Corcoran	Crawford	Darrough	Daus	Davis 19
Dempsey	Dixon	Dougherty	Dusenberg	Goodman
Green	Guest	Harris 110	Hoskins	Jackson
King	Kingery	Kuessner	LeVota	May
McKenna	Merideth	Moore	Myers	Page
Parker	Pratt	Roark	Sager	Salva
Schneider	Selby	Smith 14	Stevenson	Taylor
Walker	Wallace	Willoughby	Wood	Wright
Yates	Young	Zweifel		

PRESENT: 008

Bland	Campbell	Cunningham 86	Curls	Johnson 90
Lowe	Whorton	Wilson 42		

ABSENT WITH LEAVE: 003

Johnson 61	Lawson	Miller
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Speaker Hanaway declared the bill passed.

REFERRAL OF SENATE BILL

The following Senate Bill was referred to the Committee indicated:

SCS SB 159 - Health Care Policy

Prayer by Father David Buescher

Almighty God, this state of Missouri asks a special blessing on these representatives and their staffs, on the leadership of both parties and their staffs, on all the ancillary services here in the Capitol, for all the effort that went into this session.

It has been difficult, in many ways. For those representatives not returning next session, we know You will bless them as they begin new chapters in their lives. For all, may this weekend refill all the sails with the breath of new energy and resolve. May we all go in Your peace. Amen.

ADJOURNMENT

On motion of Representative Crowell, the House adjourned until 9:00 a.m., Wednesday, May 21, 2003.

CORRECTIONS TO THE HOUSE JOURNAL

AFFIDAVITS

I, State Representative Steve Hunter, District 127, hereby state and affirm that my vote as recorded on Pages 1999 and 2000 of the House Journal for Thursday, May 15, 2003 showing that I voted absent with leave were incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 16th day of May 2003.

/s/ Steve Hunter
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 16th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Vicki Schneider, District 17, hereby state and affirm that my vote as recorded on Page 1999 of the House Journal for Thursday, May 15, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 16th day of May 2003.

/s/ Vicki Schneider
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 16th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Chris Shoemaker, District 8, hereby state and affirm that my vote as recorded on Pages 1999, 2025, 2067, 2069, 2078, 2080 and 2081 of the House Journal for Thursday, May 15, 2003 showing that I voted absent with leave were incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 16th day of May 2003.

/s/ Chris Shoemaker
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 16th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Steve Hobbs, District 21, hereby state and affirm that my vote as recorded on Pages 2000 and 2070 of the House Journal for Thursday, May 15, 2003 showing that I voted absent with leave were incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 16th day of May 2003.

/s/ Steve Hobbs
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 16th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Jim Guest, District 5, hereby state and affirm that my vote as recorded on Pages 2000 and 2006 of the House Journal for Thursday, May 15, 2003 showing that I voted absent with leave were incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 16th day of May 2003.

/s/ Jim Guest
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 16th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Scott T. Rupp, District 13, hereby state and affirm that my vote as recorded on Page 2000 of the House Journal for Thursday, May 15, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 16th day of May 2003.

/s/ Scott T. Rupp
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 16th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Charles Schlottach, District 111, hereby state and affirm that my vote as recorded on Pages 2000 and 2056 of the House Journal for Thursday, May 15, 2003 showing that I voted absent with leave were incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 16th day of May 2003.

/s/ Charles Schlottach
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 16th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Mark Wright, District 137, hereby state and affirm that my vote as recorded on Pages 2000, 2006, 2059 and 2060 of the House Journal for Thursday, May 15, 2003 showing that I voted absent with leave were incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 16th day of May 2003.

/s/ Mark Wright
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 16th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Mike Dethrow, District 153, hereby state and affirm that my vote as recorded on Page 2000 of the House Journal for Thursday, May 15, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 16th day of May 2003.

/s/ Mike Dethrow
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 16th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Shannon Cooper, District 120, hereby state and affirm that my vote as recorded on Pages 2002, 2006, 2075 and 2078 of the House Journal for Thursday, May 15, 2003 showing that I voted absent with leave were incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 16th day of May 2003.

/s/ Shannon Cooper
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 16th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Ray Adams, District 101, hereby state and affirm that my vote as recorded on Page 2006 of the House Journal for Thursday, May 15, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted no. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 16th day of May 2003.

/s/ Ray Adams
State Representative

[illegible]

Subscribed and sworn to before me this 16th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Cynthia Davis, District 19, hereby state and affirm that my vote as recorded on Page 2006 of the House Journal for Thursday, May 15, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 16th day of May 2003.

/s/ Cynthia Davis
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 16th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Esther Haywood, District 71, hereby state and affirm that my vote as recorded on Page 2006 of the House Journal for Thursday, May 15, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted no. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 16th day of May 2003.

/s/ Esther Haywood
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 16th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Margaret Donnelly, District 73, hereby state and affirm that my vote as recorded on Pages 2014 and 2015 of the House Journal for Thursday, May 15, 2003 showing that I voted absent with leave were incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 16th day of May 2003.

/s/ Margaret Donnelly
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 16th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Jerry Bough, District 142, hereby state and affirm that my vote as recorded on Page 2015 of the House Journal for Thursday, May 15, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 16th day of May 2003.

/s/ Jerry Bough
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 16th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Wes Shoemyer, District 9, hereby state and affirm that my vote as recorded on Pages 2019, 2064 and 2078 of the House Journal for Thursday, May 15, 2003 showing that I voted absent with leave were incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 16th day of May 2003.

/s/ Wes Shoemyer
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 16th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Jason Crowell, District 158, hereby state and affirm that my vote as recorded on Page 2024 of the House Journal for Thursday, May 15, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 16th day of May 2003.

/s/ Jason Crowell
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 16th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Rachel Bringer, District 6, hereby state and affirm that my vote as recorded on Page 2025 of the House Journal for Thursday, May 15, 2003 showing that I voted aye was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted no. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 16th day of May 2003.

/s/ Rachel Bringer
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 16th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Fred Kratky, District 65, hereby state and affirm that my vote as recorded on Page 2026 of the House Journal for Thursday, May 15, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted no. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 16th day of May 2003.

/s/ Fred Kratky
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 16th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Jim Lembke, District 85, hereby state and affirm that my vote as recorded on Pages 2026, 2060, 2080 and 2081 of the House Journal for Thursday, May 15, 2003 showing that I voted absent with leave were incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and

affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 16th day of May 2003.

/s/ Jim Lembke
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 16th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Therese Sander, District 22, hereby state and affirm that my vote as recorded on Page 2049 of the House Journal for Thursday, May 15, 2003 showing that I voted no was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 16th day of May 2003.

/s/ Therese Sander
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 16th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Jerry King, District 125, hereby state and affirm that my vote as recorded on Pages 2053 and 2076 of the House Journal for Thursday, May 15, 2003 showing that I voted absent with leave were incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 16th day of May 2003.

/s/ Jerry King
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 16th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Allen Icet, District 84, hereby state and affirm that my vote as recorded on Page 2055 of the House Journal for Thursday, May 15, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 16th day of May 2003.

/s/ Allen Icet
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 16th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Phil Willoughby, District 33, hereby state and affirm that my vote as recorded on Pages 2055 and 2077 of the House Journal for Thursday, May 15, 2003 showing that I voted absent with leave were incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 16th day of May 2003.

/s/ Phil Willoughby
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 16th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Vicky Riback Wilson, District 25, hereby state and affirm that my vote as recorded on Page 2057 of the House Journal for Thursday, May 15, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 16th day of May 2003.

/s/ Vicky Riback Wilson
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 16th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Russ Carnahan, District 59, hereby state and affirm that my vote as recorded on Pages 2058, 2060, 2063, 2064, 2065 and 2070 of the House Journal for Thursday, May 15, 2003 showing that I voted absent with leave were incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 16th day of May 2003.

/s/ Russ Carnahan
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 16th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Bruce Darrough, District 75, hereby state and affirm that my vote as recorded on Pages 2058 and 2060 of the House Journal for Thursday, May 15, 2003 showing that I voted absent with leave were incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 16th day of May 2003.

/s/ Bruce Darrough
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 16th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Kevin Wilson, District 130, hereby state and affirm that my vote as recorded on Page 2062 of the House Journal for Thursday, May 15, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 16th day of May 2003.

/s/ Kevin Wilson
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 16th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Kathlyn Fares, District 91, hereby state and affirm that my vote as recorded on Page 2063 of the House Journal for Thursday, May 15, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 16th day of May 2003.

/s/ Kathlyn Fares
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 16th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative B.J. Marsh, District 136, hereby state and affirm that my vote as recorded on Page 2063 of the House Journal for Thursday, May 15, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 16th day of May 2003.

/s/ B.J. Marsh
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 16th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative John Quinn, District 7, hereby state and affirm that my vote as recorded on Page 2064 of the House Journal for Thursday, May 15, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 16th day of May 2003.

/s/ John Quinn
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 16th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Walter Bivins, District 97, hereby state and affirm that my vote as recorded on Page 2069 of the House Journal for Thursday, May 15, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 16th day of May 2003.

/s/ Walter Bivins
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 16th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Carl Bearden, District 16, hereby state and affirm that my vote as recorded on Page 2072 of the House Journal for Thursday, May 15, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 16th day of May 2003.

/s/ Carl Bearden
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 16th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Brian Munzlinger, District 1, hereby state and affirm that my vote as recorded on Pages 2074, 2075, 2076, 2077, 2078, 2079, 2080 and 2081 of the House Journal for Thursday, May 15, 2003 showing that I voted absent with leave were incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 16th day of May 2003.

/s/ Brian Munzlinger
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 16th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Marilyn Ruestman, District 131, hereby state and affirm that my vote as recorded on Page 2077 of the House Journal for Thursday, May 15, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 16th day of March 2003.

/s/ Marilyn Ruestman
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 16th day of March in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Cynthia Davis, District 19, hereby state and affirm that my vote as recorded on Page 2081 of the House Journal for Thursday, May 15, 2003 showing that I voted aye was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted no. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 16th day of May 2003.

/s/ Cynthia Davis
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 16th day of May in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

SEVENTY-FOURTH DAY, WEDNESDAY, MAY 21, 2003

Speaker Hanaway in the Chair.

Prayer by Pattie Parris, Executive Assistant to the Speaker.

Dear Father,

Thank You for this day. Thank You for keeping everyone safe on their return home Friday. I'm blessed to be able to stand before You in prayer in this chamber where the business of the people has been conducted. Be with us in all the decisions made here today.

Amen.

The Pledge of Allegiance to the flag was recited.

SIGNING OF HOUSE BILLS

All other business of the House was suspended while **SCS HS HB 1, CCS SCS HS HB 2, CCS SCS HS HB 3, CCS SCS HS HB 4, CCS SCS HS HB 5, CCS SCS HS HB 6, CCS SCS HS HB 7, CCS SCS HS HB 8, CCS SCS HS HB 9, CCS SCS HS HB 10, CCS SCS HS HB 11, CCS SCS HS HB 12, CCS SCS HCS HB 13, HCS HB 16, SCS HCS HB 17, HCS HB 18, CCS#2 HCS HB 19, HCS HB 20, SCS HB 57, SCS HCS HBs 59 & 269, SCS HB 60, HB 75, HCS HB 97, HB 99, SS SCS HS HCS HB 121, HCS HBs 122 & 80, HCS HB 131, HCS HB 133, HCS HB 138, HB 141, SCS HCS HBs 152 & 180, HS HCS HB 156, HB 162, HCS HB 166, HCS HB 181, SCS HCS HB 185, HB 187, HB 199, SS SCS HB 208, CCS SCS HS HCS HB 228, HB 244, HCS HB 245, HB 247, HB 249, HCS HB 253, HB 254, SS SCS HS HCS HB 257, HB 261, SS SCS HS HB 267, HCS HB 277, HB 278, SS SCS HB 286, CCS SS SCS HCS HB 289, HB 292, HB 307, HB 314, HCS HB 318, HB 326, CCS SS SCS HB 327, HCS HB 332, SCS HCS HBs 346 & 174, HCS HBs 348 & 347, SS HS HCS HBs 349, 120, 136 & 328, HB 351, HCS HB 356, HB 358, SCS HCS HB 371, HB 375, HB 376, HB 388, SS SCS HCS HB 390, SCS HCS HB 392, HCS HB 394, HB 430, HB 440, SS#2 SS SCS HB 444, SCS HB 445, SCS HS HCS HB 455, HB 463, HB 464, HB 465, CCS SS SCS HS HB 470, HCS HB 472, HB 477, HB 478, SCS HB 491, HCS HB 493, CCS SS SCS HS HB 511, SCS HB 512, SCS HB 521, HB 523, SCS HB 552, HB 553, HB 574, SCS HCS HB 575, HB 594, HB 597, SS SCS HB 598, HB 599, CCS SS SS SCS HCS HB 600, CCS SCS HCS HB 613, HCS HB 640, HB 655, CCS SS SCS HS HB 668, CCS SS HS HCS HBs 679 & 396 and SCS HCS HB 688** were read at length and, there being no objection, were signed by the Speaker to the end that the same may become law.

Having been duly signed in open session of the Senate, **SCS HS HB 1, CCS SCS HS HB 2, CCS SCS HS HB 3, CCS SCS HS HB 4, CCS SCS HS HB 5, CCS SCS HS HB 6, CCS SCS HS HB 7, CCS SCS HS HB 8, CCS SCS HS HB 9, CCS SCS HS HB 10, CCS SCS HS HB 11, CCS SCS HS HB 12, CCS SCS HCS HB 13, HCS HB 16, SCS HCS HB 17, HCS HB 18, CCS#2 HCS HB 19, HCS HB 20, SCS HB 57, SCS HCS HBs 59 & 269, SCS HB 60, HB 75, HCS HB 97, HB 99, SS SCS HS HCS HB 121, HCS HBs 122 & 80, HCS HB 131, HCS HB 133, HCS HB 138, HB 141, SCS HCS HBs 152 & 180, HS HCS HB 156, HB 162, HCS HB 166, HCS HB 181, SCS HCS HB 185, HB 187, HB 199, SS SCS HB 208, CCS SCS HS HCS HB 228, HB 244, HCS HB 245, HB 247, HB 249, HCS HB 253, HB 254, SS SCS HS HCS HB 257, HB 261, SS SCS HS HB 267, HCS HB 277, HB 278, SS SCS HB 286, CCS SS SCS HCS HB 289, HB 292, HB 307, HB 314, HCS HB 318, HB 326, CCS SS SCS HB 327, HCS HB 332, SCS HCS HBs 346 & 174, HCS HBs 348 & 347, SS HS HCS HBs 349, 120, 136 & 328, HB 351, HCS HB 356, HB 358, SCS HCS HB 371, HB 375, HB 376, HB 388, SS SCS HCS HB 390, SCS HCS HB 392, HCS HB 394, HB 430, HB 440, SS#2 SS SCS HB 444, SCS HB 445, SCS HS HCS HB 455, HB 463, HB 464, HB 465, CCS SS SCS HS HB 470, HCS HB 472, HB 477, HB 478, SCS HB 491, HCS HB 493, CCS SS SCS HS HB 511, SCS HB 512, SCS HB 521, HB 523, SCS HB 552, HB 553, HB 574, SCS HCS HB 575, HB 594, HB 597, SS SCS HB 598, HB 599, CCS SS SS SCS HCS HB 600, CCS SCS HCS HB 613, HCS HB 640, HB 655, CCS SS SCS HS HB 668, CCS SS HS HCS HBs 679 & 396 and SCS HCS HB 688** were delivered to the Governor by the Chief Clerk of the House.

SIGNING OF HOUSE CONCURRENT RESOLUTION

All other business of the House was suspended while **HCR 15** was read at length and, there being no objection, was signed by the Speaker to the end that the same may become law.

Having been duly signed in open session of the Senate, **HCR 15** was delivered to the Governor by the Chief Clerk of the House.

SIGNING OF SENATE BILLS

All other business of the House was suspended while **SCS#2 SB 1, SS#2 SS SCS SB 2, SCS SB 4, HS HCS SS SCS SB 5, HCS SCS SB 7, CCS#2 HS HCS SCS SB 11, HCS SB 12, SS SB 13, HCS SCS SB 16, SCS SB 29, HCS SS SCS SB 30, CCS HCS SB 39, CCS HCS SCS#2 SB 52, SB 54, SS#2 SCS SB 55, HCS SCS SB 61, SB 63, HCS SB 68, CCS HCS SCS SB 69, HCS SCS SB 84, HCS SB 101, SB 108, SB 120, SB 121, SCS SB 122, HCS SCS SB 130, HCS SB 136, SB 143, HCS SB 175, HS HCS SB 184, CCS HCS SB 186, CCS HS HCS SCS SB 199, SCS SB 202, SB 203, SB 207, HCS SCS SBs 212 & 220, HCS SCS SB 218, SS SB 219, HCS SB 228, HCS SS SB 242, HCS SB 243, CCS HS HCS SS#2 SCS SBs 248, 100, 118, 233, 247, 341 & 420, HCS SB 266, HCS SB 275, SS SS SCS SB 280, HCS SCS SB 281, SB 282, SCS SB 288, SB 289, SB 292, SB 293, SCS SB 294, HCS SCS SB 295, HS HCS SCS SB 296, CCS HCS SS SCS SB 298, CCS HS SCS SBs 299 & 40, HCS SB 301, SCS SB 307, SB 314, SB 317, SB 321, HCS SB 325, SB 327, SB 330, HCS SS SCS SB 346, SCS SB 351, HCS SB 355, SB 356, SB 357, HCS SCS SB 358, HCS SCS SB 373, SB 376, CCS HCS SCS SB 379, SB 383, HCS SCS SB 385, SB 388, CCS HCS SB 394, HCS SB 399, HCS SB 401, CCS HCS SB 407, SB 423, SB 425, SB 426,**

SB 431, SCS SB 447, CCS HCS SB 448, SB 457, SB 463, HCS SB 465, SCS SB 466, SB 467, SB 468, SB 471, HCS SB 474, SCS SB 478, SB 492, HCS SB 504, SB 506, SB 511, SCS SB 513, SB 522, SB 529, SB 534, SB 537, SB 540, SCS SB 546, HCS SCS SB 547, SB 548, SB 552, HCS SS SCS SBs 556 & 311, SCS SB 562, SB 577, SB 578, SB 598, SB 606, SB 611, SB 618, SCS SB 620, SCS SB 621, SB 623, SB 651, HCS SCS SB 666, CCS HCS SCS SB 675, CCS HS HCS SCS SB 686 and SB 697 were read at length and, there being no objection, were signed by the Speaker to the end that the same may become law.

SIGNING OF SENATE CONCURRENT RESOLUTIONS

All other business of the House was suspended while **SCS SCR 8, SCR 11** and **SS SCS SCR 13**, were read at length and, there being no objection, were signed by the Speaker to the end that the same may become law.

The following members' presence was noted: Crowell, Deeken, Richard, Smith (14), Taylor, Townley, Viebrock, Wilson (130), Yates and Hunter.

ADJOURNMENT

On motion of Speaker Hanaway, the House adjourned until 1:00 p.m., Wednesday, May 28, 2003.

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

SEVENTY-FIFTH DAY, WEDNESDAY, MAY 28, 2003

Speaker Hanaway in the Chair.

Prayer by Stephen S. Davis, Chief Clerk.

Our Father in Heaven,

We are thankful for Thy blessings upon us and that we could be gathered together today in this House. We pray for Thy spirit and Thy blessings to be upon the members of this House and our state, and we pray that we may be humble and remember all that Thou has done for us. We pray and thank Thee for Thy blessings in the name of Thy Son. Amen.

The Pledge of Allegiance to the flag was recited.

The following members' presence was noted: Angst, Bearden, Cooper (120), Crowell, Jetton, Parker, Richard, Townley, Villa and Yates.

ADJOURNMENT

The Speaker declared the House of Representatives, 92nd General Assembly, convened in First Regular Session on January 8, 2003, adjourned as of midnight, May 30, 2003, in accordance with the Constitution.

JOURNAL OF THE HOUSE

First Extraordinary Session, 92nd GENERAL ASSEMBLY

FIRST DAY, MONDAY, JUNE 2, 2003

Speaker Hanaway in the Chair.

Prayer by Father David Buescher.

You, God, surely You note today the various and sometimes contradictory emotions which fill this historical Chamber. These men and women must be here today. Yes, they were so ordered to so do. But they are here for more than just that. They took a solemn oath to uphold the Constitution of this state.

Even more, they're here because they own their responsibility to the people of this state, and perceive carrying out that charge as a serious undertaking. Please help them to begin this day and to work through this week with the advantage of some optimism, with salutary hope, and with a compelling desire to make these hours and days a fruitful enterprise. Amen.

The Pledge of Allegiance to the flag was recited.

MESSAGE FROM THE GOVERNOR

The following Proclamation was received from His Excellency, Governor Bob Holden.

PROCLAMATION

WHEREAS, Article III, Section 25 of the Constitution of the State of Missouri prohibits the General Assembly during its Regular Session from taking up for consideration any appropriation bill after 6:00 p.m. on the first Friday following the first Monday in May of each year; and

WHEREAS, May 9, 2003, was the first Friday following the first Monday in May of this year during the first Regular Session of this 92nd General Assembly; and

WHEREAS, the budget the General Assembly presented to the Governor on May 21, 2003, is significantly unbalanced and inadequate in that it fails to provide sufficient funds for education and those government services that protect all citizens, including children and the most vulnerable Missourians; and

WHEREAS, the 2004 fiscal year begins on July 1, 2003; and

WHEREAS, I vetoed Conference Committee Substitute for Senate Committee Substitute for House Substitute for House Bill No. 10 because:

This bill reduces services to our most vulnerable citizens. Under this bill treatment and services for more than 3,200 mentally ill adults, 800 emotionally disordered children and almost 6,000 persons with a developmental disability will be reduced or eliminated. Substance abuse and treatment services will also be reduced or eliminated for over 7,000 Missourians. In addition, it eliminates women's health services, which are often the only primary health care services

2 *Journal of the House*

provided to over 30,000 low-income women. We cannot pretend that by cutting these dollars that there is no longer the need to serve and protect these citizens; and

WHEREAS, I vetoed Conference Committee Substitute for Senate Committee Substitute for House Substitute for House Bill No. 3 because:

This bill reduces state aid to Missouri's two- and four-year colleges and universities to unacceptable levels. Under this bill, tuition and fees would increase at an average rate of approximately 10%, forcing a "tax increase" on low and middle income families. The reductions to various grant and scholarship programs will further reduce the availability of higher education opportunities. Families with lower and middle incomes may no longer be able to afford the cost of college. Due to the multiplier effect of these cuts to higher education institutions on their local and regional economies, the negative economic impact could result in additional reductions of \$50-\$150 million in these communities and regions; and

WHEREAS, I vetoed Conference Committee Substitute for Senate Committee Substitute for House Substitute for House Bill No. 11 because:

This bill reduces support and critical services to people who need it the most. About 13,000 low-income working adults will lose healthcare coverage due to reductions in the Medicaid program. This reduction could lead to an increase in more costly emergency room visits and unhealthy parents unable to care for their children. The CHOICES program, which assists over 1,000 foster care youth between the ages of 13 and 15 in becoming responsible adults, will be eliminated. Grandparents raising their grandchildren will have an additional financial burden due to lower reimbursement rates under the Grandparents as Foster Parents Program. The state's effort to help eliminate violence in the home will be hampered because of reductions in Domestic Violence grants. Reduced support for community services will hurt welfare recipient's ability to achieve self-sufficiency. Community Partnerships have been productive in leveraging local and federal funds to address the social problems of their communities. These essential services are necessary to protect our most vulnerable citizens. This bill also reduces funding for Medicaid programs that are not connected to any cost-savings policy or statutory change. These reductions are not sustainable and must be restored to achieve a balanced budget; and

WHEREAS, I vetoed Conference Committee Substitute for Senate Committee Substitute for House Substitute for House Bill No. 2 because:

This bill reduces state aid to our public schools to unacceptable levels. Since a significant percentage of the foundation program supports teacher salaries, such a cut is likely to result in the layoff of 3,400 school employees, including 2,038 teachers across the state. The elimination of the Science, Social Studies, and Health Education assessments is a step backwards in accountability of Missouri schools. The department and local school districts will be unable to determine how well students are performing in these important subject areas. Our children are our future. Reduced funding for education jeopardizes our commitment to provide quality public education to our children. It also jeopardizes the progress we've made improving test scores and drop out rates. We must protect the state's investment in education; and

WHEREAS, sufficient appropriations are still necessary for the budgets of the Departments of Elementary and Secondary Education, Health and Mental Health, Higher Education, Social Services and other governmental entities as specifically designated and limited below in paragraphs numbered as 1 through 4; and

WHEREAS, the failure to appropriate sufficient funds for the continued operations of the Departments of Elementary and Secondary Education, Health and Mental Health, Higher Education, Social Services and other governmental entities as specifically designated and limited below in paragraphs numbered as 1 through 4 would cause a serious disruption in the delivery of state and local governmental services to Missouri citizens, as the state would have insufficient funds to operate after June 30, 2003; and

WHEREAS, such a disruption in the delivery of state and local governmental services would constitute a serious threat to the health, safety, and welfare of the citizens of Missouri; and

WHEREAS, such a disruption in the delivery of state and local governmental services would impede the Governor from carrying out his duties pursuant to Article IV, Section 2, of the Constitution of Missouri to “take care that the laws are distributed and faithfully executed;” and

WHEREAS, Article IV, Section 9, authorizes the Governor to “On extraordinary occasions....convene the General Assembly by proclamation, wherein he shall state specifically each matter on which action is deemed necessary;” and

WHEREAS, such failure to appropriate adequate funds as required by the Constitution of the State of Missouri is an extraordinary occasion as envisioned by Article IV, Section 9, of the Constitution of the State of Missouri.

NOW, THEREFORE, on the extraordinary occasion that exists in the State of Missouri:

I, BOB HOLDEN, GOVERNOR OF THE STATE OF MISSOURI, pursuant to the authority vested in me as Governor by the Constitution and Laws of the State of Missouri, do, by this Proclamation, convene the Ninety Second General Assembly of the State of Missouri in the First Extra Session of the First Regular Session; and

I HEREBY call upon the Senators and Representatives of said General Assembly to meet in their respective chambers in the State Capitol in the City of Jefferson at the hour of 12:00 p.m., Central Daylight Time, June 2, 2003; and

I HEREBY state that the action of said General Assembly is deemed necessary concerning each matter specifically designated and limited hereinafter as follows:

1. To appropriate sufficient money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Board of Public Buildings, the Department of Health and Senior Services, and the several divisions and programs thereof, the Missouri Health Facilities Review Committee and the Commission for the Missouri Senior RX Program, in an amount sufficient to protect the health, safety and welfare of the citizens of Missouri, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri; and

2. To appropriate sufficient money for the expenses, grants, refunds, and distributions of the Department of Higher Education and the several divisions, programs, and institutions of higher education included therein, in an amount sufficient to protect the health, safety and welfare of the citizens of Missouri, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds; and

3. To appropriate sufficient money for the expenses, grants, and distributions of the Department of Social Services and the several divisions and programs thereof, in an amount sufficient to protect the health, safety and welfare of the citizens of Missouri, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri; and

4. To appropriate sufficient money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education and the several divisions and programs thereof, in an amount sufficient to protect the health, safety and welfare of the citizens of Missouri, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds; and

5. To enact limited revenue enhancement proposals to be approved by the voters so that they may choose to authorize revenue in an amount sufficient to protect the health, safety and welfare of the citizens of Missouri, including the necessary and essential services set forth above in paragraphs 1 through 4; and

6. To amend the dead line for notification to election authorities of matters intended to be submitted to the voters for elections and to enact such legislation, with an emergency clause, in order for the state to utilize the legislation passed during this extra session; and

7. Such additional and other matters as may be recommended by the Governor by special message to the General Assembly after it shall have been convened.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri in the City of Jefferson on this 30th day of May, 2003.

/s/ Bob Holden
Governor

ATTEST:

/s/ Matt Blunt
Secretary of State

INTRODUCTION OF HOUSE BILLS - APPROPRIATIONS

The following House Bills were read the first time and copies ordered printed:

HB 2, introduced by Representative Bearden, to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2003 and ending June 30, 2004.

HB 3, introduced by Representative Bearden, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education and the several divisions, programs, and institutions of higher education included therein to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2003 and ending June 30, 2004.

HB 10, introduced by Representative Bearden, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Board of Public Buildings, the Department of Health and Senior Services, and the several divisions and programs thereof, the Missouri Health Facilities Review Committee and the Commission for the Missouri Senior Rx Program to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2003 and ending June 30, 2004.

HB 11, introduced by Representative Bearden, to appropriate money for the expenses, grants, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2003 and ending June 30, 2004.

HB 21, introduced by Representative Campbell, to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2003 and ending June 30, 2004.

HB 22, introduced by Representative Campbell, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education and the several divisions, programs, and institutions of higher education included therein to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2003 and ending June 30, 2004.

HB 23, introduced by Representative Campbell, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Board of Public Buildings, the Department of Health and Senior Services, and the several divisions and programs thereof, the Missouri Health Facilities Review Committee and the Commission for the Missouri Senior Rx Program to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2003 and ending June 30, 2004.

HB 24, introduced by Representative Campbell, to appropriate money for the expenses, grants, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2003 and ending June 30, 2004.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 25, introduced by Representatives Johnson (47), Taylor and Shoemaker (8), relating to tax credits for distressed communities.

HB 26, introduced by Representative Cunningham (86), relating to tax incentives.

HB 27, introduced by Representatives Myers, Cooper (120) and Harris (110), relating to environmental regulation.

HB 28, introduced by Representatives Cooper (120), Myers and Harris (110), relating to environmental regulation.

HB 29, introduced by Representative Graham, relating to gaming.

MESSAGE FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SR 1**.

SENATE RESOLUTION NO. 1

BE IT RESOLVED by the Senate of the Ninety-second General Assembly, First Regular Session, that the Secretary of Senate inform the House of Representatives that the Senate is duly convened in the First Extra Session of the First Regular Session and is ready for consideration of its business.

The following members' presence was noted: Abel, Avery, Baker, Bean, Bearden, Behnen, Brown, Bruns, Burnett, Campbell, Cooper (115), Cooper (120), Crawford, Crowell, Cunningham (86), Davis (122), Deeken, Dempsey, Dixon, Dusenberg, Emery, Ervin, Fares, Fraser, Goodman, Graham, Guest, Hampton, Harris (23), Hobbs, Hoskins, Hunter, Icet, Jetton, Johnson (47), Jones, King, Kingery, Kratky, Lager, Lawson, Lembke, Lipke, May, Moore, Nieves, Parker, Pearce, Phillips, Portwood, Pratt, Purgason, Ransdall, Rector, Richard, Salva, Sander, Schaaf, Schneider, Selby, Self, Shoemaker (8), Shoemyer (9), Skaggs, Smith (118), Stevenson, Sutherland, Taylor, Thompson, Villa, Viebrock, Wallace, Walsh, Wasson, Willoughby, Wilson (42), Wilson (119), Wilson (130), Wright and Yates.

ADJOURNMENT

On motion of Representative Byrd, the House adjourned until 10:00 a.m., Tuesday, June 3, 2003.

COMMITTEE MEETINGS

BUDGET

Tuesday, June 3, 2003, 10:30 a.m. Hearing Room 3.
Public testimony to begin at 10:30 a.m.

BUDGET

Wednesday, June 4, 2003, 10:30 a.m. Hearing Room 3.
Executive Session to begin at 10:30 a.m.

HOUSE CALENDAR

SECOND DAY, TUESDAY, JUNE 3, 2003

HOUSE BILLS FOR SECOND READING

- | | |
|---|-------|
| 1 | HB 25 |
| 2 | HB 26 |
| 3 | HB 27 |
| 4 | HB 28 |
| 5 | HB 29 |

HOUSE BILLS FOR SECOND READING - APPROPRIATIONS

- | | |
|---|-------|
| 1 | HB 2 |
| 2 | HB 3 |
| 3 | HB 10 |
| 4 | HB 11 |
| 5 | HB 21 |
| 6 | HB 22 |
| 7 | HB 23 |
| 8 | HB 24 |

JOURNAL OF THE HOUSE

First Extraordinary Session, 92nd GENERAL ASSEMBLY

SECOND DAY, TUESDAY, JUNE 3, 2003

Speaker Hanaway in the Chair.

Prayer by Representative Bryan Stevenson.

Dear Heavenly Father,

We thank You for Your bounty and blessings. We ask for Your wisdom and guidance to lead and direct us as we work together to make decisions that affect Your people. In Your Holy name we pray. Amen.

The Pledge of Allegiance to the flag was recited.

INTRODUCTION OF HOUSE BILL

The following House Bill was read the first time and copies ordered printed:

HB 30, introduced by Representative Graham, relating to gaming.

SECOND READING OF HOUSE BILLS - APPROPRIATIONS

HB 2, **HB 3**, **HB 10**, **HB 11**, **HB 21**, **HB 22**, **HB 23** and **HB 24** were read the second time.

SECOND READING OF HOUSE BILLS

HB 25 through **HB 29** were read the second time.

REFERRAL OF HOUSE BILLS - APPROPRIATIONS

The following House Bills were referred to the Committee indicated:

HB 2 - Budget

HB 3 - Budget

HB 10 - Budget

HB 11 - Budget

The following members' presence was noted: Abel, Avery, Baker, Barnitz, Bean, Bearden, Behnen, Black, Boykins, Brown, Burnett, Campbell, Cooper (120), Crawford, Crowell, Cunningham (86), Davis (19), Davis (122), Dethrow, Dempsey, Dixon, Dusenberg, Emery, Ervin, Fares, Fraser, Goodman, Graham, Guest, Hampton, Henke, Hobbs, Hoskins, Hunter, Jackson, Jetton, Johnson (61),

Jones, King, Kingery, Kratky, Lager, Lembke, Lipke, Lowe, May, Merideth, Moore, Munzlinger, Myers, Nieves, Parker, Pearce, Phillips, Portwood, Pratt, Purgason, Quinn, Ransdall, Rector, Riback, Wilson (25), Roark, Sager, Salva, Schlottach, Schneider, Selby, Self, Shoemaker (8), Shoemyer (9), Stefanick, Sutherland, Taylor, Thompson, Viebrock, Villa, Wallace, Walsh, Walton, Wasson, Whorton, Wildberger, Willoughby, Wilson (42), Wilson (119), Wilson (130), Wood, Wright, Yates and Zweifel.

ADJOURNMENT

On motion of Representative Icet, the House adjourned until 10:00 a.m., Wednesday, June 4, 2003.

COMMITTEE MEETING

BUDGET

Wednesday, June 4, 2003, 10:30 a.m. Hearing Room 3.

Executive Session to begin at 10:30 a.m.

Public Hearing to be held on: HB 2, HB 3, HB 10, HB 11

HOUSE CALENDAR

THIRD DAY, WEDNESDAY, JUNE 4, 2003

HOUSE BILL FOR SECOND READING

HB 30

JOURNAL OF THE HOUSE

First Extraordinary Session, 92nd GENERAL ASSEMBLY

THIRD DAY, WEDNESDAY, JUNE 4, 2003

Speaker Hanaway in the Chair.

Prayer by Father David Buescher.

Heavenly God, around us we see plaques and windows impressed with high-souled words like "fellowship", "democracy", "progress", and so forth. Please help this fellowship of representatives invoke their sense of democracy that progress may be made here today and throughout this special session.

We fight wars with weapons of destruction to protect those values. Help these women and men fight with those equally potent weapons - like the arsenal of thought and common sense, discussion, openness, and compassion. And, God, may the successful and the rich, and the marginalized little people, the hopelessly poor, children, the weak, the mentally and physically infirm, be remembered and valued as decisions are made. Amen.

The Pledge of Allegiance to the flag was recited.

SECOND READING OF HOUSE BILL

HB 30 was read the second time.

On motion of Representative Crowell, the House recessed until such time as the appropriations bills and a supplemental calendar are distributed.

The hour of recess having expired, the House was called to order by Speaker Hanaway.

COMMITTEE REPORTS

Committee on Budget, Chairman Bearden reporting:

Madam Speaker: Your Committee on Budget, to which was referred **HB 2**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Madam Speaker: Your Committee on Budget, to which was referred **HB 3**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Madam Speaker: Your Committee on Budget, to which was referred **HB 10**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Madam Speaker: Your Committee on Budget, to which was referred **HB 11**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

SUPPLEMENTAL CALENDAR

(June 4, 2003)

PERFECTION OF HOUSE BILLS - APPROPRIATIONS

- 1 HCS HB 2 - Bearden
- 2 HCS HB 3 - Bearden
- 3 HCS HB 10 - Bearden
- 4 HCS HB 11 - Bearden

The following members' presence was noted: Abel, Adams, Angst, Avery, Baker, Barnitz, Bean, Bearden, Behnen, Bivins, Black, Boykins, Brooks, Brown, Bruns, Burnett, Byrd, Campbell, Cooper (120), Corcoran, Crawford, Cunningham (86), Cunningham (145), Curls, Darrough, Daus, Davis (122), Davis (19), Dempsey, Dethrow, Dixon, Donnelly, Dougherty, Dusenberg, El-Amin, Emery, Ervin, Fares, Fraser, Goodman, Graham, Guest, Harris (23), Haywood, Henke, Hobbs, Holand, Hoskins, Hunter, Icet, Jackson, Jetton, Johnson (47), Johnson (61), Johnson (90), Jones, Kelly (36), King, Kingery, Kratky, Kuessner, Lager, Lawson, Lembke, LeVota, Lipke, Lowe, May, Mayer, Meiners, Merideth, Moore, Morris, Munzlinger, Myers, Nieves, Parker, Pearce, Phillips, Portwood, Purgason, Quinn, Ransdall, Rector, Reinhart, Richard, Roark, Ruestman, Rupp, Sager, Salva, Sander, Schaaf, Schlottach, Seigfreid, Selby, Self, Shoemyer (9), Stefanick, Stevenson, Sutherland, Taylor, Thompson, Townley, Viebrock, Villa, Wallace, Walker, Walsh, Walton, Ward, Wasson, Whorton, Wildberger, Riback Wilson (25), Wilson (42), Wilson (119), Wilson (130), Wood, Wright, Yates, Young and Zweifel.

ADJOURNMENT

On motion of Speaker Hanaway, the House adjourned until 10:00 a.m., Thursday, June 5, 2003.

CORRECTION TO THE HOUSE JOURNAL

Correct House Journal, Second Day, Tuesday, June 3, 2003, Page 2, Line 2, by inserting immediately after the name "Lembke", the name "LeVota".

HOUSE CALENDAR

FOURTH DAY, THURSDAY, JUNE 5, 2003

HOUSE BILLS FOR PERFECTION - APPROPRIATIONS

- 1 HCS HB 2 - Bearden
- 2 HCS HB 3 - Bearden
- 3 HCS HB 10 - Bearden
- 4 HCS HB 11 - Bearden

JOURNAL OF THE HOUSE

First Extraordinary Session, 92nd GENERAL ASSEMBLY

FOURTH DAY, THURSDAY, JUNE 5, 2003

Speaker Hanaway in the Chair.

Prayer by Representative Annie Reinhart.

Heavenly Father,

Thank You for this day, a day with every opportunity to serve You. Grant to us as Your body, a collective wisdom, knowledge and discernment. Help us to seek how we can serve more than He served, to love more than to be loved, to understand more than to be understood.

We thank You for Your goodness and mercy to better do Your will. In Your Son's name, Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Grant Hoehn, Malissa Hoehn, Ariel McCleary and Heather McCleary.

The Journal of the first day was approved as printed and the Journals for the second and third days were approved as corrected by the following vote:

AYES: 092

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crowell
Cunningham 145	Cunningham 86	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dougherty	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Guest
Hobbs	Holand	Hunter	Ice	Jackson
Jetton	Johnson 47	Kelly 144	King	Kingery
Lager	Lembke	Lipke	Luetkemeyer	Marsh
May	Mayer	Miller	Moore	Morris
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sander	Schaaf	Schlottach
Schneider	Self	Shoemaker	Smith 118	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Threlkeld
Townley	Viebrock	Villa	Wallace	Wasson
Whorton	Wilson 119	Wilson 130	Wood	Wright
Yates	Madam Speaker			

NOES: 054

Abel	Adams	Bishop	Burnett	Campbell
Corcoran	Curls	Darrough	Daus	Davis 122
Donnelly	El-Amin	Fraser	Graham	Green
Hampton	Harris 23	Haywood	Henke	Hilgemann
Hoskins	Hubbard	Johnson 61	Johnson 90	Jolly
Jones	Kratky	Kuessner	Lawson	LeVota
Liese	McKenna	Meiners	Merideth	Muckler
Ransdall	Sager	Salva	Schoemehl	Seigfreid
Selby	Skaggs	Spreng	Vogt	Walker
Walsh	Ward	Wildberger	Willoughby	Wilson 25
Witte	Yaeger	Young	Zweifel	

PRESENT: 012

Barnitz	Bland	Boykins	Bringer	Brooks
George	Harris 110	Kelly 36	Lowe	Shoemyer
Thompson	Walton			

ABSENT WITH LEAVE: 005

Carnahan	Crawford	Smith 14	Wagner	Wilson 42
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INTRODUCTION OF HOUSE JOINT RESOLUTION

The following House Joint Resolution was read the first time and copies ordered printed:

HJR 1, introduced by Representative Dougherty, relating to gaming.

INTRODUCTION OF HOUSE BILL

The following House Bill was read the first time and copies ordered printed:

HB 31, introduced by Representatives Bearden, Reinhart, Portwood, Wright, Jetton, Crowell and Hanaway, relating to medical services and eligibility.

PERFECTION OF HOUSE BILL - APPROPRIATIONS

HCS HB 2, relating to appropriations, was taken up by Representative Bearden.

Speaker Pro Tem Jetton assumed the Chair.

Representative Shoemyer (9) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2, Page 2, Section 2.015, Line 4, by deleting the number "1,729,342,155" and inserting the number "1,738,457,769"; and

Further amend said section, Line 5, by deleting the number "152,585,346" and inserting the number "143,469,732" and adjust section and bill totals accordingly.

Speaker Hanaway resumed the Chair.

HCS HB 2, with House Amendment No. 1, pending, was laid over.

MOTION

Representative Crowell moved that Rule 113 be suspended to receive members of the Senate, the Governor and other statewide elected officials.

Which motion was adopted by the following vote:

AYES: 152

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Ice	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lipke
Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Miller	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Smith 118
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Walker	Wallace	Walsh
Walton	Ward	Wasson	Whorton	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 25	Witte
Wood	Wright	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 003

Merideth	Purgason	Skaggs
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PRESENT: 001

Sager

ABSENT WITH LEAVE: 007

Brooks
WagnerDempsey
Wilson 42

Haywood

King

Smith 14

ADDRESS BY PRESIDENT PRO TEM PETER KINDER

I wish to appeal to you first for some cooperation on three measures we passed that you have pledged to veto. First, you have pledged a veto of the right-to-carry bill we passed, yet again, with overwhelming bipartisan support. A few facts: This year saw three more states - Minnesota, Colorado and New Mexico - pass this bill. So we have now 22 states that have passed right-to-carry during the decade that leaders of your party have fought our efforts to extend this right to law-abiding Missourians, well-trained in handling firearms. With the action of these three states, we as Missourians now find ourselves isolated among only five states that stubbornly deny our citizens this natural right of self-defense.

In a remarkable op-ed piece published last month in the St. Louis Post-Dispatch, a Democrat and former congressional candidate from St. Louis named John Ross addressed this issue. Ross comes from a remarkable lineage: His grandfather was Charlie Ross, who served as press secretary to President Harry Truman at a time when both of my grandfathers called themselves Harry Truman Democrats. John Ross' piece addressed your lack of cooperation and impending veto of right-to-carry. It is Ross' thesis that if you follow through on this veto, you will further accelerate the decline of the party of my grandfathers across this great state. A look at the electoral map, and the 104 counties that passed right-to-carry four years ago, is instructive.

My question to you, Governor, with all due respect sir, is simple: Why do you not trust law-abiding Missourians with a right that the vast majority of Americans already exercise safely and responsibly, day in and day out?

Governor, I ask for your cooperation and implore you not to veto, but to sign, the right-to-carry bill.

Second is the 24-hour waiting bill for abortions. A little research shows that 21 states already have this reasonable measure on their books. Year-in and year-out for three decades, Missourians have elected overwhelming pro-life majorities no matter which party controlled the General Assembly, a result re-confirmed and strengthened last November. Yet you seem determined to out-do your predecessor in not cooperating with our pro-life majority and fighting us at every turn.

Governor, I ask for your cooperation and implore you not to veto, but to sign the 24-hour wait bill.

Third is the vital issue of lawsuit reform. Here, your position is most interesting. You acknowledge that a problem amounting to a crisis exists, but seem to believe that it is limited to medical malpractice. Your stated position, released in a statement as we Senators approached our 30th hour of debate over three days and nights, was that you would sign a bill encompassing our work as it related to medical malpractice, leaving out all other Missourians. "Take out the docs, address the concerns of the medical providers," seems to your approach, and leave all other Missouri businesses and individuals to operate under a different system of civil justice.

Governor, let me tell you about my late father, a pediatrician who practiced for 52 years in Cape Girardeau. Three-and-a-half years before his death in an auto accident on July 1, 2000, he had closed his practice to move to the county health unit in the poorest part of South Cape Girardeau, there to see an exclusively Medicaid population, heavy with minorities, who had no one else to take care of them. He was a living, breathing lesson straight out of the 25th Chapter of the Gospel of Matthew, and this as he moved with energy and purpose into his ninth decade of life. Seeking nothing for himself, no man of words but rather a man of action and humility, he was a living exemplar of the wisdom etched into the walls outside the Senate chamber: "Not to be served, but to serve." Were Dr. Jim Kinder here today, I know what he would say: He would tell us that is just flat wrong to say that we should have one civil-justice system for doctors and another, more onerous one, for all other Missourians.

Governor, I ask for your cooperation and implore you not to veto, but to sign, the lawsuit-reform bill.

And now for the budget, the reason you have brought us back to the Capitol for this extraordinary session. I join with most Missourians in believing that this session is unnecessary, that we in the House and Senate did our darndest to put together a sound budget in very difficult times, and that at least in our chamber, it was a bipartisan compromise with a bipartisan result.

You have responded with a six-figure television and radio advertising campaign attacking us, and by flying around the state at taxpayer expense, holding staged media events to decry our work.

Governor, I join with other Missourians from all walks of life, who are asking of their elected leaders, when it comes to taxes: What part of “no” don’t you understand?

On the last afternoon of the session, May 16th, at my invitation you came to my office to discuss a Medicaid cost-containment measure that you had asked us to pass, in your state-of-the-state message in January. It was a Senate bill, a major piece of legislation. Unlike the norm when your party controlled the Senate and House, we had a key member of the minority party handling this major bill. This was a bill that you had asked us to pass, and on which your budget was predicated, as you had built in the cost-savings from its passage into your plan.

With four hours remaining in the session, I implored you to compromise with us and call off the dogs and help us pass the bill you had asked for. In response, I received a total lack of cooperation and was met with a stone wall from you and your aides. The bill failed of adoption as time ran out on an otherwise tremendously productive session.

It now appears clear that this refusal on your part was part of a well-planned strategy – do not cooperate, do not compromise – urged on you by political aides and decided on weeks if not months earlier, to deny us these and other savings, and then blame the resulting larger budget gap on us.

Governor, the people who sent us here expect better of us than this – another cynical version of the blame game.

We in the Legislature met our constitutional duty to pass a realistic budget plan authorizing expenditures by the state within the time allowed. Whether you like it or not, we produced a bipartisan budget compromise that was on-time and based on real revenue. You have taken our on-time budget and turned it into an over-time budget, with billions for education and healthcare hanging in the balance.

We in the Legislature reduced real spending to match the real revenue we expect our state to receive.

We have refused, and will continue to refuse, to write a budget plan based on the imaginary revenue you would like to send to a vote of the people in order to force Missourians to cough up more.

And yes, the difference between your budget and the budget we passed is the difference between real and imagined revenue:

You balanced your budget in January based on \$700 million in imaginary revenue – money that is only possible as a figment of your imagination.

We passed a bipartisan budget compromise that was on-time and balanced on real revenue.

You vetoed \$12 billion we approved as part of our bipartisan budget compromise for school children, college students, the poor and elderly, while demanding another \$700 million from taxpayers.

Throughout this entire legislative session, our new majorities have cooperated with you and made serious efforts to compromise where we could.

Early in the session, we reached a compromise to address the fiscal year 2003 shortfall by issuing revenue bonds that saved taxpayers over \$200 million dollars over the life of the bonds. Our efforts allowed us to keep over \$200 million to go towards the pending crisis in fiscal year 2004.

In fact, we have cooperated and compromised on many of the proposals you asked us to consider. We met you more than half way on the tax loopholes you asked us to close, adopting six of your eleven recommendations.

We compromised by meeting you more than half way on new revenues, handing you \$400 million in additional money even before consideration of the federal revenue that is now on its way.

The President and the Congress, led by our two United States Senators, have sent us nearly \$400 million in help, but even this doesn't quench your thirst for higher taxes. Perhaps you can explain to us, and to thousands of listening Missourians, why it is that you just want MORE!

Governor, I don't understand how you can ask us for cooperation and compromise when you and your Democrat attack machine criticize us for a budget that is \$12 MILLION out of balance, while creating a budget crisis that is \$12 BILLION out of balance.

As sure as I know I am standing here today, I know we in the Legislature have cooperated with you and your administration as much as we possibly can.

But we cannot and will not compromise on sending any tax increase to a vote of the people.

Governor, your comments in recent days, together with those of your budget director, clearly point to still more vetoes of the budget bills that are moving toward your desk, a course that will take us to an unprecedented shutdown looming at the end of this month. If and when that day comes, let everyone in this great state fix that responsibility where it so clearly belongs: On your shoulders and yours alone.

I implore you, Governor, to turn back from this course before it is too late!

ESCORT COMMITTEE

The Speaker appointed the following committee to escort the Honorable Bob Holden, Governor of the State of Missouri to the dais: Representatives Goodman, Davis (19), Wilson (130), Ervin, Cooper (155), Emery, Harris (110), Burnett, Boykins and Graham.

The Doorkeeper announced the approach of the Honorable Bob Holden. The Governor was duly escorted to the House Chamber and the Speaker's dais.

ADDRESS BY GOVERNOR BOB HOLDEN

Madam Speaker, Mr. President Pro Tem, First Lady Lori Hauser Holden, and Members of the 92nd General Assembly:

We are here today for one reason and one reason alone. I called for this special session of the legislature, because the work of the people remains unfinished. As all of you know, our state finds itself in the gravest of circumstances. How else can you describe a budgetary crisis where you, the state legislature, did not present a balanced budget as required by our constitution?

By your actions, you have now demonstrated it is not possible to balance Missouri's budget without devastating cuts to education and health care or new sources of revenue. And, even with a one-time infusion of federal funds, your budget is still severely out of balance ...which means that your work, and my work, is far from finished.

To claim that this federal money will solve our budget problems is like finding a ten-dollar bill and thinking you'll never have to pay for lunch again. You're either deceiving yourself ... or trying to deceive the people. The truth is, no one is going to rescue us from this imbalance. That's our responsibility as public servants.

It's not public service to pass an unbalanced budget ... and then wait for someone else to solve the problem. It's not public service to ignore fiscal reality and claim revenues that don't exist. It's not public service to apply one-time federal funds and claim that the problem is solved, when clearly it isn't. And it's not public service to protect the tobacco and gambling interests at the expense of our young, our sick, and our elderly.

Let me say this as clearly and as bluntly as I can ... you are not fooling anyone. Even with your severe cuts to education and health care, your budget still does not balance. And you've done nothing to solve the underlying problems that created this budget crisis in the first place. Which means that next year we'll be right back here in the same budget hole ... unless we rise to our duty, face reality, and solve this problem together.

Because Missouri deserves better than this. We can do better than a budget that throws thousands of working adults off of Medicaid. We can do better than a budget that eliminates mental health services for thousands of adults and troubled children. We can do better than a budget that forces mass layoffs of public school teachers. And we can do better than a budget that raises tuition and puts college out of reach for thousands of Missouri families. This is the budget you have presented ... and this is the budget I have vetoed.

Over the last two years, I've cut over one billion dollars in state spending ... more than any Governor in Missouri history. We've cut fat. Now you're cutting the bone. We can't allow that to happen.

Some of you have said that "people should be doing more for themselves." Well, tell that to the parents of an autistic child ... as if those parents weren't already doing all that they can in a difficult situation. Tell that to a child whose teacher has been laid off ... as if children could teach themselves how to read. Or tell that to a low-income worker stricken with pneumonia. Tell them to heal themselves, because there just isn't enough money to pay for health care.

We cannot balance this budget by pointing fingers at those in our society who fall short of perfection ... or by shredding the safety net that allows thousands of citizens to live their lives with dignity and good health. In Missouri, we're better than that.

I don't think all of you believe in survival of the fittest. I believe more thoughtful heads can prevail. You all know my proposed solution. By closing corporate tax loopholes ... raising cigarette and gambling taxes ... and by raising the income tax on those who make more than \$200,000 per year, we can balance our budget without cutting education and health care.

As you are also aware, we are not a high-tax state. Missouri has a tradition of respecting the hard-earned dollars of working families ... That's why we're ranked 44th in the nation in total tax burden on our citizens. This proposal reflects the best of that tradition.

The undeniable truth is that the vast majority of Missouri taxpayers won't pay one penny more in taxes. Clearly, some of you agree ... and some of you disagree. For those who disagree, your solution is to rely only on devastating cuts to education and health care ... while protecting the tobacco and gambling companies. I'm not willing to trade teachers and doctors for cigarettes and poker chips.

And your solution rips the safety net out from under our most vulnerable while sheltering some of our biggest corporations from paying their fair share. I am not willing to sacrifice our mentally ill and disabled to protect a corporate tax loophole. To me, and to hundreds of thousands of Missouri families across this state, it's a clear choice. But for some reason, here in the State Capitol, we're at an impasse. I want to let the people decide.

That's why I'm asking for a public vote. Let's allow the voters of this state to make an informed decision. An increase in cigarette and gambling taxes ... or fewer teachers in the classroom. Corporate tax loopholes ... or health care for low-income children. Drastic cuts or sensible tax reform.

Ladies and gentlemen, the Missouri Constitution demands that we do something. And we can either close this gap the right way or the wrong way. I say let the people decide.

Here's another way to look at the question before you. By blocking a budget referendum, you are telling the voters that they need to be protected from themselves. I trust the people of this state. I trust their common sense, their fairness, and their values.

Abraham Lincoln once said: "I am a firm believer in the people. If given the truth, they can be depended upon to meet any crisis. The great point is to bring them the real facts."

Well, the facts are on the table. Your plan is on the table ... and so is mine. If you're certain that you're right, then you shouldn't be afraid of a public vote. And if you happen to be wrong ... then who gets hurt? The public will have spoken.

We as a people have to decide what's most important to us. And all of us as leaders have to remember who we're here to serve. This is a difficult time in Missouri history ... and a difficult time for our country. But I truly believe that we'll solve this budget crisis through the wisdom of our people and by the grace of God.

There are moments in our lives when there should be no shame in asking for guidance from a higher authority. At a time of great disagreement among good people, this is one of those moments. Today, the people of Missouri are a higher authority ... and we are their servants.

Pass the budget referendum ... and let the people decide.

Thank you very much and God bless the great state of Missouri.

ADDRESS BY SPEAKER CATHERINE HANAWAY

Fellow members of the General Assembly, at the end of the day, when the debates and speeches have finished, when the arguing stops, when the reporters have written their stories and broadcast the news, when we have retired to our offices to continue our work, and when this chamber is quiet, the essential truth of this great debate over the state budget will remain.

Each and every member of the Missouri General Assembly, whether Republican or Democrat, pursues a course of action that he or she believes is best for the people of this state. And, while we spend most of the legislative session debating the intricacies of hundreds of bills, we are united in our desire to serve the best interests of our communities.

Today, we stand divided, not by facts and figures, programs and dollar amounts, dedication or strength of conviction, but by a difference in **HOW TO SOLVE THESE PROBLEMS**.

For 48 years, we have tried to serve the people by growing government and raising taxes.

And yet, government still cannot satisfy every need and the bureaucracy has grown too big too fast to be sustained by the taxes paid by Missourians.

Maybe, it is time to try another way. Maybe, it's time to trust that Missourians will use their hard earned dollars better than government, that instead of growing bureaucracy, Missourians will create jobs, take care of themselves and their families and increase our capacity to solve the state's problems.

Today, the Governor has asked the question: Should we solve our state problems by raising taxes or should the government live within its means? **The answer is that the time has come for government to live within its means.**

Make no mistake, **We are not here as representatives of government; we are here as representatives of the people.** The people elected us to come here and represent their interests in the government.

Representing them means living up to the greatness that lies within those Missourians. We stand with them, we stand for them and we stand on the shoulders of those who came before us. And, our fellow Missourians have had to live through much tougher times than these.

They pioneered this state, survived a Civil War, recessions and depressions and World Wars. They made sacrifices for us, for our freedoms and for the greatness of this state. They and we are a generous and compassionate people and a people who share some fundamental values:

Missourians value:

Hard work
Self reliance
Self sacrifice
Education
Freedom
Family

And Missourians take responsibility:

For those who can't possibly provide for themselves.

And Missourians take responsibility:

For the quality of the public schools.

And, Missourians understand this fundamental truth, when anyone receives a benefit of any kind from state government the people of Missouri have to pay for it. Missourians capacity for love of their fellow man and desire for the best in public schools is **boundless**, but Missourians ability to pay for their fellow man and schools is **bounded** by the earnings of the working men and women of this state.

When Missourians work more and earn more, they can do more for themselves and their fellow man.

That's why during this legislative session the only litmus test applied to legislation was: will this proposal create jobs or kill jobs?

And make no mistake this litmus test was critical, the real crisis facing this state isn't that taxes are high enough; it is that the state has lost more jobs than any other state in the country. And, when Missourians lose their jobs or earn less money they pay less in taxes. Then, the government collects less money, and the government can't spend as much.

It is a very delicate balance. When I think about our state's budget problem, I try to put faces on that problem. First, I think about a child, maybe a child with Down's syndrome, or an elderly grandmother in a nursing home. Then, I think about the family, with a mom, a dad and three kids, where mom and dad are both working. I think about the sacrifices they are making to make ends meet, to take care of themselves, to pay for their health insurance and to pay their taxes to support our schools and those can't do for themselves.

Then, I look at the competing proposals for balancing this budget and the effect those proposals will have on all these people.

The Governor's approach would increase taxes on corporations, the rich, cigarettes and gaming. And, he says these aren't taxes on any working man or woman who doesn't want to pay them.

But that's where he is wrong, every one of the \$700 million in taxes he would take for state government is money that could be spent to hire more people or to pay overtime or to make house payments or to buy school clothes.

Each of the last two years, tax collections for the state have declined, not because we have had a tax cut, but because Missourians are making less money. Consequently, each of the last two years, state government, like the citizens who pay for it, has been able to afford a little less. It is time to stop this downward slide.

Increasing taxes by \$700 million may result in a momentary increase in state revenues, but it will also immediately mean a \$700 million cut in what Missourians have to provide for their families and take care of themselves. All the jobs that could be created and purchases made with that money would mean more tax revenue to the state. Instead, if we tax more, all those dollars come to state government and don't increase productivity and ultimately result in a further decline in state revenues. In other words, a tax increase means we will hurt the child with Down's syndrome, the grandmother in the nursing home and the working family, because the people of this state will continue each year to be able to afford less and less for themselves, for their government and their fellow Missourians.

Nearly fifty years ago, one Missourian, a worker at McDonnell Douglas, named Earl Walker had an idea. He thought he could build a better bolt. So, he bought some tools and starting building that bolt in his garage on nights and weekends. He was right. He could build a better bolt, and soon, he needed help. So, he hired three of his friends, rented a warehouse and founded a company that now employs hundreds of people, making it possible for hundreds of families to provide for themselves and pay taxes that help others and support schools.

There are thousands of stories just like that of Missourians who started with nothing and ended up providing for many. But, what would have happened to Earl Walker, and to the thousands like him, if just as he started growing his business and employing more people we taxed him out of business?

The Governor began the legislative session saying that we must raise taxes by more than \$700 million.

After months of difficult decisions, the legislature met the Governor halfway increasing revenues by more than \$350 million. We did that by closing corporate loopholes, collecting from tax cheats and some bonding, and we closed the rest of the budget gap by reducing spending by more than \$400 million.

Then, the Governor did something that no Governor has ever done, not through all those tough times faced by past Missouri Governors, not during the Depression, not during the World Wars, not during any of those much larger crises, **HE VETOED THE APPROPRIATIONS BILLS FOR PUBLIC EDUCATION AND SOME OF THE STATE'S MOST VITAL SERVICES.**

And, he said, I still need more than \$700 million in new taxes.

Next, we received some very good news from President Bush. Missouri state government will receive a check from the federal government for almost \$400 million – so now the Governor would have more new revenue than he had originally asked for.

Still, he said I need \$700 more million in new taxes.

And, he wrote each of us this letter and asked us and I quote, “to turn our full attention to finding the revenue needed to prevent the devastating cuts to education and vital human services,” and he specified four areas where he believed we needed to restore reductions in spending.

Well, we have done that. The budget passed out of committee yesterday addresses each of the Governor's requests.

First, some of the additional federal money was used to add \$72 million to spending for elementary and secondary schools, restoring schools to their current level of funding.

Second, higher education will receive a \$14 million increase.

Third, reductions in spending for health and mental health were restored, and

Finally, 13,000 people were put back on the Medicaid roles.

And, after all of that, the Governor said I still need \$700 million in new taxes.

Governor, we have addressed your concerns, you have more new revenues than you asked for at the beginning of the year, and we have spared the people a tax increase. You should sign the budget. You should not shut down this government. You should end your fight to raise taxes. If you choose to continue this fight, it will be abundantly clear to all Missourians that you can only be satisfied with the largest tax increase in Missouri history and that you are far more interested in creating a crisis than in finding solutions.

The Governor has asked why not let the people decide. The answer is that the people have already decided. Three times since last August the people have said no to tax increases and they have elected a majority of representatives who oppose tax increases. If we ask them again, they'll say, "What part of NO don't you understand?"

It is time to listen to the people we represent. The history books are filled with accounts of Missourians rising to greatness. We don't shrink from hard times; we conquer them. And we will conquer this. Missourians are warm people, they're hard-working people; they are an ingenious and energetic people; and they're there for their families and neighbors during times of hardships. As representatives of these wonderful people, we should not ask for more when they are earning less. It is time to place our trust in our fellow Missourians and to know if we don't increase their burden now, they will make this an even greater state.

Now let's get back to work and put Missourians back to work.

PERFECTION OF HOUSE BILLS - APPROPRIATIONS

HCS HB 2, with House Amendment No. 1, pending, relating to appropriations, was again taken up by Representative Bearden.

Speaker Pro Tem Jetton resumed the Chair.

Representative Merideth offered **House Substitute Amendment No. 1 for House Amendment No. 1**.

Representative Stevenson raised a point of order that **House Substitute Amendment No. 1 for House Amendment No. 1** is not a true substitute amendment.

Representative Bearden raised an additional point of order that **House Substitute Amendment No. 1 for House Amendment No. 1** violates House Resolution No. 579.

The Chair ruled the second point of order well taken.

The Chair ruled the first point of order moot.

Representative Shoemyer (9) moved that **House Amendment No. 1** be adopted.

Which motion was defeated by the following vote:

AYES: 062

Abel	Barnitz	Bishop	Bland	Bringer
Brooks	Burnett	Campbell	Carnahan	Corcoran
Curls	Darrough	Daus	Davis 122	Donnelly
Dougherty	El-Amin	Fraser	George	Hampton
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Hoskins	Hubbard	Johnson 61	Johnson 90	Jolly
Jones	Kelly 36	Kratky	Kuessner	Lawson
LeVota	Liese	Lowe	Meiners	Merideth
Ransdall	Sager	Salva	Seigfreid	Selby
Shoemyer	Skaggs	Spreng	Thompson	Villa
Wagner	Walker	Walsh	Walton	Ward
Whorton	Wildberger	Willoughby	Wilson 25	Witte
Young	Zweifel			

NOES: 091

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Bough	Brown	Bruns
Byrd	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dusenberg	Emery	Engler
Ervin	Fares	Goodman	Guest	Hobbs
Holand	Hunter	Ice	Jackson	Jetton
Johnson 47	Kelly 144	King	Kingery	Lager
Lembke	Lipke	Luetkemeyer	Marsh	May
Mayer	Miller	Moore	Morris	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Self	Shoemaker	Smith 118	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Threlkeld
Townley	Viebrock	Wallace	Wasson	Wilson 119
Wilson 130	Wood	Wright	Yaeger	Yates
Madam Speaker				

PRESENT: 000

ABSENT WITH LEAVE: 010

Adams	Black	Boykins	Graham	Green
McKenna	Muckler	Smith 14	Vogt	Wilson 42

Representative Johnson (90) requested a verification of the roll call on the motion to adopt **House Amendment No. 1**.

On motion of Representative Bearden, **HCS HB 2** was adopted.

On motion of Representative Bearden, **HCS HB 2** was ordered perfected and printed.

HCS HB 3, relating to appropriations, was taken up by Representative Bearden.

HCS HB 3 was laid over.

HCS HB 10, relating to appropriations, was taken up by Representative Bearden.

Representative Lowe offered **House Amendment No. 1**.

House Amendment No. 1 was withdrawn.

HCS HB 10 was laid over.

HCS HB 11, relating to appropriations, was taken up by Representative Bearden.

Representative Lowe offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 11, Page 39, Section 11.555, Line 27, by deleting "13,000,000" and inserting "12,800,000" and adjusting the section and bill totals accordingly.

On motion of Representative Lowe, **House Amendment No. 1** was adopted.

Speaker Hanaway resumed the Chair.

HCS HB 11, as amended, was laid over.

HCS HB 10, relating to appropriations, was again taken up by Representative Bearden.

Representative Lowe offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 10, Page 35, Section 10.780, Line 14, by inserting immediately after said line the following:

"From Intergovernmental Transfer Fund \$200,000"

and adjust the section and bill totals accordingly.

On motion of Representative Lowe, **House Amendment No. 1** was adopted.

Representative Campbell offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 10, Page 15, Section 10.410, Line 14, by deleting "200,000 shall be"; and

Further deleting Lines 15-19 in said section.

Representative Black offered **House Substitute Amendment No. 1 for House Amendment No. 2.**

*House Substitute Amendment No. 1
for
House Amendment No. 2*

AMEND House Committee Substitute for House Bill No. 10, Page 15, Section 10.410, Line 15, by inserting after “supply” the following: “community based”; and

Further amend said section, Line 16, by inserting after “services” the following: “in Southeast, Missouri”; and

Further amend said section, Lines 18 and 19, by deleting “Preference shall be given to a provider headquartered in Southeast, Missouri”.

On motion of Representative Black, **House Substitute Amendment No. 1 for House Amendment No. 2** was adopted.

HCS HB 10, as amended, was laid over.

HCS HB 11, as amended, relating to appropriations, was again taken up by Representative Bearden.

Representative Riback Wilson (25) offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 11, Page 40, Section 11.560, Line 3, by deleting the number “208,220,000” and inserting the number “204,620,000” and adjusting bill totals accordingly.

Representative Riback Wilson (25) moved that **House Amendment No. 2** be adopted.

Which motion was defeated.

HCS HB 11, as amended, was laid over.

HCS HB 10, as amended, relating to appropriations, was again taken up by Representative Bearden.

HCS HB 10, as amended, was laid over.

Representative Smith (118) assumed the Chair.

HCS HB 11, as amended, relating to appropriations, was again taken up by Representative Bearden.

Representative Stevenson offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 11, Page 3, Section 11.010, Line 34, by deleting “\$5,290,610E” and inserting “\$2,000,000”; and

Further amend said bill, Page 3, Section 11.015, by deleting said section and inserting the following new section:

“Section 11.015. There is transferred out of the State Treasury, chargeable to the Basic Civil Legal Services Fund, Two Million Dollars (\$2,000,000) to the Legal Services for Low-Income People Fund, provided that the courts administrative costs be dedicated to the Office of the State Courts Administrators
From Basic Civil Legal Services Fund \$2,000,000”

and adjust bill totals accordingly.

Representative Johnson (90) offered **House Substitute Amendment No. 1 for House Amendment No. 3.**

*House Substitute Amendment No. 1
for
House Amendment No. 3*

AMEND House Committee Substitute for House Bill No. 11, Page 3, Section 11.010, Line 34, by deleting “\$5,290,610E” and inserting “\$2,000,000E”; and

Further amend said bill, Page 3, Section 11.015, by deleting said section and inserting the following new section:

“Section 11.015. There is transferred out of the State Treasury, chargeable to the Basic Civil Legal Services Fund, Two Million Dollars (\$2,000,000) to the Legal Services for Low-Income People Fund, provided that the courts administrative costs be dedicated to the Office of the State Courts Administrators
From Basic Civil Legal Services Fund \$2,000,000E”

and adjust bill totals accordingly.

On motion of Representative Johnson (90), **House Substitute Amendment No. 1 for House Amendment No. 3** was adopted.

Representative Campbell offered **House Amendment No. 4.**

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 11, Page 28, Section 11.460, Line 40, by adding after said line:

“At least \$750,000 is provided for one-time funding for facilities with Medicaid volume higher than 85%.”.

Representative Bearden offered **House Substitute Amendment No. 1 for House Amendment No. 4.**

*House Substitute Amendment No. 1
for
House Amendment No. 4*

AMEND House Committee Substitute for House Bill No. 11, Page 28, Section 11.460, Line 40, by adding after said line the following:

“\$200,000 is provided for one-time funding for facilities with Medicaid volume higher than 90%.”.

On motion of Representative Bearden, **House Substitute Amendment No. 1 for House Amendment No. 4** was adopted.

HCS HB 11, as amended, was laid over.

Representative Fraser raised a point of order that a member was not recognized for discussion.

Representative Smith (118) requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order not well taken.

HCS HB 3, relating to appropriations, was again taken up by Representative Bearden.

On motion of Representative Bearden, **HCS HB 3** was adopted.

On motion of Representative Bearden, **HCS HB 3** was ordered perfected and printed.

Speaker Hanaway resumed the Chair.

HCS HB 10, as amended, relating to appropriations, was again taken up by Representative Bearden.

On motion of Representative Bearden, **HCS HB 10, as amended**, was adopted by the following vote:

AYES: 083

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Byrd	Cooper 120	Cooper 155	Crowell	Cunningham 145
Cunningham 86	Davis 19	Dempsey	Dethrow	Dixon
Dougherty	Dusenberg	Emery	Engler	Ervin
Fares	Goodman	Guest	Hobbs	Hunter
Iceet	Jackson	Jetton	Kelly 144	King
Kingery	Lager	Lembke	Lipke	Luetkemeyer
Marsh	May	Mayer	Miller	Morris
Munzlinger	Myers	Nieves	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Rector	Reinhart	Richard	Ruestman	Rupp
Sander	Schaaf	Schlottach	Schneider	Self
Shoemaker	Smith 118	St. Onge	Stefanick	Stevenson

Sutherland	Taylor	Threlkeld	Townley	Viebrock
Wallace	Wasson	Wilson 119	Wilson 130	Wood
Wright	Yates	Madam Speaker		

NOES: 073

Abel	Adams	Barnitz	Bishop	Bland
Bringer	Brooks	Bruns	Burnett	Campbell
Carnahan	Corcoran	Crawford	Curls	Darrough
Daus	Davis 122	Deeken	Donnelly	El-Amin
Fraser	George	Green	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hoskins
Hubbard	Johnson 47	Johnson 90	Jolly	Jones
Kelly 36	Kratky	Kuessner	Lawson	LeVota
Liese	Lowe	McKenna	Meiners	Merideth
Moore	Muckler	Page	Ransdall	Roark
Sager	Salva	Schoemehl	Seigfreid	Selby
Shoemyer	Skaggs	Spreng	Thompson	Villa
Vogt	Walker	Walsh	Walton	Ward
Whorton	Wildberger	Willoughby	Wilson 25	Witte
Yaeger	Young	Zweifel		

PRESENT: 000

ABSENT WITH LEAVE: 007

Boykins	Graham	Holand	Johnson 61	Smith 14
Wagner	Wilson 42			

Representative Johnson (90) requested a verification of the roll call on the motion to adopt **HCS HB 10, as amended**.

On motion of Representative Bearden, **HCS HB 10, as amended**, was ordered perfected and printed.

HCS HB 11, as amended, relating to appropriations, was again taken up by Representative Bearden.

On motion of Representative Bearden, **HCS HB 11, as amended**, was adopted.

On motion of Representative Bearden, **HCS HB 11, as amended**, was ordered perfected and printed.

SUPPLEMENTAL CALENDAR (June 5, 2003)

THIRD READING OF HOUSE BILLS - APPROPRIATIONS

- 1 HCS HB 2 - Bearden
- 2 HCS HB 3 - Bearden
- 3 HCS HB 10 - Bearden
- 4 HCS HB 11 - Bearden

THIRD READING OF HOUSE BILLS - APPROPRIATIONS

HCS HB 2, relating to appropriations, was taken up by Representative Bearden.

On motion of Representative Bearden, **HCS HB 2** was read the third time and passed by the following vote:

AYES: 095

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Dougherty
Dusenberger	Emery	Engler	Ervin	Fares
Goodman	Guest	Hampton	Hobbs	Holand
Hunter	Ice	Jackson	Jetton	Kelly 144
Kelly 36	King	Kingery	Lager	Lembke
Lipke	Luetkemeyer	Marsh	May	Mayer
Miller	Moore	Morris	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Rector
Reinhart	Richard	Ruestman	Rupp	Salva
Sander	Schaaf	Schlottach	Schneider	Seigfreid
Self	Shoemaker	Smith 118	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Threlkeld	Townley
Viebrock	Wallace	Wasson	Wildberger	Wilson 119
Wilson 130	Wood	Wright	Yates	Madam Speaker

NOES: 066

Abel	Adams	Barnitz	Bishop	Bland
Boykins	Bringer	Brooks	Burnett	Campbell
Carnahan	Corcoran	Curls	Darrough	Daus
Donnelly	El-Amin	Fraser	George	Graham
Green	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hoskins	Hubbard	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kratky	Kuessner
Lawson	LeVota	Liese	Lowe	McKenna
Meiners	Merideth	Muckler	Ransdall	Roark
Sager	Schoemehl	Selby	Shoemyer	Skaggs
Spreng	Thompson	Villa	Vogt	Wagner
Walker	Walsh	Walton	Ward	Whorton
Willoughby	Wilson 25	Witte	Yaeger	Young
Zweifel				

PRESENT: 000

ABSENT WITH LEAVE: 002

Smith 14

Wilson 42

Speaker Hanaway declared the bill passed.

HCS HB 3, relating to appropriations, was taken up by Representative Bearden.

On motion of Representative Bearden, **HCS HB 3** was read the third time and passed by the following vote:

AYES: 094

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Dougherty
Dusenberg	Emery	Engler	Ervin	Fares
Goodman	Guest	Hampton	Hobbs	Holand
Hunter	Ice	Jackson	Jetton	Johnson 47
Kelly 144	King	Kingery	Lager	Lembke
Lipke	Luetkemeyer	Marsh	May	Mayer
Miller	Moore	Morris	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Rector
Reinhart	Richard	Ruestman	Rupp	Sander
Schaaf	Schlottach	Schneider	Seigfreid	Self
Shoemaker	Smith 118	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Threlkeld	Townley	Viebrock
Wallace	Wasson	Whorton	Wilson 119	Wilson 130
Wood	Wright	Yates	Madam Speaker	

NOES: 067

Abel	Adams	Barnitz	Bishop	Bland
Boykins	Bringer	Brooks	Burnett	Campbell
Carnahan	Corcoran	Curls	Darrough	Daus
Donnelly	El-Amin	Fraser	George	Graham
Green	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hoskins	Hubbard	Johnson 61	Johnson 90
Jolly	Jones	Kelly 36	Kratky	Kuessner
Lawson	LeVota	Liese	Lowe	McKenna
Meiners	Merideth	Muckler	Ransdall	Roark
Sager	Salva	Schoemehl	Selby	Shoemyer
Skaggs	Spreng	Thompson	Villa	Vogt
Wagner	Walker	Walsh	Walton	Ward
Wildberger	Willoughby	Wilson 25	Witte	Yaeger
Young	Zweifel			

PRESENT: 000

ABSENT WITH LEAVE: 002

Smith 14 Wilson 42

Speaker Hanaway declared the bill passed.

On motion of Representative Crowell, the House recessed until 7:00 p.m.

EVENING SESSION

The hour of recess having expired, the House was called to order by Speaker Hanaway.

THIRD READING OF HOUSE BILLS - APPROPRIATIONS

HCS HB 10, relating to appropriations, was taken up by Representative Bearden.

On motion of Representative Bearden, **HCS HB 10** was read the third time and passed by the following vote:

AYES: 083

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Byrd	Cooper 120	Cooper 155	Crowell	Cunningham 145
Cunningham 86	Davis 19	Dempsey	Dethrow	Dixon
Dusenberg	Emery	Engler	Ervin	Fares
Goodman	Guest	Hobbs	Hunter	Ice
Jackson	Jetton	Kelly 144	King	Kingery
Lager	Lembke	Lipke	Luetkemeyer	Marsh
May	Mayer	Miller	Morris	Munzlinger
Myers	Nieves	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sander	Schaaf	Schlottach	Schneider	Self
Shoemaker	Smith 118	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Threlkeld	Townley	Viebrock
Wallace	Wasson	Wilson 119	Wilson 130	Wood
Wright	Yates	Madam Speaker		

NOES: 073

Abel	Adams	Barnitz	Bishop	Bland
Bringer	Brooks	Bruns	Burnett	Campbell
Carnahan	Corcoran	Crawford	Curls	Darrough
Daus	Deeken	Donnelly	El-Amin	Fraser
George	Graham	Green	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hoskins
Hubbard	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly 36	Kratky	Kuessner	Lawson
LeVota	Liese	Lowe	McKenna	Meiners
Merideth	Moore	Muckler	Page	Ransdall
Sager	Schoemehl	Seigfreid	Selby	Shoemyer
Skaggs	Spreng	Thompson	Villa	Vogt
Wagner	Walker	Walsh	Walton	Ward
Whorton	Wildberger	Willoughby	Wilson 25	Witte
Yaeger	Young	Zweifel		

PRESENT: 000

ABSENT WITH LEAVE: 007

Boykins	Davis 122	Dougherty	Holand	Salva
Smith 14	Wilson 42			

Speaker Hanaway declared the bill passed.

Representative Johnson (90) requested a verification of the roll call on the motion to third read and finally pass **HCS HB 10**.

HCS HB 11, relating to appropriations, was taken up by Representative Bearden.

On motion of Representative Bearden, **HCS HB 11** was read the third time and passed by the following vote:

AYES: 082

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Bough	Brown	Byrd
Cooper 120	Cooper 155	Crowell	Cunningham 145	Cunningham 86
Davis 19	Dempsey	Dethrow	Dixon	Dusenberg
Emery	Engler	Ervin	Fares	Goodman
Guest	Hobbs	Hunter	Ice	Jackson
Jetton	Johnson 47	Kelly 144	King	Kingery
Lager	Lembke	Lipke	Luetkemeyer	Marsh
May	Mayer	Miller	Morris	Munzlinger
Myers	Nieves	Parker	Pearce	Phillips
Portwood	Pratt	Quinn	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sander
Schaaf	Schlottach	Schneider	Self	Shoemaker
Smith 118	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Threlkeld	Townley	Viebrock	Wallace
Wasson	Wilson 119	Wilson 130	Wood	Wright
Yates	Madam Speaker			

NOES: 075

Abel	Adams	Barnitz	Bishop	Black
Bland	Boykins	Bringer	Brooks	Bruns
Burnett	Campbell	Carnahan	Corcoran	Crawford
Curls	Darrough	Daus	Deeken	Donnelly
El-Amin	Fraser	George	Graham	Green
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hoskins	Hubbard	Johnson 61	Johnson 90
Jolly	Jones	Kelly 36	Kratky	Kuessner
Lawson	LeVota	Liese	Lowe	McKenna
Meiners	Merideth	Moore	Muckler	Page
Purgason	Ransdall	Sager	Schoemehl	Seigfreid
Selby	Shoemyer	Skaggs	Spreng	Thompson
Villa	Vogt	Wagner	Walker	Walsh
Walton	Ward	Whorton	Wildberger	Willoughby
Wilson 25	Witte	Yaeger	Young	Zweifel

PRESENT: 000

ABSENT WITH LEAVE: 006

Davis 122	Dougherty	Holand	Salva	Smith 14
Wilson 42				

Speaker Hanaway declared the bill passed.

ADJOURNMENT

On motion of Representative Crowell, the House adjourned until 12:00 p.m., Thursday, June 12, 2003.

CORRECTION TO THE HOUSE JOURNAL

Correct House Journal, Third Day, Wednesday, June 4, 2003, Page 2, Line 18, by inserting immediately after the name "Merideth", the name "Miller".

HOUSE CALENDAR

FIFTH DAY, THURSDAY, JUNE 12, 2003

HOUSE JOINT RESOLUTION FOR SECOND READING

HJR 1

HOUSE BILL FOR SECOND READING

HB 31

JOURNAL OF THE HOUSE

First Extraordinary Session, 92nd GENERAL ASSEMBLY

FIFTH DAY, THURSDAY, JUNE 12, 2003

Speaker Hanaway in the Chair.

Prayer by Reverend James Earl Jackson.

Blessed be the Lord God our Father who gives us rain in its season, provision for every need, comfort for our soul, and wisdom for every occasion.

Father, may our words be fitly spoken in the right season, at the right time and for the right reason for the benefit of our state. As it has been rightly spoken: "God grant us the serenity to accept the things I can not change, the courage to change the things I can and the wisdom to know the difference."

May You, Lord, bless and safeguard each one of us. May You give us illumination and grace. May You look upon us daily and give us peace.

To You be the glory, both now and forever, in the name of Your Son we pray. Amen.

The Pledge of Allegiance to the flag was recited.

SECOND READING OF HOUSE JOINT RESOLUTION

HJR 1 was read the second time.

SECOND READING OF HOUSE BILL

HB 31 was read the second time.

REFERRAL OF HOUSE JOINT RESOLUTION

The following House Joint Resolution was referred to the Committee indicated:

HJR 1 - Tax Policy

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 29 - Tax Policy

HB 30 - Tax Policy

HB 31 - Budget

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 2**, entitled:

An act to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2003 and ending June 30, 2004.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 3**, entitled:

An act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education and the several divisions, programs, and institutions of higher education included therein to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2003 and ending June 30, 2004.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 10**, entitled:

An act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Board of Public Buildings, the Department of Health and Senior Services, and the several divisions and programs thereof, the Missouri Health Facilities Review Committee and the Commission for the Missouri Senior Rx Program to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2003 and ending June 30, 2004.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 11**, entitled:

An act to appropriate money for the expenses, grants, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2003 and ending June 30, 2004.

With Senate Amendment No. 1 and Senate Amendment No. 2.

Senate Amendment No. 1

AMEND Senate Committee Substitute for House Committee Substitute for House Bill No. 11, Page 10, Section 11.160, by deleting said section and inserting in lieu thereof the following new section:

“Section 11.160. To the Department of Social Services
For the Family Support Division

For the purpose of funding receipt and disbursement of Supplemental Security Income Program payments and funding General Relief benefits payable for periods prior to July 1, 2003 **and General Relief benefits payable for the period beginning July 1, 2003 and ending June 30, 2004.**

From General Revenue Funds	\$10,000,000
From Federal Funds	\$4,000,000
Total	\$14,000,000"; and

Adjust bill totals accordingly.

Senate Amendment No. 2

AMEND Senate Committee Substitute for House Committee Substitute for House Bill No. 11, Page 33, Section 11.480, Line 13, by deleting the number "\$1,000,000" and inserting in lieu thereof the number "\$2,000,000" and adjust bill totals accordingly.

In which the concurrence of the House is respectfully requested.

LETTER OF RESIGNATION

June 10, 2003

The Honorable Catherine Hanaway, Speaker of the House
Missouri House of Representatives
State Capitol
Jefferson City, MO 65101

Subject: Letter of Resignation

The purpose of this letter is to tender my resignation as State Representative for the 162nd District of the Missouri House of Representatives effective June 10, 2003.

Sincerely,

/s/ Denny J. Merideth

The following members' presence was noted: Avery, Bearden, Behnen, Brown, Cunningham (86), Deeken, Hampton, Hilgemann, Hobbs, Johnson (90), Munzlinger, Nieves, Parker, Ransdall, Salva, Sander, Schlottach, Schneider, Selby, Shoemyer (9), Smith (14), Sutherland, Taylor and Viebrock.

ADJOURNMENT

On motion of Speaker Hanaway, the House adjourned until 2:00 p.m., Monday, June 16, 2003.

COMMITTEE MEETINGS

CONFERENCE COMMITTEE NOTICE

Monday, June 16, 2003. Hearing Room 3 upon adjournment.

SCS HB 2, SCS HB 3, SCS HB 10, SCS HB 11. Pending House & Senate action.

Conferees to be appointed.

HOUSE CALENDAR

SIXTH DAY, MONDAY, JUNE 16, 2003

HOUSE BILLS WITH SENATE AMENDMENTS

- 1 SCS HCS HB 2 - Bearden
- 2 SCS HCS HB 3 - Bearden
- 3 SCS HCS HB 10 - Bearden
- 4 SCS HCS HB 11, as amended - Bearden

JOURNAL OF THE HOUSE

First Extraordinary Session, 92nd GENERAL ASSEMBLY

SIXTH DAY, MONDAY, JUNE 16, 2003

Speaker Hanaway in the Chair.

Prayer by Representative Ronnie Miller.

Dear Heavenly Father,

Let us pause to say thank you. Thank you for Your divine plan You have set up for our world. Thank you for the travel safety You have blessed us with. We thank You for our health.

Let us work together with the fruits of the spirit You have provided: faithfulness, self-control, patience, peace, gentleness, goodness, joy, kindness and love.

It is in Your son's name I ask these petitions. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Jackson Miller.

The Journal of the fourth day was approved as corrected, and the Journal of the fifth day was approved as printed by the following vote:

AYES: 096

Adams	Angst	Avery	Baker	Bean
Bearden	Behnen	Bivins	Black	Bough
Brooks	Brown	Bruns	Byrd	Cooper 120
Cooper 155	Crawford	Crowell	Cunningham 145	Cunningham 86
Davis 19	Deeken	Dempsey	Dethrow	Dixon
Dougherty	Dusenberg	Emery	Engler	Ervin
Fares	Goodman	Green	Guest	Hobbs
Holand	Hunter	Icet	Jackson	Jetton
Johnson 47	Kelly 144	King	Kingery	Lager
Lembke	Lipke	Luetkemeyer	May	Mayer
Miller	Moore	Morris	Munzlinger	Nieves
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sander	Schaaf	Schlottach
Schneider	Seigfreid	Self	Shoemaker	Smith 118
Smith 14	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Wagner	Wallace	Wasson	Willoughby

Wilson 119	Wilson 130	Wood	Wright	Yates
Madam Speaker				

NOES: 047

Bishop	Bland	Burnett	Campbell	Corcoran
Curls	Darrough	Daus	Davis 122	Donnelly
El-Amin	Graham	Hampton	Harris 110	Harris 23
Haywood	Henke	Hoskins	Hubbard	Johnson 90
Jolly	Jones	Kratky	Kuessner	Lawson
LeVota	Liese	Lowe	Meiners	Muckler
Page	Ransdall	Sager	Salva	Schoemehl
Selby	Shoemyer	Spreng	Vogt	Walker
Walsh	Wildberger	Wilson 25	Wilson 42	Witte
Yaeger	Zweifel			

PRESENT: 010

Abel	Barnitz	Bringer	Carnahan	Fraser
George	Kelly 36	McKenna	Whorton	Young

ABSENT WITH LEAVE: 009

Boykins	Hilgemann	Johnson 61	Marsh	Myers
Quinn	Skaggs	Walton	Ward	

VACANCIES: 1

HOUSE BILLS WITH SENATE AMENDMENTS

SCS HCS HB 2, relating to appropriations, was taken up by Representative Bearden.

Representative Bearden moved that the House refuse to adopt **SCS HCS HB 2** and request the Senate to recede from its position or, failing to do so, grant the House a conference.

Which motion was adopted.

SCS HCS HB 10, relating to appropriations, was taken up by Representative Bearden.

Representative Bearden moved that the House refuse to adopt **SCS HCS HB 10** and request the Senate to recede from its position or, failing to do so, grant the House a conference.

Which motion was adopted.

SCS HCS HB 11, as amended, relating to appropriations, was taken up by Representative Bearden.

Representative Bearden moved that the House refuse to adopt **SCS HCS HB 11, as amended**, and request the Senate to recede from its position or, failing to do so, grant the House a conference.

Which motion was adopted.

SCS HCS HB 3, relating to appropriations, was taken up by Representative Bearden.

Representative Bearden moved that the House refuse to adopt **SCS HCS HB 3** and request the Senate to recede from its position or, failing to do so, grant the House a conference.

Which motion was adopted.

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 10** and grants the House a conference thereon.

The President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House: Senators Russell, Gross, Shields, Goode and Dougherty.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 11, as amended**, and grants the House a conference thereon.

The President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House: Senators Russell, Gross, Shields, Goode and Dougherty.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 2** and grants the House a conference thereon.

The President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House: Senators Russell, Gross, Shields, Goode and Dougherty.

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committees to act with like committees from the Senate on the following bills:

SCS HCS HB 10: Representatives Bearden, Lager, Purgason, Riback Wilson (25) and El-Amin

SCS HCS HB 11: Representatives Bearden, Lager, Purgason, Campbell and Brooks

SCS HCS HB 2: Representatives Bearden, Lager, Fares, Wilson (42) and Graham

On motion of Representative Crowell, the House recessed until the conference committee reports are distributed or until 7:00 p.m.

The hour of recess having expired, the House was called to order by Speaker Hanaway.

ADJOURNMENT

On motion of Representative Hanaway, the House adjourned until 10:00 a.m., Tuesday, June 17, 2003.

CORRECTIONS TO THE HOUSE JOURNAL

AFFIDAVITS

I, State Representative Russ Carnahan, District 59, hereby state and affirm that my vote as recorded on Page 13 of the House Journal for Thursday, June 5, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted present. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 16th day of June 2003.

/s/ Russ Carnahan
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 16th day of June in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Paul LeVota, District 52, hereby state and affirm that my vote as recorded on Page 14 of the House Journal for Thursday, June 5, 2003 showing that I voted aye was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted no. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 16th day of June 2003.

/s/ Paul LeVota
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 16th day of June in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

BUDGET

Tuesday, June 17, 2003. Hearing Room 3 upon morning adjournment or 12:00 p.m.

Possible Executive Session.

Public Hearing to be held on: HB 31

CONFERENCE COMMITTEE NOTICE

Tuesday, June 17, 2003, 8:00 a.m. Senate Lounge.

SCS HCS HBs 2, 3, 10 & 11

Conferees to be appointed as needed pending House and Senate action.

HOUSE CALENDAR

SEVENTH DAY, TUESDAY, JUNE 17, 2003

BILL CARRYING REQUEST MESSAGE

SCS HCS HB 3, (request Senate recede/grant conference) - Bearden

BILLS IN CONFERENCE

- 1 SCS HCS HB 2 - Bearden
- 2 SCS HCS HB 10 - Bearden
- 3 SCS HCS HB 11, as amended, - Bearden

JOURNAL OF THE HOUSE

First Extraordinary Session, 92nd GENERAL ASSEMBLY

SEVENTH DAY, TUESDAY, JUNE 17, 2003

Speaker Hanaway in the Chair.

Prayer by Reverend James Earl Jackson.

Blessed be the Lord God our Father who gives us rest in weariness, demonstrates to us His unconditional love, hears us when we pray and responds according to His good will and pleasure.

We continue to look to You that we might know wisdom and instruction, to receive instruction in wise behavior, righteousness, justice and fairness, and to serve rather than seek to be served.

May we be not those who call evil good, and good evil; Who put darkness for light, and light for darkness; Who put bitter for sweet and sweet for bitter! May we not be like those who are wise in their own eyes, and reckless in their own sight!

May You, Lord, bless us and safeguard us. May You make Yourself known and be gracious unto us. May You establish Your peace for us.

To You be the glory, both now and forever, in the name of Your Son we pray. Amen.

The Pledge of Allegiance to the flag was recited.

The Journal of the sixth day was approved as printed.

Representative Crowell moved the Rule 23 and Rule 56 (c) be suspended.

Which motion was adopted by the following vote:

AYES: 139

Abel	Adams	Angst	Avery	Baker
Bean	Bearden	Behnen	Bivins	Black
Bland	Bough	Bringer	Brooks	Brown
Bruns	Burnett	Byrd	Campbell	Cooper 120
Cooper 155	Corcoran	Crawford	Crowell	Cunningham 145
Curls	Darrough	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Green
Guest	Hampton	Harris 110	Haywood	Hobbs
Hoskins	Hubbard	Hunter	Ice	Jackson
Jetton	Johnson 47	Jolly	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager

Lembke	Liese	Lipke	Lowe	Luetkemeyer
May	Mayer	McKenna	Meiners	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Self	Shoemaker
Shoemyer	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Wagner	Walker	Wallace	Walsh	Wasson
Whorton	Wildberger	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Young	Zweifel	Madam Speaker	

NOES: 010

Barnitz	Daus	Graham	Harris 23	Johnson 90
Jones	LeVota	Sager	Selby	Willoughby

PRESENT: 002

Bishop	Henke
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ABSENT WITH LEAVE: 011

Boykins	Carnahan	Cunningham 86	Hilgemann	Holand
Johnson 61	Lawson	Marsh	Skaggs	Walton
Ward				

VACANCIES: 1

MESSAGE FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 3** and grants the House a conference thereon.

The President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House: Senators Russell, Gross, Shields, Goode and Dougherty.

APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed the following Conference Committee to act with a like committee from the Senate on the following bill:

SCS HCS HB 3: Representatives Bearden, Lager, Fares, Harris (23) and Fraser

On motion of Representative Crowell, the House recessed until 1:00 p.m or upon distribution of Conference Committee Reports.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Hanaway.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Jared Haenni.

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 2**

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 2 begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 2.
2. That the House recede from its position on House Committee Substitute for House Bill No. 2.
3. That the attached Conference Committee Substitute for House Bill No. 2, be truly agreed to and finally passed.

FOR THE SENATE:

/s/ Sen. John T. Russell
/s/ Sen. Chuck Gross
/s/ Sen. Charles W. Shields
/s/ Sen. Wayne Goode
/s/ Sen. Pat Dougherty

FOR THE HOUSE:

/s/ Rep. Carl Bearden
/s/ Rep. Brad Lager
/s/ Rep. Kathlyn Fares
/s/ Rep. Yvonne S. Wilson
/s/ Rep. Chuck Graham

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 3**

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 3 begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 3.
2. That the House recede from its position on House Committee Substitute for House Bill No. 3.
3. That the attached Conference Committee Substitute for House Bill No. 3, be truly agreed to and finally passed.

FOR THE SENATE:

/s/ Sen. John T. Russell
/s/ Sen. Chuck Gross
/s/ Sen. Charles W. Shields
/s/ Sen. Wayne Goode
/s/ Sen. Pat Dougherty

FOR THE HOUSE:

/s/ Rep. Carl Bearden
/s/ Rep. Brad Lager
/s/ Rep. Kathlyn Fares
/s/ Rep. Barbara Fraser

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 10**

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 10 begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 10.

2. That the House recede from its position on House Committee Substitute for House Bill No. 10.
3. That the attached Conference Committee Substitute for House Bill No. 10, be truly agreed to and finally passed.

FOR THE SENATE:

/s/ Sen. John T. Russell
/s/ Sen. Chuck Gross
/s/ Sen. Charles W. Shields
/s/ Sen. Wayne Goode
/s/ Sen. Pat Dougherty

FOR THE HOUSE:

/s/ Rep. Carl Bearden
/s/ Rep. Brad Lager
/s/ Rep. Chuck Purgason
/s/ Rep. Yaphett El-Amin

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 11**

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 11 begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 11.
2. That the House recede from its position on House Committee Substitute for House Bill No. 11.
3. That the attached Conference Committee Substitute for House Bill No. 11, be truly agreed to and finally passed.

FOR THE SENATE:

/s/ Sen. John T. Russell
/s/ Sen. Chuck Gross
/s/ Sen. Charles W. Shields
/s/ Sen. Wayne Goode

FOR THE HOUSE:

/s/ Rep. Carl Bearden
/s/ Rep. Brad Lager
/s/ Rep. Chuck Purgason
/s/ Rep. Marsha Campbell

BILLS IN CONFERENCE

CCR SCS HCS HB 2, relating to appropriations, was taken up by Representative Bearden.

On motion of Representative Bearden, **CCR SCS HCS HB 2** was adopted by the following vote:

AYES: 093

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Guest
Hobbs	Hunter	Iceet	Jackson	Jetton
Johnson 47	Kelly 144	King	Kingery	Lager
Lawson	Lembke	Lipke	Luetkemeyer	May
Mayer	Miller	Moore	Morris	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Salva	Sander	Schaaf	Schlottach
Schneider	Seigfreid	Self	Shoemaker	Smith 118
Smith 14	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Threlkeld	Townley	Viebrock	Wallace
Wasson	Wildberger	Wilson 119	Wilson 130	Wood
Wright	Yates	Madam Speaker		

NOES: 062

Abel	Adams	Barnitz	Bishop	Bland
Bringer	Brooks	Burnett	Campbell	Carnahan
Corcoran	Curls	Darrough	Daus	Davis 122
Donnelly	Dougherty	El-Amin	Fraser	George
Graham	Green	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hoskins	Hubbard
Johnson 90	Jolly	Jones	Kelly 36	Kratky
Kuessner	LeVota	Liese	Lowe	McKenna
Meiners	Muckler	Ransdall	Sager	Schoemehl
Selby	Shoemyer	Spreng	Thompson	Villa
Vogt	Wagner	Walker	Walsh	Whorton
Willoughby	Wilson 25	Wilson 42	Witte	Yaeger
Young	Zweifel			

PRESENT: 000

ABSENT WITH LEAVE: 007

Boykins	Holand	Johnson 61	Marsh	Skaggs
Walton	Ward			

VACANCIES: 1

On motion of Representative Bearden, **CCS SCS HCS HB 2** was read the third time and passed by the following vote:

AYES: 095

Angst	Avery	Baker	Barnitz	Bean
Bearden	Behnen	Bivins	Black	Bough
Brown	Bruns	Byrd	Cooper 120	Cooper 155
Crawford	Crowell	Cunningham 145	Cunningham 86	Davis 122
Davis 19	Deeken	Dempsey	Dethrow	Dixon
Dusenberg	Emery	Engler	Ervin	Fares
Goodman	Guest	Hobbs	Hunter	Ice
Jackson	Jetton	Johnson 47	Kelly 144	King
Kingery	Lager	Lawson	Lembke	Lipke
Luetkemeyer	May	Mayer	Miller	Moore
Morris	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Salva	Sander
Schaaf	Schlottach	Schneider	Seigfreid	Self
Shoemaker	Smith 118	Smith 14	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Threlkeld	Townley
Viebrock	Wallace	Wasson	Wildberger	Wilson 119
Wilson 130	Wood	Wright	Yates	Madam Speaker

NOES: 060

Abel	Adams	Bishop	Bland	Bringer
Brooks	Burnett	Campbell	Carnahan	Corcoran
Curls	Darrough	Daus	Donnelly	Dougherty
El-Amin	Fraser	George	Graham	Green
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hoskins	Hubbard	Johnson 90	Jolly
Jones	Kelly 36	Kratky	Kuessner	LeVota
Liese	Lowe	McKenna	Meiners	Muckler
Ransdall	Sager	Schoemehl	Selby	Shoemyer
Spreng	Thompson	Villa	Vogt	Wagner
Walker	Walsh	Whorton	Willoughby	Wilson 25
Wilson 42	Witte	Yaeger	Young	Zweifel

PRESENT: 000

ABSENT WITH LEAVE: 007

Boykins	Holand	Johnson 61	Marsh	Skaggs
Walton	Ward			

VACANCIES: 1

Speaker Hanaway declared the bill passed.

Speaker Pro Tem Jetton assumed the Chair.

CCR SCS HCS HB 3, relating to appropriations, was taken up by Representative Bearden.

On motion of Representative Bearden, **CCR SCS HCS HB 3** was adopted by the following vote:

AYES: 091

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Guest
Hobbs	Hunter	Ice	Jackson	Jetton
Johnson 47	Kelly 144	King	Kingery	Lager
Lawson	Lembke	Lipke	Luetkemeyer	May
Mayer	Miller	Moore	Morris	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sander	Schaaf	Schlottach	Schneider
Self	Shoemaker	Smith 118	Smith 14	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Townley
Viebrock	Wallace	Wasson	Whorton	Wildberger
Wilson 119	Wilson 130	Wood	Wright	Yates
Madam Speaker				

NOES: 063

Abel	Adams	Barnitz	Bishop	Bland
Bringer	Brooks	Burnett	Campbell	Carnahan
Corcoran	Curls	Darrough	Daus	Davis 122
Donnelly	Dougherty	El-Amin	Fraser	George
Graham	Green	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hoskins	Hubbard
Johnson 90	Jolly	Jones	Kelly 36	Kratky
Kuessner	LeVota	Liese	Lowe	McKenna
Meiners	Muckler	Ransdall	Sager	Salva
Schoemehl	Seigfreid	Selby	Shoemyer	Spreng
Thompson	Threlkeld	Villa	Vogt	Wagner
Walker	Walsh	Willoughby	Wilson 25	Witte
Yaeger	Young	Zweifel		

PRESENT: 000

ABSENT WITH LEAVE: 008

Boykins	Holand	Johnson 61	Marsh	Skaggs
Walton	Ward	Wilson 42		

VACANCIES: 1

On motion of Representative Bearden, **CCS SCS HCS HB 3** was read the third time and passed by the following vote:

AYES: 094

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Crawford	Crowell
Cunningham 145	Cunningham 86	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	George	Goodman
Guest	Hampton	Hobbs	Hunter	Ice
Jackson	Jetton	Johnson 47	Kelly 144	King
Kingery	Lager	Lawson	Lembke	Lipke
Luetkemeyer	May	Mayer	Miller	Moore
Morris	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sander	Schaaf
Schlottach	Schneider	Seigfreid	Self	Shoemaker
Smith 118	Smith 14	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Townley	Viebrock	Wallace
Wasson	Whorton	Wildberger	Wilson 119	Wilson 130
Wood	Wright	Yates	Madam Speaker	

NOES: 057

Abel	Adams	Barnitz	Bishop	Bland
Bringer	Brooks	Burnett	Campbell	Carnahan
Corcoran	Curls	Darrough	Daus	Donnelly
Dougherty	El-Amin	Fraser	Graham	Green
Harris 110	Harris 23	Henke	Hilgemann	Hoskins
Hubbard	Johnson 90	Jolly	Jones	Kelly 36
Kratky	Kuessner	LeVota	Liese	Lowe
McKenna	Meiners	Muckler	Ransdall	Sager
Schoemehl	Selby	Shoemyer	Spreng	Thompson
Threlkeld	Villa	Vogt	Wagner	Walker
Walsh	Willoughby	Wilson 25	Witte	Yaeger
Young	Zweifel			

PRESENT: 000

ABSENT WITH LEAVE: 011

Boykins	Cooper 155	Haywood	Holand	Johnson 61
Marsh	Salva	Skaggs	Walton	Ward
Wilson 42				

VACANCIES: 1

Speaker Pro Tem Jetton declared the bill passed.

CCR SCS HCS HB 10, relating to appropriations, was taken up by Representative Bearden.

On motion of Representative Bearden, **CCR SCS HCS HB 10** was adopted by the following vote:

AYES: 091

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Dusenberg
Emery	Engler	Ervin	Fares	Goodman
Guest	Hampton	Hobbs	Hunter	Icet
Jackson	Jetton	Kelly 144	King	Kingery
Lager	Lembke	Lipke	Luetkemeyer	May
Mayer	Miller	Moore	Morris	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sander	Schaaf	Schlottach	Schneider
Self	Shoemaker	Smith 118	Smith 14	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Threlkeld
Townley	Viebrock	Wallace	Wasson	Whorton
Wilson 119	Wilson 130	Wood	Wright	Yates
Madam Speaker				

NOES: 063

Abel	Adams	Barnitz	Bishop	Bland
Bringer	Brooks	Burnett	Campbell	Carnahan
Corcoran	Curls	Darrough	Daus	Donnelly
Dougherty	El-Amin	Fraser	George	Graham
Green	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hoskins	Hubbard	Johnson 47	Johnson 90
Jolly	Jones	Kelly 36	Kratky	Kuessner
Lawson	LeVota	Liese	Lowe	McKenna
Meiners	Muckler	Ransdall	Sager	Salva
Schoemehl	Seigfreid	Selby	Shoemyer	Spreng
Thompson	Villa	Vogt	Wagner	Walker
Walsh	Wildberger	Willoughby	Wilson 25	Witte
Yaeger	Young	Zweifel		

PRESENT: 000

ABSENT WITH LEAVE: 008

Boykins	Holand	Johnson 61	Marsh	Skaggs
Walton	Ward	Wilson 42		

VACANCIES: 1

On motion of Representative Bearden, **CCS SCS HCS HB 10** was read the third time and passed by the following vote:

AYES: 092

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Dusenberg
Emery	Engler	Ervin	Fares	Goodman
Guest	Hampton	Hobbs	Hunter	Iceet
Jackson	Jetton	Kelly 144	King	Kingery
Lager	Lembke	Lipke	Luetkemeyer	May
Mayer	Miller	Moore	Morris	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sander	Schaaf	Schlottach	Schneider
Seigfreid	Self	Shoemaker	Smith 118	Smith 14
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Threlkeld	Townley	Viebrock	Wallace	Wasson
Whorton	Wilson 119	Wilson 130	Wood	Wright
Yates	Madam Speaker			

NOES: 062

Abel	Adams	Barnitz	Bishop	Bland
Bringer	Brooks	Burnett	Campbell	Carnahan
Corcoran	Curls	Darrough	Daus	Donnelly
Dougherty	El-Amin	Fraser	George	Graham
Green	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hoskins	Hubbard	Johnson 47	Johnson 90
Jolly	Jones	Kelly 36	Kratky	Kuessner
Lawson	LeVota	Liese	Lowe	McKenna
Meiners	Muckler	Ransdall	Sager	Salva
Schoemehl	Selby	Shoemyer	Spreng	Thompson
Villa	Vogt	Wagner	Walker	Walsh
Wildberger	Willoughby	Wilson 25	Witte	Yaeger
Young	Zweifel			

PRESENT: 000

ABSENT WITH LEAVE: 008

Boykins	Holand	Johnson 61	Marsh	Skaggs
Walton	Ward	Wilson 42		

VACANCIES: 1

Speaker Pro Tem Jetton declared the bill passed.

Speaker Hanaway resumed the Chair.

CCR SCS HCS HB 11, as amended, relating to appropriations, was taken up by Representative Bearden.

On motion of Representative Bearden, **CCR SCS HCS HB 11, as amended**, was adopted by the following vote:

AYES: 099

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Campbell	Cooper 120	Cooper 155
Crawford	Crowell	Cunningham 145	Cunningham 86	Davis 122
Davis 19	Deeken	Dempsey	Dethrow	Dixon
Dusenberg	Emery	Engler	Ervin	Fares
George	Goodman	Guest	Hampton	Hobbs
Hunter	Ice	Jackson	Jetton	Johnson 47
Kelly 144	King	Kingery	Lager	Lembke
Liese	Lipke	Luetkemeyer	May	Mayer
Miller	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sander	Schlottach	Schneider	Self
Shoemaker	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Threlkeld
Townley	Viebrock	Walker	Wallace	Wasson
Whorton	Wilson 119	Wilson 130	Wood	Wright
Yates	Young	Zweifel	Madam Speaker	

NOES: 053

Abel	Adams	Barnitz	Bishop	Bland
Bringer	Burnett	Carnahan	Corcoran	Curls
Darrough	Daus	Donnelly	Dougherty	El-Amin
Fraser	Graham	Green	Harris 110	Harris 23
Haywood	Henke	Hoskins	Hubbard	Johnson 90
Jolly	Jones	Kelly 36	Kratky	Kuessner
Lawson	LeVota	Lowe	McKenna	Meiners
Ransdall	Sager	Salva	Schaaf	Schoemehl
Seigfreid	Selby	Shoemyer	Thompson	Villa
Vogt	Wagner	Walsh	Wildberger	Willoughby
Wilson 25	Witte	Yaeger		

PRESENT: 000

ABSENT WITH LEAVE: 010

Boykins	Brooks	Hilgemann	Holand	Johnson 61
Marsh	Skaggs	Walton	Ward	Wilson 42

VACANCIES: 1

On motion of Representative Bearden, **CCS SCS HCS HB 11** was read the third time and passed by the following vote:

AYES: 102

Angst	Avery	Baker	Barnitz	Bean
Bearden	Behnen	Bivins	Black	Bough

Brown	Bruns	Byrd	Campbell	Cooper 120
Cooper 155	Crawford	Crowell	Cunningham 145	Cunningham 86
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Dusenberg	Emery	Engler	Ervin
Fares	George	Goodman	Guest	Hampton
Harris 110	Hobbs	Hunter	Ice	Jackson
Jetton	Johnson 47	Kelly 144	King	Kingery
Lager	Lembke	Liese	Lipke	Luetkemeyer
May	Mayer	Miller	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sander	Schlottach
Schneider	Seigfreid	Self	Shoemaker	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Threlkeld	Townley	Viebrock
Walker	Wallace	Wasson	Whorton	Wilson 119
Wilson 130	Wood	Wright	Yates	Young
Zweifel	Madam Speaker			

NOES: 050

Abel	Adams	Bishop	Bland	Bringer
Brooks	Burnett	Carnahan	Corcoran	Curls
Darrrough	Daus	Dougherty	El-Amin	Fraser
Graham	Green	Harris 23	Haywood	Henke
Hoskins	Hubbard	Johnson 90	Jolly	Jones
Kelly 36	Kratky	Kuessner	Lawson	LeVota
Lowe	McKenna	Meiners	Ransdall	Sager
Salva	Schaaf	Schoemehl	Selby	Shoemyer
Thompson	Villa	Vogt	Wagner	Walsh
Wildberger	Willoughby	Wilson 25	Witte	Yaeger

PRESENT: 000

ABSENT WITH LEAVE: 010

Boykins	Donnelly	Hilgemann	Holand	Johnson 61
Marsh	Skaggs	Walton	Ward	Wilson 42

VACANCIES: 1

Speaker Hanaway declared the bill passed.

ADJOURNMENT

On motion of Representative Crowell, the House adjourned until 8:00 a.m., Wednesday, June 18, 2003.

JOURNAL OF THE HOUSE

First Extraordinary Session, 92nd GENERAL ASSEMBLY

EIGHTH DAY, WEDNESDAY, JUNE 18, 2003

Speaker Hanaway in the Chair.

Prayer by Marilyn Seaton.

Lord we pray that we will be kind to one another, tenderhearted, forgiving one another, just as You have forgiven all of us. Amen.

The Pledge of Allegiance to the flag was recited.

HOUSE RESOLUTION

Representative Jetton, et al, offered House Resolution No. 1.

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HCS HB 2**, and has taken up and passed **CCS SCS HCS HB 2**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HCS HB 3**, and has taken up and passed **CCS SCS HCS HB 3**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HCS HB 10**, and has taken up and passed **CCS SCS HCS HB 10**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HCS HB 11**, as **amended**, and has taken up and passed **CCS SCS HCS HB 11**.

SIGNING OF HOUSE BILLS

All other business of the House was suspended while **CCS SCS HCS HB 2**, **CCS SCS HCS HB 3**, **CCS SCS HCS HB 10** and **CCS SCS HCS HB 11** were read at length and, there being no objection, were signed by the Speaker to the end that the same may become law.

Having been duly signed in open session of the Senate, **CCS SCS HCS HB 2**, **CCS SCS HCS HB 3**, **CCS SCS HCS HB 10** and **CCS SCS HCS HB 11** were delivered to the Governor by the Chief Clerk of the House.

MESSAGE FROM THE GOVERNOR

June 18, 2003

TO THE SENATE AND HOUSE OF REPRESENTATIVES
OF THE NINETY-SECOND GENERAL ASSEMBLY OF
THE STATE OF MISSOURI:

I am enclosing a Special Message to all members of the General Assembly. Please read the enclosed message during the Special Session.

Sincerely,

/s/ Bob Holden
Governor

SPECIAL MESSAGE

WHEREAS, by my Proclamation dated May 30th, 2003, I convened the Ninety Second General Assembly of the State of Missouri in the First Extra Session of the First Regular Session; and

WHEREAS, in my Proclamation convening such special session I asked the General Assembly to appropriate money for the use of the Department of Elementary and Secondary Education and the Department of Higher Education in an amount sufficient to protect the health, safety, and welfare of the citizens of Missouri, especially the children of the state; and

WHEREAS, the budget the General Assembly approved during the extra session is significantly unbalanced and inadequate in that it fails to provide sufficient funds for education and those government services that protect all citizens, including children and the most vulnerable Missourians; and

WHEREAS, I hereby express my intent to veto the appropriations bill for the Department of Elementary and Secondary Education sent to me by the General Assembly in the First Extra Session of the First Regular Session because:

This bill reduces state aid to our public schools to unacceptable levels. Since a significant percentage of the foundation program supports teacher salaries, such a cut is likely to result in the layoff of teachers across the state. The elimination of the Science, Social Studies, and Health Education assessments is a step backwards in accountability of Missouri schools. The department and local school districts will be unable to determine how well students are performing in these important subject areas. Our children are our future. Reduced funding for education jeopardizes our commitment and the progress we have made to provide quality education to our children. We must protect the state's investment in education; and

WHEREAS, I hereby express my intent to veto the appropriations bill for the Department of Higher Education sent to me by the General Assembly in the First Extra Session of the First Regular Session because:

This bill reduces state aid to Missouri's two- and four-year colleges and universities to unacceptable levels. Under this bill, tuition and fees would increase, forcing a "tax increase" on low- and middle-income families. The reductions to various grant and scholarship programs will further reduce the availability of higher education opportunities. Families with lower and middle incomes may no longer be able to afford the cost of college; and

WHEREAS, the failure of the General Assembly to pass and present to me a sufficient appropriation for the Department of Elementary and Secondary Education and the Department of Higher Education has left those departments without operating funds for the duration of the new fiscal year that begins on July, 1, 2003; and

WHEREAS, it is critical that the Department of Elementary and Secondary Education and the Department of Higher Education have funds to operate beginning on July 1, 2003, because without such funds these Departments would be unable to meet their many responsibilities to all of the citizens of the state of Missouri.

NOW, THEREFORE, I, BOB HOLDEN, GOVERNOR OF THE STATE OF MISSOURI, pursuant to the authority vested in me as Governor by the Constitution and Laws of the State of Missouri, do hereby amend the matters specifically designated and limited for consideration by the General Assembly in my May 30, 2003, Proclamation by deleting from said proclamation matters for the General Assembly's consideration one through six, and by renumbering the seventh matter for the General Assembly's consideration to one.

FURTHERMORE, I HEREBY amend the matters specifically designated and limited for consideration by the General Assembly in my May 30, 2003, Proclamation to add to those remaining matters the following additional specifically designated and limited matters. The additional specifically designated and limited matters on which the action of the General Assembly is deemed necessary are as follows:

2. To appropriate sufficient money on an emergency basis, pursuant to Article III, Section 25, and Article IV, Section 25, of the Missouri Constitution, for a limited term to end no earlier than September 15, 2003, and no later than September 30, 2003, for:
 - a. the expenses, grants, refunds, and distributions for the continued operations of the State Board of Education and the Department of Elementary and Secondary Education and the several divisions and programs thereof, in an amount sufficient to protect the health, safety, and welfare of the citizens of Missouri, to be expended only as provided in Article IV, Section 28, of the Constitution of Missouri, and to transfer money among certain funds; and
 - b. the expenses, grants, refunds, and distributions for the continued operations of the Department of Higher Education and the several divisions, programs, and institutions of higher education included therein, in an amount sufficient to protect the health, safety, and welfare of the citizens of Missouri, to be expended only as provided in Article IV, Section 28, of the Constitution of Missouri, and to transfer money among certain funds.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson, on this 18th day of June, 2003.

/s/ Bob Holden
Governor

ATTEST:

/s/ Matt Blunt
Secretary of State

INTRODUCTION OF HOUSE BILLS - APPROPRIATIONS

The following House Bills were read the first time and copies ordered printed:

HB 102, introduced by Representative Bearden, to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education and the several divisions and programs thereof to be expended only as

provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2003 and ending June 30, 2004.

HB 103, introduced by Representative Bearden, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education and the several divisions, programs, and institutions of higher education included therein to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2003 and ending June 30, 2004.

HB 110, introduced by Representative Bearden, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Board of Public Buildings, the Department of Health and Senior Services, and the several divisions and programs thereof, the Missouri Health Facilities Review Committee and the Commission for the Missouri Senior Rx Program to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2003 and ending June 30, 2004.

HB 111, introduced by Representative Bearden, to appropriate money for the expenses, grants, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2003 and ending June 30, 2004.

The following members' presence was noted: Abel, Adams, Avery, Bean, Bearden, Bland, Brown, Byrd, Cooper (120), Cunningham (145), Davis (122), Deeken, Dixon, Dougherty, Dusenberger, Fraser, George, Goodman, Graham, Hampton, Hubbard, Hunter, Jetton, Johnson (47), Johnson (90), Kingery, Lager, Liese, Lipke, Myers, Munzlinger, Nieves, Parker, Phillips, Portwood, Pratt, Ransdall, Roark, Ruestman, Sager, Salva, Schneider, Schoemehl, Selby, Self, Shoemaker (8), Shoemyer (9), Smith (14), Smith (118), Stefanick, Stevenson, Sutherland, Taylor, Threlkeld, Viebrock, Villa, Walsh, Whorton, Wildberger, Willoughby, Wilson (130), Witte, Wood, Wright, Yaeger and Yates.

ADJOURNMENT

On motion of Representative Crowell, the House adjourned until 10:00 a.m., Tuesday, June 24, 2003.

COMMITTEE MEETING

BUDGET

Wednesday, June 25, 2003, 12:00 p.m. Hearing Room 3. AMENDED NOTICE

Possible Executive Session.

HB 102 and HB 103

HOUSE CALENDAR

NINTH DAY, TUESDAY, JUNE 24, 2003

HOUSE BILLS FOR SECOND READING - APPROPRIATIONS

- 1 HB 102
- 2 HB 103
- 3 HB 110
- 4 HB 111

JOURNAL OF THE HOUSE

First Extraordinary Session, 92nd GENERAL ASSEMBLY

NINTH DAY, TUESDAY, JUNE 24, 2003

Speaker Hanaway in the Chair.

Prayer by Representative Larry Morris.

Dear Heavenly Father,

Thank You for allowing us to meet in this Chamber today. Give us a spirit of wisdom and compassion on meeting the needs of the people of Missouri.

Cause us to think deeply and with great consideration in order to meet the responsibilities invested in us.

Grant to us patience and forbearance in our negotiations and may we always honor You in our deliberations.

We pray in Jesus' name. Amen.

The Pledge of Allegiance to the flag was recited.

INTRODUCTION OF HOUSE BILLS - APPROPRIATIONS

The following House Bills were read the first time and copies ordered printed:

HB 32, introduced by Representative Graham, to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education and the several divisions and programs thereof for a three-month period to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2003 and ending June 30, 2004.

HB 33, introduced by Representative Graham, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education and the several divisions, programs, and institutions of higher education included therein for a three-month period, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2003 and ending June 30, 2004.

SECOND READING OF HOUSE BILLS - APPROPRIATIONS

HB 102, HB 103, HB 110 and HB 111 were read the second time.

REFERRAL OF HOUSE RESOLUTION

The following House Resolution was referred to the Committee indicated:

HR 1 - Tax Policy

REFERRAL OF HOUSE BILLS - APPROPRIATIONS

The following House Bills were referred to the Committee indicated:

HB 102 - Budget

HB 103 - Budget

HB 110 - Budget

HB 111 - Budget

MESSAGES FROM THE GOVERNOR

EXECUTIVE OFFICE

June 19, 2003

TO THE CHIEF CLERK OF THE
HOUSE OF REPRESENTATIVES
FIRST EXTRAORDINARY SESSION
92ND GENERAL ASSEMBLY
STATE OF MISSOURI

Herewith I return to you **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2** entitled:

"AN ACT"

To appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2003 and ending June 30, 2004.

I disapprove of **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2**. My reasons for disapproval are as follows:

This bill reduces state aid to our public schools to unacceptable levels. Since a significant percentage of the foundation program supports teacher salaries, such a cut is likely to result in the layoff of school employees, including teachers across the state. The elimination of the Science, Social Studies, and Health Education assessments is a step backward in accountability of Missouri schools. Without these assessments, the department and local school districts will be unable to determine how well students are performing in these important subject areas. Our children are our future. Reduced funding for education jeopardizes our commitment to and the progress we have made toward providing quality education to our children. We must protect the state's investment in education.

For all of the above stated reasons for disapproval, I am returning **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2** without my approval.

Respectfully submitted,

/s/ Bob Holden
Governor

EXECUTIVE OFFICE
June 19, 2003

TO THE CHIEF CLERK OF THE
HOUSE OF REPRESENTATIVES
FIRST EXTRAORDINARY SESSION
92ND GENERAL ASSEMBLY
STATE OF MISSOURI

Herewith I return to you **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 3** entitled:

"AN ACT"

To appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education and the several divisions, programs, and institutions of higher education included therein to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2003 and ending June 30, 2004.

I disapprove of **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 3**. My reasons for disapproval are as follows:

This bill reduces state aid to Missouri's two- and four-year colleges and universities to unacceptable levels. Under this bill, tuition and fees would increase, forcing a "tax increase" on low- and middle-income families. The reductions to various grant and scholarship programs will further reduce the availability of higher education opportunities. Families with lower and middle incomes may no longer be able to afford the cost of college.

For all of the above stated reasons for disapproval, I am returning **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 3** without my approval.

Respectfully submitted,

/s/ Bob Holden
Governor

The following members' presence was noted: Abel, Angst, Avery, Bean, Bearden, Behnen, Bishop, Bivins, Bringer, Brown, Bruns, Burnett, Byrd, Cooper (120), Cooper (155), Corcoran, Cunningham (145), Cunningham (86), Curls, Davis (19), Davis (122), Deeken, Dethrow, Dixon, Dusenberg, El-Amin, Ervin, Fares, Fraser, George, Goodman, Graham, Guest, Hampton, Harris (23), Haywood, Henke, Hilgemann, Hobbs, Hoskins, Hunter, Jackson, Jetton, Johnson (90), Kelly (36), Kelly (144), King, Kingery, Kratky, Lager, Lawson, Lembke, LeVota, Lipke, Luetkemeyer, May, Mayer, McKenna, Meiners, Miller, Muckler, Munzlinger, Nieves, Parker, Pearce, Phillips, Portwood, Pratt, Purgason, Ransdall, Rector, Reinhart, Richard, Roark, Ruestman, Sager, Salva, Schlottach, Schneider, Seigfreid, Selby, Self, Shoemaker (8), Shoemyer (9), Smith (118), Smith (14), Spreng, St. Onge, Stefanick, Stevenson, Sutherland, Taylor, Thompson, Threlkeld, Townley,

Viebrock, Villa, Wagner, Walker, Wallace, Walsh, Wasson, Wildberger, Willoughby, Wilson (119), Wilson (130), Wilson (42), Wood, Wright, Yates, Young.

ADJOURNMENT

On motion of Representative Crowell, the House adjourned until 10:00 a.m., Wednesday, June 25, 2003.

COMMITTEE MEETING

BUDGET

Wednesday, June 25, 2003, 12:00 p.m. Hearing Room 3.

Possible Executive Session. AMENDED NOTICE

Public Hearing to be held on: HB 102, HB 103

HOUSE CALENDAR

TENTH DAY, WEDNESDAY, JUNE 25, 2003

HOUSE BILLS FOR SECOND READING - APPROPRIATIONS

1 HB 32

2 HB 33

JOURNAL OF THE HOUSE

First Extraordinary Session, 92nd GENERAL ASSEMBLY

TENTH DAY, WEDNESDAY, JUNE 25, 2003

Speaker Hanaway in the Chair.

Prayer by Reverend James Earl Jackson.

Blessed be the Lord God our Father from everlasting to everlasting, who grants us grace and mercy.

Father, God, it is written, "a wise one will hear and increase in learning, and one of understanding will acquire strategies." May we hear wisdom and increase in learning. May we be of understanding and obtain necessary strategies to overcome obstacles.

Give us an understanding heart to render proper decisions and discern between good and evil. May we not neglect wise counsel, but seek it diligently.

Now may the grace of God be with us all:

To You be the glory, both now and forever, in the name of Your Son we pray. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: John J. Davis and Chas Wildberger.

The Journals of the seventh day and eighth day were approved as corrected and the Journal of the ninth day was approved as printed by the following vote:

AYES: 103

Angst	Avery	Bean	Bearden	Behnen
Bivins	Black	Bough	Brown	Bruns
Byrd	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Daus	Davis 122
Davis 19	Deeken	Dempsey	Dethrow	Dixon
Dougherty	Dusenberg	Emery	Engler	Ervin
Fares	Fraser	Goodman	Guest	Hampton
Hobbs	Holand	Hunter	Jackson	Jetton
Johnson 47	Kelly 144	Kelly 36	King	Kingery
Lager	Lawson	Lembke	Lipke	Luetkemeyer
May	Mayer	McKenna	Miller	Moore
Morris	Munzlinger	Myers	Nieves	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Salva	Sander	Schaaf

Schlottach	Schneider	Seigfreid	Self	Shoemaker
Smith 118	Smith 14	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Threlkeld	Townley	Viebrock
Villa	Wagner	Wallace	Walton	Wasson
Wildberger	Wilson 119	Wilson 130	Wood	Wright
Yates	Young	Madam Speaker		

NOES: 031

Bishop	Burnett	Corcoran	Darrough	Donnelly
El-Amin	Harris 23	Haywood	Henke	Hilgemann
Hoskins	Johnson 90	Jolly	Jones	Kuessner
LeVota	Meiners	Muckler	Page	Ransdall
Sager	Schoemehl	Selby	Shoemyer	Skaggs
Spreng	Walker	Walsh	Witte	Yaeger
Zweifel				

PRESENT: 012

Abel	Barnitz	Boykins	Bringer	Carnahan
George	Harris 110	Hubbard	Kratky	Lowe
Thompson	Ward			

ABSENT WITH LEAVE: 016

Adams	Baker	Bland	Brooks	Campbell
Graham	Green	Icet	Johnson 61	Liese
Marsh	Vogt	Whorton	Willoughby	Wilson 25
Wilson 42				

VACANCIES: 001

SECOND READING OF HOUSE BILLS - APPROPRIATIONS

HB 32 and **HB 33** were read the second time.

MOTIONS

Representative Crowell moved that Rule 34 be suspended to allow for a constitutional discharge of **HB 102** and **HB 103** from Committee by petition and that Rule 39 (a) be suspended in order to take up **HB 102** and **HB 103** for perfection.

Representative Abel made a substitute motion that Rule 34 be suspended to allow for a constitutional discharge of **HB 102** and **HB 103** from Committee by petition; Rule 39 (a) be suspended in order to take up **HB 102** and **HB 103** for perfection and that Rule 45 (d) be suspended in order to take up House Substitutes on **HB 102** and **HB 103** which have been distributed.

Which motion was defeated by the following vote:

AYES: 059

Abel	Barnitz	Bishop	Boykins	Bringer
Burnett	Carnahan	Corcoran	Curls	Darrough
Daus	Davis 122	Donnelly	Dougherty	El-Amin
Fraser	George	Graham	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hoskins	Hubbard
Johnson 90	Jolly	Kelly 36	Kratky	Kuessner
Lawson	LeVota	Lowe	McKenna	Meiners
Muckler	Page	Ransdall	Salva	Schoemehl
Seigfreid	Selby	Shoemyer	Skaggs	Spreng
Thompson	Villa	Wagner	Walker	Walsh
Walton	Ward	Wildberger	Willoughby	Wilson 42
Witte	Yaeger	Young	Zweifel	

NOES: 088

Angst	Avery	Bean	Bearden	Behnen
Bivins	Black	Bough	Brown	Bruns
Byrd	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dusenberg	Emery	Ervin
Fares	Goodman	Guest	Hampton	Hobbs
Holand	Hunter	Jackson	Jetton	Johnson 47
Jones	Kelly 144	King	Kingery	Lager
Lembke	Lipke	Luetkemeyer	May	Mayer
Miller	Moore	Morris	Munzlinger	Myers
Nieves	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sander
Schaaf	Schlottach	Schneider	Self	Shoemaker
Smith 118	Smith 14	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Threlkeld	Townley	Viebrock
Wallace	Wasson	Wilson 119	Wilson 130	Wood
Wright	Yates	Madam Speaker		

PRESENT: 001

Sager

ABSENT WITH LEAVE: 014

Adams	Baker	Bland	Brooks	Campbell
Engler	Green	Icet	Johnson 61	Liese
Marsh	Vogt	Whorton	Wilson 25	

VACANCIES: 001

Representative Johnson (90) requested that the motion to suspend Rule 34 and Rule 39 (a) be reduced to writing pursuant to Rule 67.

Representative Crowell again moved that Rule 34 be suspended to allow for a constitutional discharge of **HB 102** and **HB 103** from Committee by petition and that Rule 39 (a) be suspended in order to take up **HB 102** and **HB 103** for perfection.

Which motion was adopted by the following vote:

AYES: 087

Angst	Avery	Bean	Bearden	Behnen
Bivins	Black	Bough	Brown	Bruns
Byrd	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dusenberg	Emery	Engler
Ervin	Fares	Goodman	Guest	Hobbs
Holand	Hunter	Jackson	Jetton	Johnson 47
Kelly 144	King	Kingery	Lager	Lembke
Lipke	Luetkemeyer	May	Mayer	Miller
Moore	Morris	Munzlinger	Myers	Nieves
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sander	Schaaf
Schlottach	Schneider	Self	Shoemaker	Smith 118
Smith 14	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Threlkeld	Townley	Viebrock	Wallace
Wasson	Wilson 119	Wilson 130	Wood	Wright
Yates	Madam Speaker			

NOES: 062

Abel	Barnitz	Bishop	Boykins	Bringer
Burnett	Carnahan	Corcoran	Curls	Darrough
Daus	Davis 122	Donnelly	Dougherty	El-Amin
Fraser	George	Graham	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hoskins
Hubbard	Johnson 90	Jolly	Jones	Kelly 36
Kratky	Kuessner	Lawson	LeVota	Lowe
McKenna	Meiners	Muckler	Page	Ransdall
Sager	Salva	Schoemehl	Seigfreid	Selby
Shoemyer	Skaggs	Spreng	Thompson	Villa
Wagner	Walker	Walsh	Walton	Ward
Wildberger	Willoughby	Wilson 42	Witte	Yaeger
Young	Zweifel			

PRESENT: 000

ABSENT WITH LEAVE: 013

Adams	Baker	Bland	Brooks	Campbell
Green	Ice	Johnson 61	Liese	Marsh
Vogt	Whorton	Wilson 25		

VACANCIES: 001

COMMUNICATIONS

June 25, 2003

Mr. Stephen S. Davis
 Chief Clerk, Missouri House of Representatives
 Missouri State Capitol, Room 306C
 Jefferson City, MO 65101

Dear Mr. Davis:

Pursuant to Missouri Constitution, Article III, Section 22, we, the undersigned, hereby petition that the Committee on Budget be relieved of further consideration of **House Bill 102** and that the bill be placed on the House calendar.

Sincerely,

Name	District
Jason Crowell	158
Bryan P. Stevenson	128
Brad Lager	4
Gayle Kingery	154
Jay Wasson	141
Ron Richard	129
Scott A. Lipke	157
Mike Cunningham	145
Bob Behnen	2
Mike Sutherland	99
Doug Ervin	35
Brad Roark	139
Marilyn Ruestman	131
David Pearce	121
Kevin Wilson	130
Kevin Threlkeld	109
Randy Angst	146
Jason Brown	30
Walt Bivins	97
Van Kelly	144
Brian Yates	56
Mark Bruns	113
Brian Nieves	98
Gary Dusenberg	54
Neil St. Onge	88
Jim Guest	5
Larry Morris	138
Larry Taylor	68
Bill Deeken	114
Blaine Luetkemeyer	115
Annie Reinhart	34
Kathlyn Fares	91
Robert Mayer	159
Dr. Charles Portwood	92
James Viebrock	134
Dennis Wood	62
Tom Self	116
Chris Shoemaker	8
Bryan Pratt	55
Catherine L. Hanaway	87
Ronnie Miller	133
Carl Bearden	16
Rod Jetton	156
Mark Wright	137
Chuck Purgason	151
Wayne Cooper	155
Bob May	149
Rex Rector	124
Mike Dethrow	153
Jane Cunningham	86
Susan Phillips	32

Shannon Cooper	120
Jim Avery	95
Steve Hunter	127
Charles Schlottach	111
Richard Byrd	94
Larry Wilson	119
Jerry R. King	125
Otto Bean Jr.	163
Jack A. L. Goodman	132
Tom Dempsey	18
Joe Smith	14
Jodi Stefanick	93
Jackie C. Jackson	89
Rob Schaaf	28
Kevin Engler	106
Sherman Parker	12
Cynthia L. Davis	19
Brian Munzlinger	1
Larry Crawford	117

June 25, 2003

Mr. Stephen S. Davis
Chief Clerk, Missouri House of Representatives
Missouri State Capitol, Room 306C
Jefferson City, MO 65101

Dear Mr. Davis:

Pursuant to Missouri Constitution, Article III, Section 22, we, the undersigned, hereby petition that the Committee on Budget be relieved of further consideration of **House Bill 103** and that the bill be placed on the House calendar.

Sincerely,

Name	District
Jason Crowell	158
Bryan P. Stevenson	128
Brad Lager	4
Gayle Kingery	154
Jay Wasson	141
Ron Richard	129
Scott A. Lipke	157
Mike Cunningham	145
Bob Behnen	2
Mike Sutherland	99
Doug Ervin	35
Brad Roark	139
David Pearce	121
Marilyn Ruestman	131
Kevin Wilson	130
Kevin Threlkeld	109
Randy Angst	146

Jason Brown	30
Van Kelly	144
Walt Bivins	97
Brian Yates	56
Mark Bruns	113
Brian Nieves	98
Gary Dusenberg	54
Neil St. Onge	88
Jim Guest	5
Larry Morris	138
Larry Taylor	68
Bill Deeken	114
Blaine Luetkemeyer	115
Annie Reinhart	34
Kathlyn Fares	91
Robert Mayer	159
Dr. Charles Portwood	92
James Viebrock	134
Dennis Wood	62
Tom Self	116
Chris Shoemaker	8
Bryan Pratt	55
Catherine L. Hanaway	87
Ronnie Miller	133
Carl Bearden	16
Rod Jetton	156
Mark Wright	137
Chuck Purgason	151
Wayne Cooper	155
Bob May	149
Steve Hobbs	21
Mike Dethrow	153
Rex Rector	124
Jane Cunningham	86
Susan Phillips	32
Shannon Cooper	120
Jim Avery	95
Steve Hunter	127
Charles Schlottach	111
Richard Byrd	94
Larry Wilson	119
Jerry R. King	125
Otto Bean Jr.	163
Jack A. L. Goodman	132
Tom Dempsey	18
Joe Smith	14
Jodi Stefanick	93
Jackie C. Jackson	89
Kevin Engler	106
Sherman Parker	12
Cynthia L. Davis	19
Brian Munzlinger	1
Larry Crawford	117

SUPPLEMENTAL CALENDAR
(June 25, 2003)

HOUSE BILLS FOR PERFECTION - APPROPRIATIONS

- 1 HB 102 - Bearden
- 2 HB 103 - Bearden

PERFECTION OF HOUSE BILLS - APPROPRIATIONS

HB 102, relating to appropriations, was taken up by Representative Bearden.

Representative Crowell moved the previous question.

Which motion was adopted by the following vote:

AYES: 086

Angst	Avery	Bean	Bearden	Behnen
Bivins	Black	Bough	Brown	Bruns
Byrd	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dusenberg	Emery	Engler
Ervin	Fares	Goodman	Guest	Hobbs
Holand	Hunter	Jackson	Jetton	Johnson 47
Kelly 144	King	Kingery	Lager	Lembke
Lipke	Luetkemeyer	May	Mayer	Miller
Moore	Morris	Munzlinger	Myers	Nieves
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sander	Schaaf
Schlottach	Schneider	Self	Shoemaker	Smith 14
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Threlkeld	Townley	Viebrock	Wallace	Wasson
Wilson 119	Wilson 130	Wood	Wright	Yates
Madam Speaker				

NOES: 058

Abel	Barnitz	Bishop	Boykins	Bringer
Burnett	Carnahan	Corcoran	Curls	Darrough
Daus	Davis 122	Donnelly	El-Amin	Fraser
George	Graham	Hampton	Harris 110	Harris 23
Haywood	Hilgemann	Hoskins	Hubbard	Johnson 90
Jolly	Jones	Kelly 36	Kratky	Lawson
LeVota	Lowe	McKenna	Meiners	Muckler
Page	Ransdall	Sager	Salva	Schoemehl
Seigfreid	Selby	Shoemyer	Skaggs	Spreng
Thompson	Villa	Wagner	Walker	Walsh
Walton	Ward	Willoughby	Wilson 42	Witte
Yaeger	Young	Zweifel		

PRESENT: 001

Dougherty

ABSENT WITH LEAVE: 017

Adams	Baker	Bland	Brooks	Campbell
Green	Henke	Icet	Johnson 61	Kuessner
Liese	Marsh	Smith 118	Vogt	Whorton
Wildberger	Wilson 25			

VACANCIES: 001

On motion of Representative Bearden, **HB 102** was ordered perfected and printed.

HB 103, relating to appropriations, was taken up by Representative Bearden.

Representative Crowell moved the previous question.

Which motion was adopted by the following vote:

AYES: 087

Angst	Avery	Bean	Bearden	Behnen
Bivins	Black	Bough	Brown	Bruns
Byrd	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dusenberg	Emery	Engler
Ervin	Fares	Goodman	Guest	Hobbs
Holand	Hunter	Jackson	Jetton	Johnson 47
Kelly 144	King	Kingery	Lager	Lembke
Lipke	Luetkemeyer	May	Mayer	Miller
Moore	Morris	Munzlinger	Myers	Nieves
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sander	Schaaf
Schlottach	Schneider	Self	Shoemaker	Smith 118
Smith 14	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Threlkeld	Townley	Viebrock	Wallace
Wasson	Wilson 119	Wilson 130	Wood	Wright
Yates	Madam Speaker			

NOES: 041

Barnitz	Boykins	Bringer	Carnahan	Corcoran
Daus	Donnelly	Fraser	George	Hampton
Harris 110	Haywood	Hilgemann	Hubbard	Johnson 90
Jolly	Jones	Kelly 36	Kratky	Lawson
LeVota	Meiners	Muckler	Page	Sager
Schoemehl	Seigfreid	Selby	Skaggs	Spreng
Thompson	Villa	Walsh	Walton	Ward
Willoughby	Wilson 42	Witte	Yaeger	Young
Zweifel				

PRESENT: 001

Dougherty

ABSENT WITH LEAVE: 033

Abel	Adams	Baker	Bishop	Bland
Brooks	Burnett	Campbell	Curls	Darrough
Davis 122	El-Amin	Graham	Green	Harris 23
Henke	Hoskins	Ice	Johnson 61	Kuessner
Liese	Lowe	Marsh	McKenna	Ransdall
Salva	Shoemyer	Vogt	Wagner	Walker
Whorton	Wildberger	Wilson 25		

VACANCIES: 001

On motion of Representative Bearden, **HB 103** was ordered perfected and printed.

SUPPLEMENTAL CALENDAR (June 25, 2003)

HOUSE BILLS FOR THIRD READING - APPROPRIATIONS

- 1 HB 102 - Bearden
- 2 HB 103 - Bearden

THIRD READING OF HOUSE BILLS - APPROPRIATIONS

HB 102, relating to appropriations, was taken up by Representative Bearden.

Representative Crowell moved the previous question.

Which motion was adopted by the following vote:

AYES: 087

Angst	Avery	Bean	Bearden	Behnen
Bivins	Black	Bough	Brown	Bruns
Byrd	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dusenberg	Emery	Engler
Ervin	Fares	Goodman	Guest	Hobbs
Holand	Hunter	Jackson	Jetton	Johnson 47
Kelly 144	King	Kingery	Lager	Lembke
Lipke	Luetkemeyer	May	Mayer	Miller
Moore	Morris	Munzlinger	Myers	Nieves
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sander	Schaaf
Schlottach	Schneider	Self	Shoemaker	Smith 118
Smith 14	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Threlkeld	Townley	Viebrock	Wallace

Wasson	Wilson 119	Wilson 130	Wood	Wright
Yates	Madam Speaker			

NOES: 039

Barnitz	Boykins	Bringer	Carnahan	Curls
Daus	Davis 122	Donnelly	Fraser	George
Hampton	Harris 110	Henke	Hilgemann	Hubbard
Johnson 90	Jolly	Jones	Kelly 36	Kratky
Lawson	McKenna	Muckler	Page	Sager
Schoemehl	Selby	Skaggs	Spreng	Villa
Walsh	Walton	Ward	Willoughby	Wilson 42
Witte	Yaeger	Young	Zweifel	

PRESENT: 001

Dougherty

ABSENT WITH LEAVE: 035

Abel	Adams	Baker	Bishop	Bland
Brooks	Burnett	Campbell	Corcoran	Darrough
El-Amin	Graham	Green	Harris 23	Haywood
Hoskins	Icet	Johnson 61	Kuessner	LeVota
Liese	Lowe	Marsh	Meiners	Ransdall
Salva	Seigfreid	Shoemyer	Thompson	Vogt
Wagner	Walker	Whorton	Wildberger	Wilson 25

VACANCIES: 001

On motion of Representative Bearden, **HB 102** was read the third time and passed by the following vote:

AYES: 086

Angst	Avery	Bean	Bearden	Behnen
Bivins	Black	Bough	Brown	Bruns
Byrd	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dusenberg	Emery	Engler
Ervin	Fares	Goodman	Guest	Hobbs
Holand	Hunter	Jackson	Jetton	Johnson 47
Kelly 144	King	Kingery	Lager	Lembke
Lipke	Luetkemeyer	May	Mayer	Miller
Moore	Morris	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sander	Schaaf
Schlottach	Self	Shoemaker	Smith 118	Smith 14
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Threlkeld	Townley	Viebrock	Wallace	Wasson
Wilson 119	Wilson 130	Wood	Wright	Yates
Madam Speaker				

NOES: 046

Barnitz	Boykins	Bringer	Burnett	Corcoran
Curls	Darrough	Daus	Davis 122	Donnelly

Dougherty	El-Amin	Fraser	George	Harris 110
Haywood	Henke	Hilgemann	Johnson 90	Jolly
Kelly 36	Kratky	Lawson	LeVota	McKenna
Meiners	Muckler	Ransdall	Sager	Schneider
Schoemehl	Seigfreid	Selby	Shoemyer	Skaggs
Spreng	Villa	Walsh	Walton	Ward
Willoughby	Wilson 42	Witte	Yaeger	Young
Zweifel				

PRESENT: 000

ABSENT WITH LEAVE: 030

Abel	Adams	Baker	Bishop	Bland
Brooks	Campbell	Carnahan	Graham	Green
Hampton	Harris 23	Hoskins	Hubbard	Ice
Johnson 61	Jones	Kuessner	Liese	Lowe
Marsh	Quinn	Salva	Thompson	Vogt
Wagner	Walker	Whorton	Wildberger	Wilson 25

VACANCIES: 001

Speaker Hanaway declared the bill passed.

Representative Crowell requested a verification of the roll call on the motion to third read and pass **HB 102**.

HB 103, relating to appropriations, was taken up by Representative Bearden.

Representative Crowell moved the previous question.

Which motion was adopted by the following vote:

AYES: 087

Angst	Avery	Bean	Bearden	Behnen
Bivins	Black	Bough	Brown	Bruns
Byrd	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dusenberg	Emery	Engler
Ervin	Fares	Goodman	Guest	Hobbs
Holand	Hunter	Jackson	Jetton	Johnson 47
Kelly 144	King	Kingery	Lager	Lembke
Lipke	Luetkemeyer	May	Mayer	Miller
Moore	Morris	Munzlinger	Myers	Nieves
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sander	Schaaf
Schlottach	Schneider	Self	Shoemaker	Smith 118
Smith 14	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Threlkeld	Townley	Viebrock	Wallace
Wasson	Wilson 119	Wilson 130	Wood	Wright
Yates	Madam Speaker			

NOES: 052

Abel	Barnitz	Bishop	Boykins	Bringer
Burnett	Carnahan	Corcoran	Curls	Darrough
Daus	Davis 122	Donnelly	El-Amin	Fraser
George	Hampton	Harris 110	Haywood	Henke
Hilgemann	Hubbard	Johnson 90	Jolly	Jones
Kelly 36	Kratky	Lawson	LeVota	McKenna
Meiners	Muckler	Page	Ransdall	Sager
Schoemehl	Seigfreid	Selby	Shoemyer	Skaggs
Spreng	Villa	Walker	Walsh	Walton
Ward	Willoughby	Wilson 42	Witte	Yaeger
Young	Zweifel			

PRESENT: 000

ABSENT WITH LEAVE: 023

Adams	Baker	Bland	Brooks	Campbell
Dougherty	Graham	Green	Harris 23	Hoskins
Icet	Johnson 61	Kuessner	Liese	Lowe
Marsh	Salva	Thompson	Vogt	Wagner
Whorton	Wildberger	Wilson 25		

VACANCIES: 001

On motion of Representative Bearden, **HB 103** was read the third time and passed by the following vote:

AYES: 085

Angst	Avery	Bean	Bearden	Behnen
Bivins	Black	Bough	Brown	Bruns
Byrd	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dusenberg	Emery	Engler
Ervin	Fares	Goodman	Guest	Hobbs
Holand	Hunter	Jackson	Jetton	Johnson 47
Kelly 144	King	Kingery	Lager	Lembke
Lipke	Luetkemeyer	May	Mayer	Miller
Moore	Morris	Munzlinger	Myers	Nieves
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sander	Schaaf	Schlottach
Schneider	Self	Shoemaker	Smith 118	Smith 14
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Townley	Viebrock	Wallace	Wasson	Wilson 119
Wilson 130	Wood	Wright	Yates	Madam Speaker

NOES: 054

Abel	Barnitz	Bishop	Boykins	Bringer
Burnett	Carnahan	Corcoran	Curls	Darrough
Daus	Davis 122	Donnelly	Dougherty	El-Amin
Fraser	George	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hubbard	Johnson 90	Jolly
Jones	Kelly 36	Kratky	Lawson	LeVota
McKenna	Meiners	Muckler	Page	Ransdall

Sager	Schoemehl	Seigfreid	Selby	Shoemyer
Skaggs	Spreng	Villa	Walker	Walsh
Walton	Ward	Wildberger	Willoughby	Wilson 42
Witte	Yaeger	Young	Zweifel	

PRESENT: 001

Threlkeld

ABSENT WITH LEAVE: 022

Adams	Baker	Bland	Brooks	Campbell
Graham	Green	Hampton	Hoskins	Ice
Johnson 61	Kuessner	Liese	Lowe	Marsh
Quinn	Salva	Thompson	Vogt	Wagner
Whorton	Wilson 25			

VACANCIES: 001

Speaker Hanaway declared the bill passed.

Representative Crowell requested a verification of the roll call on the motion to third read and pass **HB 103**.

INTRODUCTION OF HOUSE BILLS - APPROPRIATIONS

The following House Bills were read the first time and copies ordered printed:

HB 202, introduced by Representative Bearden, to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2003 and ending June 30, 2004.

HB 203, introduced by Representative Bearden, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education and the several divisions, programs, and institutions of higher education and other state agencies included therein to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2003 and ending June 30, 2004.

The following members' presence was noted: Bland and Kuessner.

ADJOURNMENT

On motion of Representative Crowell, the House adjourned until 4:00 p.m., Friday, June 27, 2003 or until the House receives all messages from the Senate.

CORRECTIONS TO THE HOUSE JOURNAL

AFFIDAVITS

I, State Representative Jane Cunningham, District 86, hereby state and affirm that my vote as recorded on Page 44 of the House Journal for Seventh Day, Tuesday, June 17, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 25th day of June 2003.

/s/ Jane Cunningham
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 25th day of June in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Yaphett El-Amin, District 57, hereby state and affirm that I was present during the session of the House of Representatives on Wednesday, June 18, 2003 and that the House Journal inaccurately reflects my absence. Pursuant to House Rule 88, I ask that the Journal be corrected to note my presence in the House Journal for Wednesday, June 18, 2003.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 25th day of June 2003.

/s/ Yaphett El-Amin
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 25th day of June in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

JOINT COMMITTEE ON TERRORISM, BIOTERRORISM AND HOMELAND SECURITY
Thursday, June 26, 2003, 9:00 a.m. Senate Committee Room 1 - Room 118.
Statutorily mandated meeting.

HOUSE CALENDAR

ELEVENTH DAY, FRIDAY, JUNE 27, 2003

HOUSE BILLS FOR SECOND READING - APPROPRIATIONS

- 1 HB 202
- 2 HB 203

JOURNAL OF THE HOUSE

First Extraordinary Session, 92nd GENERAL ASSEMBLY

ELEVENTH DAY, FRIDAY, JUNE 27, 2003

Representative Deeken in the Chair.

Prayer by Marilyn Seaton.

Dear Lord,

Help all of us to remember how beautiful a day can be when kindness touches it.

In the name of Your Son we pray. Amen.

The Pledge of Allegiance to the flag was recited.

SECOND READING OF HOUSE BILLS - APPROPRIATIONS

HB 202 and **HB 203** were read the second time.

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 102**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 103**.

Speaker Hanaway assumed the Chair.

SIGNING OF HOUSE BILLS

All other business of the House was suspended while **HB 102** and **HB 103** were read at length and, there being no objection, were signed by the Speaker to the end that the same may become law.

Having been duly signed in open session of the Senate, **HB 102** and **HB 103** were delivered to the Governor by the Chief Clerk of the House.

The following members' presence was noted: Dixon, Jetton, Johnson (90), Kratky, Sager, Salva and Selby.

ADJOURNMENT

On motion of Speaker Hanaway, the House adjourned until 8:00 p.m., Monday, June 30, 2003.

JOURNAL OF THE HOUSE

First Extraordinary Session, 92nd GENERAL ASSEMBLY

TWELFTH DAY, MONDAY, JUNE 30, 2003

Representative Wright in the Chair.

Prayer by Representative Cynthia Davis.

Dear God, our Father in heaven, we thank You for bringing us here today and pray Your blessings on this legislature that is meeting here tonight. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Cam Branson.

REFERRAL OF HOUSE BILLS - APPROPRIATIONS

The following House Bills were referred to the Committee indicated:

HB 21 - Budget
HB 22 - Budget
HB 23 - Budget
HB 24 - Budget
HB 32 - Budget
HB 33 - Budget
HB 202 - Budget
HB 203 - Budget

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 25 - Tax Policy
HB 26 - Tax Policy
HB 27 - Conservation and Natural Resources
HB 28 - Conservation and Natural Resources

MESSAGES FROM THE GOVERNOR

June 30, 2003

TO THE CHIEF CLERK OF THE
HOUSE OF REPRESENTATIVES
FIRST EXTRAORDINARY SESSION
NINETY-SECOND GENERAL ASSEMBLY
STATE OF MISSOURI

Herewith I return to you **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 10** entitled:

“AN ACT”

To appropriate money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Board of Public Buildings, the Department of Health and Senior Services, and the several divisions and programs thereof, the Missouri Health Facilities Review Committee and the Commission for the Missouri Senior Rx Program to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2003 and ending June 30, 2004.

On June 30, 2003 I approved said **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 10**.

Respectfully submitted,

/s/ Bob Holden

June 30, 2003

TO THE CHIEF CLERK OF THE
HOUSE OF REPRESENTATIVES
FIRST EXTRAORDINARY SESSION
NINETY-SECOND GENERAL ASSEMBLY
STATE OF MISSOURI

Herewith I return to you **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 11** entitled:

“AN ACT”

To appropriate money for the expenses, grants, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2003 and ending June 30, 2004.

On June 30, 2003 I approved said **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 11**.

Respectfully submitted,

/s/ Bob Holden

June 30, 2003

TO THE CHIEF CLERK OF THE
HOUSE OF REPRESENTATIVES
FIRST EXTRAORDINARY SESSION
NINETY-SECOND GENERAL ASSEMBLY
STATE OF MISSOURI

Herewith I return to you **House Bill No. 102** entitled:

“AN ACT”

To appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2003 and ending June 30, 2004.

On June 30, 2003 I approved said **House Bill No. 102**.

Respectfully submitted,

/s/ Bob Holden

June 30, 2003

TO THE CHIEF CLERK OF THE
HOUSE OF REPRESENTATIVES
FIRST EXTRAORDINARY SESSION
NINETY-SECOND GENERAL ASSEMBLY
STATE OF MISSOURI

Herewith I return to you **House Bill No. 103** entitled:

“AN ACT”

To appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education and the several divisions, programs, and institutions of higher education included therein to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2003 and ending June 30, 2004.

On June 30, 2003 I approved said **House Bill No. 103**.

Respectfully submitted,

/s/ Bob Holden

The following members’ presence was noted: Bearden, Goodman, Lager, Moore, Munzlinger, Nieves, Taylor and Yates.

ADJOURNMENT

Representative Crowell declared the House of Representatives of the Ninety-second General Assembly, convened in First Extraordinary Session on June 2, 2003, adjourned sine die, pursuant to the Constitution.

CATHERINE L. HANAWAY
Speaker of the House

STEPHEN S. DAVIS
Chief Clerk of the House

JOURNAL OF THE HOUSE

Second Extraordinary Session, 92nd GENERAL ASSEMBLY

FIRST DAY, MONDAY, SEPTEMBER 8, 2003

Representative Crowell in the Chair.

Prayer by Marilyn Seaton.

Father, please put Your arm around our shoulders and walk with us these coming days. Should we not be able to speak kindly and honestly these days, please put Your hand over our mouths. Amen.

The Pledge of Allegiance to the flag was recited.

MESSAGES FROM THE GOVERNOR

The following Proclamation was received from His Excellency, Governor Bob Holden.

PROCLAMATION

WHEREAS, the budgets the General Assembly presented to the Governor pursuant to the Constitution of the State of Missouri on May 21, 2003, June 18, 2003, and June 27, 2003 were significantly unbalanced and inadequate in that they fail to provide sufficient funds for education and those government services that protect all citizens, including children and the most vulnerable Missourians; and

WHEREAS, the failure to appropriate sufficient funds for education and vital government services has caused a serious disruption in the delivery of state and local governmental services to Missouri citizens; and

WHEREAS, such a disruption in the delivery of state and local governmental services constitutes a serious threat to the health, safety, and welfare of the citizens of Missouri; and

WHEREAS, such a disruption in the delivery of state and local governmental services impedes the Governor from carrying out his duties pursuant to Article IV, Section 2, of the Constitution of Missouri to "take care that the laws are distributed and faithfully executed;" and

WHEREAS, Article IV, Section 9, authorizes the Governor to "On extraordinary occasions ... convene the General Assembly by proclamation, wherein he shall state specifically each matter on which action is deemed necessary;" and

WHEREAS, such failure to appropriate adequate funds for education and vital government services as required by the Constitution of the State of Missouri is an extraordinary occasion as envisioned by Article IV, Section 9, of said Constitution.

NOW, THEREFORE, on the extraordinary occasion that exists in the State of Missouri:

2 *Journal of the House*

I, BOB HOLDEN, GOVERNOR OF THE STATE OF MISSOURI, pursuant to the authority vested in me as Governor by the Constitution and Laws of the State of Missouri, do, by this Proclamation, convene the Ninety Second General Assembly of the State of Missouri in the Second Extra Session of the First Regular Session; and

I HEREBY call upon the Senators and Representatives of said General Assembly to meet in their respective chambers in the State Capitol in the City of Jefferson at the hour of 12:00 p.m., Central Daylight Time, September 8, 2003; and

I HEREBY state that the action of said General Assembly is deemed necessary concerning each matter specifically designated and limited hereinafter as follows:

1. To enact limited revenue enhancement proposals in an amount sufficient to protect the health, safety, and welfare of the citizens of Missouri.

2. To allow the Senate to consider appointments to boards, commissions, departments, and divisions that require the advice and consent of the Senate.

3. Such additional and other matters as may be recommended by the Governor by special message to the General Assembly after it shall have been convened.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri in the City of Jefferson on this 3rd day of September, 2003.

/s/ Bob Holden
Governor

ATTEST:

/s/ Matt Blunt
Secretary of State

September 8, 2003

TO THE SENATE AND HOUSE OF REPRESENTATIVES
OF THE NINETY-SECOND GENERAL ASSEMBLY OF
THE STATE OF MISSOURI:

I am enclosing a Special Message to all members of the General Assembly. Please read the enclosed message during the Special Session.

/s/ Bob Holden
Governor

SPECIAL MESSAGE

WHEREAS, by my Proclamation dated September 3, 2003, I convened the Ninety Second General Assembly of the State of Missouri in the Second Extra Session of the First Regular Session; and

WHEREAS, SB 556 & SB 311 were enacted into law on June 16, 2003 and created hiring restrictions applicable to any person employed by a in-home service provider agency or a home health agency, where such person's name appeared on any of the background check lists in the state's family care safety registry; and

WHEREAS, SB 184 was enacted into law on July 11, 2003 and had the effect of expanding the family care safety registry to include all criminal history records for felonies and misdemeanors, including old and minor violations not affecting employees' trustworthiness or competency to provide in-home or home health services; and

WHEREAS, the unintended impact of these laws will be to require the termination of numerous current in-home services and home health employees because of a positive listing on the family care safety registry, even where such listing reflects an old or minor violation not affecting the employees' trustworthiness or competency to provide in-home or home health services; and

WHEREAS, the further unintended impact of these laws will be to require the termination of additional employees of in-home services provider agencies and home health agencies, even where such employees' job responsibilities do not involve the actual provision of in-home or home health services to any client or patient; and

WHEREAS, the needless termination of numerous qualified employees of in-home services provider agencies and home health agencies will result in further economic hardship to the State of Missouri.

NOW, THEREFORE, I, BOB HOLDEN, GOVERNOR OF THE STATE OF MISSOURI, pursuant to the authority vested in me as Governor by the Constitution and Laws of the State of Missouri, do hereby amend the matters specifically designated and limited for consideration by the General Assembly in my September 3, 2003 Proclamation by adding to those remaining matters the following additional specifically designated and limited matters. The additional specifically designated and limited matters on which the action of the General Assembly is deemed necessary are as follows:

4. To enact limited statutory amendments giving the Department of Health and Senior Services authority to immediately promulgate rules permitting waiver of certain hiring restrictions for employees of in-home services provider agencies and home health agencies, where such employees are listed on background check lists in the family care safety registry, and the department has determined that such employees do not present a risk to the health or safety of clients or patients.

5. To enact limited statutory amendments clarifying that certain hiring restrictions for employees of in-home services provider agencies and home health agencies are applicable only to employees actually engaged in the act of providing in-home or home health services as a part of their employment.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson, on this 8th day of September, 2003.

/s/ Bob Holden
Governor

ATTEST:

/s/ Matt Blunt
Secretary of State

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1, introduced by Representative Campbell, relating to revenue for education.

HB 2, introduced by Representative Johnson (47), relating to sales tax refunds.

HB 3, introduced by Representative Riback Wilson (25), relating to in lieu watercraft taxes.

HB 4, introduced by Representative Graham, relating to gaming.

HB 5, introduced by Representative Graham, relating to gaming.

MESSAGE FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SR 1**, entitled:

SENATE RESOLUTION NO. 1

BE IT RESOLVED by the Senate of the Ninety-second General Assembly, First Regular Session, that the Secretary of Senate inform the House of Representatives that the Senate is duly convened in the Second Extra Session of the First Regular Session and is ready for consideration of its business.

The following members' presence was noted: Abel, Barnitz, Bishop, Burnett, Campbell, Corcoran, Curls, Darrough, Daus, Davis (122), Dixon, Donnelly, Dusenberg, El-Amin, Fares, Fraser, Goodman, Graham, Green, Guest, Hampton, Hanaway, Harris (23), Haywood, Henke, Hilgemann, Hoskins, Hubbard, Johnson (61), Johnson (90), Jones, Kelly (144), Kingery, Kratky, Kuessner, LeVota, Lowe, Luetkemeyer, McKenna, Meiners, Parker, Pearce, Phillips, Ransdall, Riback Wilson (25), Richard, Ruestman, Salva, Sander, Sanders Brooks, Schoemehl, Seigfreid, Selby, Self, Shoemaker (8), Shoemyer (9), Smith (14), Spreng, Taylor, Thompson, Townley, Villa, Vogt, Wagner, Wallace, Walsh, Ward, Whorton, Wildberger, Willoughby, Wilson (42), Witte, Wood, Yaeger and Young.

ADJOURNMENT

On motion of Representative Crowell, the House adjourned until 12:00 p.m., Tuesday, September 9, 2003.

HOUSE CALENDAR

SECOND DAY, TUESDAY, SEPTEMBER 9, 2003

HOUSE BILLS FOR SECOND READING

HB 1 through HB 5

JOURNAL OF THE HOUSE

Second Extraordinary Session, 92nd GENERAL ASSEMBLY

SECOND DAY, TUESDAY, SEPTEMBER 9, 2003

The House met pursuant to adjournment.

Representative Crowell in the Chair.

Prayer by Marilyn Seaton.

Father, the heart, generous and kind, most resembles You. Help all of us acknowledge all good, all delight that the world holds, and be content. Amen.

The Pledge of Allegiance to the flag was recited.

INTRODUCTION OF HOUSE JOINT RESOLUTION

The following House Joint Resolution was read the first time and copies ordered printed:

HJR 1, introduced by Representative Dougherty, relating to gaming.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 6, introduced by Representative Selby, relating to campaign contribution taxes for education.

HB 7, introduced by Representatives Sutherland, Crowell, Jetton and Wright, relating to nursing homes.

SECOND READING OF HOUSE BILLS

HB 1 through **HB 5** were read the second time.

The following members' presence was noted: Abel, Avery, Baker, Barnitz, Bearden, Bishop, Bivins, Boykins, Bringer, Sanders Brooks, Brown, Burnett, Byrd, Campbell, Cooper (120), Cooper (155), Cunningham (86), Cunningham (145), Curls, Darrough, Daus, Davis (19), Davis (122), Deeken, Dethrow, Dixon, Donnelly, Dougherty, Dusenberg, El-Amin, Emery, Ervin, Fares, Fraser, Goodman, Graham, Green, Guest, Hampton, Harris (110), Henke, Hilgemann, Hoskins, Hubbard, Hunter, Jackson, Jetton, Johnson (47), Johnson (61), Johnson (90), Jones, Kelly (144), Kingery, Kratky, Kuessner, Lager, Lawson, Lembke, LeVota, Lipke, Lowe, May, Mayer, McKenna, Muckler,

Munzlinger, Myers, Parker, Pearce, Phillips, Portwood, Pratt, Purgason, Quinn, Ransdall, Richard, Ruestman, Sager, Salva, Sander, Schlottach, Schoemehl, Seigfreid, Selby, Self, Shoemyer (9), Smith (14), Smith (118), Spreng, Stefanick, Stevenson, Taylor, Thompson, Threlkeld, Townley, Villa, Vogt, Wagner, Walker, Wallace, Walsh, Walton, Whorton, Wildberger, Willoughby, Wilson (42), Wilson (130), Witte, Wood, Yaeger, Yates and Young.

ADJOURNMENT

On motion of Representative Crowell, the House adjourned until 10:00 a.m., Wednesday, September 10, 2003.

HOUSE CALENDAR

THIRD DAY, WEDNESDAY, SEPTEMBER 10, 2003

HOUSE JOINT RESOLUTION FOR SECOND READING

HJR 1

HOUSE BILLS FOR SECOND READING

HB 6 and HB 7

JOURNAL OF THE HOUSE

Second Extraordinary Session, 92nd GENERAL ASSEMBLY

THIRD DAY, WEDNESDAY, SEPTEMBER 10, 2003

The House met pursuant to adjournment.

Speaker Hanaway in the Chair.

Prayer by Reverend James Earl Jackson.

Heavenly Father, Creator of all things, Your Word declares, "How blessed is the one who finds wisdom and gains understanding."

Give us explicit and implicit instructions so that the right plan for this state is approved during this special session for the right reason.

May our words honor You and represent our respect for one another.

And at the end of the day, may we be confident that we have pleased You and fulfilled the requirements of our duties on behalf of the State of Missouri.

Now may the grace of God be with us all.

To You be the glory, both now and forever, in the name of Your Son we pray. Amen.

The Pledge of Allegiance to the flag was recited.

The Journals of the first and second days were approved as corrected by the following vote:

AYES: 159

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	Goodman	Graham	Green
Guest	Hampton	Harris 110	Haywood	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Iceet	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lawson	Lembke	LeVota	Liese
Lipke	Lowe	Luetkemeyer	Marsh	May

Mayer	McKenna	Meiners	Miller	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Selby	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Wagner	Walker	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Young	Zweifel	Madam Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 002

George Harris 23

VACANCIES: 002

SECOND READING OF HOUSE JOINT RESOLUTION

HJR 1 was read the second time.

SECOND READING OF HOUSE BILLS

HB 6 and **HB 7** were read the second time.

REFERRAL OF HOUSE JOINT RESOLUTION

The following House Joint Resolution was referred to the Committee indicated:

HJR 1 - Tax Policy

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 1 - Tax Policy

HB 2 - Tax Policy

HB 3 - Tax Policy

HB 4 - Tax Policy

HB 5 - Tax Policy

HB 6 - Tax Policy

HB 7 - Special Committee on General Laws

RECESS

Representative Crowell moved that the House stand in recess for the purpose of receiving messages from the Senate, and then stand adjourned until 10:00 a.m., Thursday, September 11, 2003.

Which motion was adopted.

MESSAGE FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 4**, entitled:

An act to repeal sections 660.300 and 660.317, RSMo, and to enact in lieu thereof two new sections relating to hiring restrictions for in-home and home health agencies, with penalty provisions and an emergency clause.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

ADJOURNMENT

Pursuant to the motion of Representative Crowell, the House stood adjourned until 10:00 a.m., Thursday, September 11, 2003.

CORRECTIONS TO THE HOUSE JOURNAL

AFFIDAVITS

I, State Representative Curt Dougherty, District 53, hereby state and affirm that I was present during the session of the House of Representatives on Monday, September 8, 2003 and that the House Journal inaccurately reflects my absence. Pursuant to House Rule 88, I ask that the Journal be corrected to note my presence in the House Journal for Monday, September 8, 2003.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 9th day of September 2003.

/s/ Curt Dougherty
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 9th day of September in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

10 *Journal of the House*

I, State Representative Lanie Black, District 161, hereby state and affirm that I was present during the session of the House of Representatives on Tuesday, September 9, 2003 and that the House Journal inaccurately reflects my absence. Pursuant to House Rule 88, I ask that the Journal be corrected to note my presence in the House Journal for Tuesday, September 9, 2003.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 10th day of September 2003.

/s/ Lanie Black
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 10th day of September in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Christopher Shoemaker, District 8, hereby state and affirm that I was present during the session of the House of Representatives on Tuesday, September 9, 2003 and that the House Journal inaccurately reflects my absence. Pursuant to House Rule 88, I ask that the Journal be corrected to note my presence in the House Journal for Tuesday, September 9, 2003.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 10th day of September 2003.

/s/ Christopher Shoemaker
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 10th day of September in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE HEARINGS

ADMINISTRATION AND ACCOUNTS

Friday, September 12, 2003. Hearing Room 6 upon adjournment.
Executive Session may follow.

SPECIAL COMMITTEE ON GENERAL LAWS

Thursday, September 11, 2003. Hearing Room 3 upon morning adjournment.

HOUSE CALENDAR

FOURTH DAY, THURSDAY, SEPTEMBER 11, 2003

SENATE BILL FOR SECOND READING

SCS SB 4

JOURNAL OF THE HOUSE

Second Extraordinary Session, 92nd GENERAL ASSEMBLY

FOURTH DAY, THURSDAY, SEPTEMBER 11, 2003

The House met pursuant to adjournment.

Speaker Hanaway in the Chair.

Prayer by Reverend James Earl Jackson.

To You O Lord we cry out and may our prayers come before You this morning as an evening sacrifice.

May we not foolishly work to resolve issues without seeking Your guidance. We understand that good government can only be guaranteed through Divine intervention.

May our words be instructive rather than destructive, thoughtful rather than wrathful and unifying rather than divisive.

Heavenly Father, we are also ever mindful, on this September 11th anniversary date, of those whose lives were suddenly and tragically taken from us. We pray that families and friends of those who died would know and continue in Your comfort and peace.

Now may great grace be upon us all this moment and throughout the day.

To You be the glory, both now and forever, in the name of Your Son we pray. Amen.

The Pledge of Allegiance to the flag was recited.

The Journal of the third day was approved as printed.

SECOND READING OF SENATE BILL

SCS SB 4 was read the second time.

REFERRAL OF SENATE BILL

The following Senate Bill was referred to the Committee indicated:

SCS SB 4 - Special Committee on General Laws

Representative Crowell moved that Rule 29 be suspended to allow for a waiver of the 24-hour committee meeting notice requirement for the purpose of hearing **SCS SB 4** in committee.

Which motion was adopted by the following vote:

AYES: 154

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hobbs	Holand	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lembke	LeVota	Liese	Lipke	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Miller	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Self	Shoemaker	Shoemyer	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Wagner	Walker	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Young	Zweifel	Madam Speaker	

NOES: 006

Daus	Hoskins	Hubbard	Sager	Selby
Skaggs				

PRESENT: 000

ABSENT WITH LEAVE: 001

Lawson

VACANCIES: 002

RECESS

Representative Crowell moved that the House stand in recess until a supplemental calendar has been distributed, and then stand adjourned until 10:00 a.m., Friday, September 12, 2003.

COMMITTEE REPORT

Special Committee on General Laws, Chairman Wright reporting:

Madam Speaker: Your Special Committee on General Laws, to which was referred **SCS SB 4**, begs leave to report it has examined the same and recommends that it **Do Pass**.

SUPPLEMENTAL CALENDAR

September 11, 2003

SENATE BILL FOR THIRD READING

SCS SB 4, E.C. - Sutherland

ADJOURNMENT

Pursuant to the motion of Representative Crowell, the House stood adjourned until 10:00 a.m., Friday, September 12, 2003.

JOURNAL OF THE HOUSE

Second Extraordinary Session, 92nd GENERAL ASSEMBLY

FIFTH DAY, FRIDAY, SEPTEMBER 12, 2003

The House met pursuant to adjournment.

Speaker Pro Tem Jetton in the Chair.

Prayer by Reverend Donald W. Lammers.

O Lord, who shall sojourn in Your tent? Who shall dwell on Your holy mountain?

He who walks blamelessly and does justice; Who thinks the truth in his heart and slanders not with his tongue. Who harms not his fellow man, nor takes up a reproach against his neighbor; Who, though it be to his loss, changes not his pledged word. Who lends not his money at usury and accepts no bribe against the innocent.

He who does these things shall never be disturbed. (Psalm 15)

O Lord, we thank You for Your grace, which enables us to walk blamelessly by doing justice and thinking the truth in our hearts. We ask that Your Holy Spirit guide the men and women assembled here throughout this day that they may again do justice and think the truth in their hearts.

And whenever they consider the needs of the elderly, may they be guided by Your holy word from the Book of Sirach:

Take care of your father and your mother when they are old; grieve them not as long as they live. Even if their minds fail, be considerate of them; revile them not all the days of their lives. (*Cf. Sirach 3:12-13*)

Lord God, we thank You for the gifts of cool air and rainfall. We ask that the mantle of Your protection safeguard all the men and women of our state who are serving in the armed forces. We pray that understanding increase and distrust decrease between the United States of America and all other nations.

We pray in the name of the Father, and of the Son, and of the Holy Spirit. Amen.

The Pledge of Allegiance to the flag was recited.

The Journal of the fourth day was approved as printed.

THIRD READING OF SENATE BILL

SCS SB 4, relating to nursing homes, was taken up by Representative Sutherland.

On motion of Representative Sutherland, **SCS SB 4** was truly agreed to and finally passed by the following vote:

16 *Journal of the House*

AYES: 156

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bivins	Black
Bland	Bough	Boykins	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Daus
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Ice	Jackson	Jetton	Johnson 47
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lipke
Lowe	Luetkemeyer	May	Mayer	McKenna
Meiners	Miller	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Wagner
Walker	Wallace	Walsh	Walton	Ward
Wasson	Whorton	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 001

Selby

PRESENT: 000

ABSENT WITH LEAVE: 004

Bishop	Darrough	Johnson 61	Marsh
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VACANCIES: 002

Speaker Pro Tem Jetton declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 153

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bivins	Black
Bland	Bough	Boykins	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell

Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Daus
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dusenberg	El-Amin	Emery
Engler	Ervin	Fares	Fraser	George
Goodman	Graham	Green	Guest	Hampton
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lipke	Lowe
Luetkemeyer	May	Mayer	McKenna	Meiners
Miller	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Shoemaker	Shoemyer	Skaggs	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Townley	Viebrock	Villa
Vogt	Wagner	Walker	Wallace	Walsh
Walton	Ward	Wasson	Whorton	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 001

Selby

PRESENT: 000

ABSENT WITH LEAVE: 007

Bishop	Darrough	Dougherty	Johnson 61	Marsh
Self	Smith 118			

VACANCIES: 002

RECESS

Representative Crowell moved that the House stand in recess for the purpose of signing **SCS SB 4** and then adjourn sine die.

The hour of recess having expired, the House was called to order by Speaker Hanaway.

SIGNING OF SENATE BILL

All other business of the House was suspended while **SCS SB 4** was read at length and, there being no objection, was signed by the Speaker to the end that the same may become law.

ADJOURNMENT

Pursuant to the motion of Representative Crowell, the House of Representatives of the Ninety-second General Assembly, convened in the Second Extraordinary Session on September 8, 2003, adjourned sine die, as of September 12, 2003.

CATHERINE L. HANAWAY
Speaker of the House

STEPHEN S. DAVIS
Chief Clerk of the House

JOURNAL OF THE HOUSE

VETO SESSION

First Regular Session, 92nd GENERAL ASSEMBLY

FIRST DAY, WEDNESDAY, SEPTEMBER 10, 2003

Speaker Hanaway in the Chair.

There was a moment of silent prayer in memory of Representative Ray Adams.

The Pledge of Allegiance to the flag was recited.

SPECIAL RECOGNITIONS

Mary June Temmen was introduced by Representative Bruns and recognized as an Outstanding Missourian.

Joyce Mace was introduced by Representative Cooper (155) and recognized as an Outstanding Missourian.

HOUSE RESOLUTION

Representative Crowell offered **House Resolution No. 1** which was read.

HOUSE RESOLUTION NO. 1

BE IT RESOLVED, that the Chief Clerk of the House of Representatives of the Ninety-second General Assembly, First Regular Session, inform the Governor and the Senate that the House is duly convened and is now in session in the 2003 Constitutional Veto Session and ready for consideration of business.

Representative Crowell moved that Rule 59 be suspended to allow for the adoption of **House Resolution No. 1**.

Which motion was adopted by the following vote:

AYES: 153

Abel	Angst	Avery	Baker	Barnitz
Bean	Behnen	Bishop	Bivins	Black
Bland	Bough	Bringer	Brooks	Brown
Bruns	Burnett	Byrd	Campbell	Cooper 120
Cooper 155	Corcoran	Crawford	Crowell	Cunningham 145
Cunningham 86	Curls	Darrough	Daus	Davis 122

2 *Journal of the House*

Davis 19	Deeken	Dempsey	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Engler	Ervin	Fares	Fraser	Goodman
Graham	Guest	Hampton	Harris 110	Haywood
Henke	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Hunter	Icet	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	Le Vota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Selby	Self
Shoemaker	Shoemyer	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Thompson	Threlkeld	Townley	Viebrock	Villa
Vogt	Wagner	Walker	Wallace	Walsh
Walton	Ward	Wasson	Whorton	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 003

Green	Sager	Skaggs
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PRESENT: 000

ABSENT WITH LEAVE: 005

Bearden	Boykins	Carnahan	George	Harris 23
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VACANCIES: 002

On motion of Representative Crowell, **House Resolution No. 1** was adopted.

MESSAGES FROM THE GOVERNOR

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City, MO 65101

May 30, 2003

TO THE SECRETARY OF STATE OF THE STATE OF MISSOURI

Herewith I return to you **Conference Committee Substitute for Senate Committee Substitute for House Substitute for House Bill No. 2** entitled:

"AN ACT"

To appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and of the Department of Elementary and Secondary Education and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds the period beginning July 1, 2003 and ending June 30, 2004.

I disapprove of **Conference Committee Substitute for Senate Committee Substitute for House Substitute for House Bill No. 2**. My reasons for disapproval are as follows:

This bill reduce state aid to our public schools in unacceptable levels. Since a significant percentage of the foundation program supports teacher salaries, such a cut is like to result in the layoff of 3,400 school employees, including 2,038 teachers across the state. The elimination of the Science, Social Studies, and Health Education assessments is a step backward in accountability of Missouri schools. Without these assessments, the department and local school districts will be unable to determine how well students are performing in these important subject areas. Our children are our future. Reduced funding for education jeopardizes our commitment to and the progress we have made toward providing quality education to our children. We must protect the state's investment in education.

For all of the above reasons for disapproval, I am returning **Conference Committee Substitute for Senate Committee Substitute for House Substitute for House Substitute for House Bill No. 2** without my approval.

Respectfully submitted,

/s/ Bob Holden
Governor

May 30, 2003

TO THE SECRETARY OF STATE OF THE STATE OF MISSOURI

Herewith I return to you **Conference Committee Substitute for Senate Committee Substitute for House Substitute for House Bill No. 3** entitled:

"AN ACT"

To appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education and the several divisions, programs, and institutions of higher education included therein to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2003 and ending June 30, 2004.

I disapprove of **Conference Committee Substitute for Senate Committee Substitute for House Substitute for House Bill No. 3**. My reasons for disapproval are as follows:

This bill reduces state aid to Missouri's two- and four-year colleges and universities to unacceptable levels. Under this bill, tuition and fees would increase at an average rate of approximately 10%, forcing a "tax increase" on low- and middle-income families. The reductions to various grant and scholarship programs will further reduce the availability of higher education opportunities. Families with lower and middle incomes may no longer be able to afford the cost of college. Due to the multiplier effect of these cuts to higher education institutions on their local and regional economies, the negative economic impact could result in additional reductions of \$50-\$150 million in these communities and regions.

For all of the above stated reasons for disapproval, I am returning **Conference Committee Substitute for Senate Committee Substitute for House Substitute for House Bill No. 3** without my approval.

Respectfully submitted,

/s/ Bob Holden
Governor

May 30, 2003

TO THE SECRETARY OF STATE OF THE STATE OF MISSOURI

Herewith I return to you **Conference Committee Substitute for Senate Committee Substitute for House Substitute for House Bill No. 10** entitled:

"AN ACT"

To appropriate money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Board of Public Buildings, the Department of Health and Senior Services, and the several divisions and programs thereof, the Missouri Health Facilities Review Committee and the Commission for the Missouri SeniorRx Program to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2003 and ending June 30, 2004.

I disapprove of **Conference Committee Substitute for Senate Committee Substitute for House Substitute for House Bill No. 10**. My reasons for disapproval are as follows:

This bill reduces services to our most vulnerable citizens. Under this bill, treatment and services for 3,200 mentally-ill adults, 800 emotionally-disordered children, and 5,800 persons with a development disability will be reduced or eliminated. Substance abuse and treatment services will also be reduced or eliminated for 7,200 Missourians. In addition, it eliminates women's health services, which are often the only primary health care services provided to over 30,000 low-income women. We cannot pretend that the need to serve and protect these citizens has disappeared merely because the dollars that filled the need have been cut.

For all of the above stated reasons for disapproval, I am returning **Conference Committee Substitute for Senate Committee Substitute for House Substitute for House Bill No. 10** without my approval.

Respectfully submitted,

/s/ Bob Holden
Governor

May 30, 2003

TO THE SECRETARY OF STATE OF THE STATE OF MISSOURI:

Herewith I return to you **Conference Committee Substitute for Senate Committee Substitute for House Substitute for House Bill No. 11** entitled:

"AN ACT"

To appropriate money for the expenses, grants, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2003 and ending June 30, 2004.

I disapprove of **Conference Committee Substitute for Senate Committee Substitute for House Substitute for House Bill No. 11**. My reasons for disapproval are as follows:

This bill reduces support and critical services the people who need it the most. About 13,000 low income working adults will lose healthcare coverage due to reductions in the Medicaid program. This reduction could lead to an increase in more costly emergency room visits and unhealthy parents who may become unable to care for their children. The CHOICES program, which assists 1, 020 foster care youth between the ages of 13 and 15 in becoming responsible adults, will be eliminated. Grandparents raising their grandchildren will have an additional financial burden due to lower reimbursement rates under the Grandparents as Foster Parents Program. The state's effort to help eliminate violence in the home will be hampered because of reductions in Domestic Violence grants. Reduced support for community services will hurt welfare recipients' ability to achieve self-sufficiency. Community Partnerships have been productive in leveraging local and federal funds to address the social problems of their communities. These essential services are necessary to protect our most vulnerable citizens. The bill also reduces funding for Medicaid programs that are not connected to any cost-savings policy or statutory change. These reductions are not sustainable and must be restored to achieve a balanced budget.

For all of the above state reasons for disapproval, I am returning **Conference Committee Substitute for Senate Committee Substitute for House Substitute for House Bill No. 11** without my approval.

Respectfully submitted,

/s/ Bob Holden
Governor

July 9, 2003

TO THE SECRETARY OF STATE OF THE STATE OF MISSOURI:

Herewith I return to you **House Substitute for House Committee Substitute for House Bill No. 156**, entitled:

"AN ACT"

To repeal section 188.039, RSMo, and to enact in lieu thereof two new sections relating to a twenty-four hour waiting period for certain medical procedures, with an effective date for a certain section.

I disapprove of House Substitute for **House Committee Substitute for House Bill No. 156**. My reasons for disapproval are as follows:

Missouri law already ensures that women who wish to receive an abortion give their informed consent to a physician prior to the procedure. See section 188.039, RSMo. There is no indication that current law is in any way ineffective or incomplete on this subject. This legislation, which rewrites the law concerning informed consent and forces women who make the informed choice to receive an abortion to wait 24 hours before having the abortion, does nothing more than restrict a woman's right to choose to have a legal, constitutionally-protected procedure.

Furthermore, the bill has the effect of limiting information that a woman should have before proceeding with an abortion. The bill deletes current sections of law that require a physician to inform a women of "material facts or opinions ... which, in the exercise of his best medical judgment is reasonably necessary to allow the woman to give her informed consent to the proposed abortion, with full knowledge of its nature and consequences." By prohibiting trained medical professionals from giving information to women that is thought to be medically necessary, this bill, contrary to its professed intent, limits a woman's ability to give true informed consent.

This legislation also confuses settled law. The bill deletes current law concerning informed consent for abortion and replaces it with vague and imprecise references to "indicators," "contra-indicators," and "situational factors,"

none of which are defined. The meaning of these terms, and therefore what is required of physicians, is totally unknown, and any change is particularly unnecessary given that informed consent is already required by state law.

This bill prohibits physicians from performing abortions unless they have proof of medical malpractice insurance in an amount of at least \$500,000. Physicians who perform procedures that are as complex or more complex and dangerous as abortions are not required to have such proof. The bill requires women to wait 24 hours after giving informed consent before receiving an abortion. Women do not have to wait 24 hours before undergoing any other comparable procedure. These extra requirements in conjunction with the fact that the General Assembly recently cut all funding for family planning – a move that directly impacts the health of thousands of women in Missouri by denying them primary health care, including cancer screenings and tests for sexually-transmitted diseases – makes clear that this legislation is motivated by animus against the legal, constitutionally-protected choice of each woman rather than by interest in women's health.

Requiring women to wait 24 hours after giving informed consent to undergo an abortion procedure will negatively impact all women, but particularly women who are poor or young, who live in rural areas and have to travel longer distances to an abortion provider, who do not have access to cars and public transportation, and who do not have insurance or sick leave. There are only two licensed abortion facilities in the state, ensuring that the great majority of women in Missouri live a considerable distance away from such a facility. For this reason, requiring a 24-hour wait will ensure that the costs in time and money accrued in order to receive an abortion will rise, and also threatens the health of pregnant women who have to delay an abortion past the date allowed by current law. I refuse to sanction this impact on women, the potential danger to their health, or the demeaning implication that women currently do not make a choice without thinking of the consequences.

For all of the above-stated reasons for disapproval, I am returning **House Substitute for House Committee Substitute for House Bill No. 156** without my approval.

Respectfully submitted,

/s/ Bob Holden
Governor

July 9, 2003

TO THE SECRETARY OF STATE OF THE STATE OF MISSOURI:

Herewith I return to you **Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill 257**, entitled:

"AN ACT"

To repeal sections 143.121, 148.330, 340.216, 348.015, 348.430, 348.432, 430.030, 640.700, 640.703, 640.710, 640.715, 640.725, 640.730, 640.735, 640.740, 640.745, 640.747, 640.750, 640.755, 640.758, 644.016, and 644.051, RSMo, and to enact in lieu thereof forty new sections relating to agriculture, with penalty provisions.

I disapprove of **Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill 257**. My reasons for disapproval are as follows:

HB 257 jeopardizes Missouri's delegation from EPA to administer part 122 of the National Pollution Discharge Elimination System Permit Program authorized under Act 33 U.S.C. (the Clean Water Act). In removing the current state statutory authority for regulation of Concentrated Animal Feeding Operations (CAFO), HB 257 fails to reestablish in new sections all of the necessary provisions of federal CAFO regulation, specifically excluding part 122.23 (c) (3) subsections (i and ii) which relate to the designation of an Animal Feeding Operation as a

CAFO. Lack of inclusion of this provision in HB 257 places Missouri out of compliance with the minimum standards established by EPA.

HB 257 violates the Missouri Constitution by specifically delegating responsibility for inspections of ungulates to the Missouri Department of Agriculture. Under Article IV, Section 40(a) of the Missouri Constitution, “The control, management, restoration, conservation and regulation of the bird, fish, game, forestry and all wildlife resources of the state, including hatcheries, sanctuaries, refuges, reservations and all other property owned, acquired or used for such purposes and the acquisition and establishment thereof, and the administration of all laws pertaining thereto, shall be vested in a conservation commission”. The term ungulate refers to all hoofed animals, and thus includes animals within the scope of responsibility of the Missouri Conservation Commission. Because deer, which are a game animal and a native wildlife species within Missouri, are ungulates, the delegation of responsibility for the control and regulation of deer violates the Missouri Constitution.

HB 257 would pass public health related costs of animal agriculture to livestock producers by shifting the costs of inspections made by the Missouri Department of Agriculture for the health and management of domestic and exotic ungulates. Due to the broad definition of ungulates, inspections of animals such as horses and cattle for the benefit of public health, now accomplished with public funds, would be borne by private parties under HB 257. This consequence of the usage of the term ungulate will cost cattle, swine, horse, and other ungulate producers thousands of dollars annually. This provision would have a negative effect on the economics of livestock production for Missouri.

HB 257 fails to hold schools and local government harmless financially when tax credits authorized under Section RSMo 348.430 and 348.432 are used against premium tax liability by Domestic Insurance Companies. Annually, the Commissioner of Administration is directed to apportion funds in the County Stock Fund to the school district, county government and general revenue based upon the ratio of which the rates of levy for the same year for state purposes, for county purposes, and for all school district purposes, bear to each other. The bill states that when the credits are used, only the general revenue portion of the apportionment will be reduced. Historically, all funds from the County Stock Fund have been sent to either the school district or the county government in which the insurance company was domiciled. There has been no apportionment to general revenue from the County Stock Fund. If there is no general revenue apportionment from the county stock fund, and therefore no revenue to offset when credits are used, then the cost of the use of credits by insurance companies would be borne, in great part, by local schools.

While **HB 257** contains provisions that could contribute to the general health of agriculture in Missouri, it’s lack of compliance with federal law, apparent unconstitutionality, imprecision and disregard for the larger welfare of livestock producers call for a veto.

For all of the above stated reasons for disapproval, I am returning **Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill 257** without my approval.

Respectfully submitted,

/s/ Bob Holden
Governor

July 9, 2003

TO THE SECRETARY OF STATE OF THE STATE OF MISSOURI

Herewith I return to you **House Bill No. 278** entitled:

"AN ACT"

To authorize the conveyance of property along 321 Knaust Road to St. Charles County, Missouri.

I disapprove of said **House Bill No. 278**. My reason for disapproval is as follows:

The identical companion bill to **House Bill No. 278**, (SB No. 130) was already signed into law on July 1, 2003.

For the above stated reason for disapproval, I am returning **House Bill No. 278** without my approval.

Respectfully submitted,

/s/ Bob Holden
Governor

July 9, 2003

TO THE SECRETARY OF STATE OF THE STATE OF MISSOURI:

Herewith I return to you **Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Bill No. 327**, entitled:

"AN ACT"

To repeal sections 137.298, 144.062, 191.831, 226.525, 226.535, 227.120, 238.207, 238.210, 238.215, 238.220, 238.222, 238.235, 238.236, 292.602, 301.010, 301.069, 302.225, 302.272, 302.302, 302.304, 302.309, 302.540, 302.700, 302.725, 302.735, 302.740, 302.755, 302.756, 302.760, 302.775, 304.013, 304.015, 304.035, 304.580, 307.125, 307.127, 307.177, 307.400, 389.610, 390.020, 577.023, 577.041, 577.049, 577.054, and 577.520, RSMo, and section 304.157 as enacted by senate bill no. 17, ninetieth general assembly, first regular session, and to enact in lieu thereof fifty-four new sections relating to transportation, with penalty provisions, an emergency clause for certain sections, and an effective date for certain sections.

I disapprove of **Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Bill No. 327**. My reason for disapproval is as follows:

CCS SS SCS HB 327 creates a sales tax exemption on materials purchased for use in Missouri Department of Transportation projects. This exemption reduces revenue to the state, most notably in the General Revenue and School District Trust Funds. These funds will experience considerable decreases in revenue (an estimated \$7,950,000 and \$2,650,000 respectively). At this time, it is not prudent fiscal management to enact measures reducing the amount of General Revenue available to support state programs, or to reduce distributions to schools provided by the School District Trust Fund. Reduced funding for education jeopardizes our commitment to and the progress we have made toward providing quality education to our children. We must protect the state's investment in education. In addition, many state services for elderly, poor, and disabled citizens have already been slashed because of inadequate funding. Additional decreases to the General Revenue Fund resulting from this sales tax exemption will only add to the amount of vital services that must be discontinued for lack of resources.

For the above-stated reason for disapproval, I am returning **Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Bill No. 327** without my approval.

Respectfully submitted,

/s/ Bob Holden
Governor

July 3, 2003

TO THE SECRETARY OF STATE OF THE STATE OF MISSOURI:

Herewith I return to you **Senate Substitute for House Substitute for House Committee Substitute for House Bill Nos. 349, 120, 136, & 328**, entitled:

"AN ACT"

To repeal section 571.030, RSMo, and to enact in lieu thereof three new sections relating to concealable weapons, with penalty provisions.

I disapprove of **Senate Substitute for House Substitute for House Committee Substitute for House Bill Nos. 349, 120, 136, & 328**. My reasons for disapproval are as follows:

House Bill Nos. 349, 120, 136, & 328 violates federal law. 18 U.S.C. 922(g)(9) prohibits any person who has been convicted of a misdemeanor crime of domestic violence from possessing or receiving firearms or ammunition. This legislation, however, allows a person who has been convicted of a misdemeanor domestic violence crime to apply for and receive a permit for a concealed weapon. As such, the bill violates a federal law meant to protect victims of domestic violence from their abusers and places concealed weapons into the hands of those who are known to have committed assault in the past.

House Bill Nos. 349, 120, 136, & 328, while allowing permit holders to carry concealed firearms, inadequately protects the public safety interests of other citizens because it allows concealed firearms to be carried into certain places and areas of the state that should be off limits to such weapons. These areas include restaurants and portions of airports, as well as stadiums and sports arenas seating less than 5,000 people such as little league baseball fields. Furthermore, if a person carries a concealed weapon into an area where such weapons are prohibited, this bill states that such unauthorized use of a concealed weapon "is not a criminal act." A person would have to carry an unauthorized concealed weapon into a child care facility and refuse to leave after being asked twice within six months before their permit could even be suspended.

House Bill Nos. 349, 120, 136, & 328 does not provide adequate notice to the public about which places within the state it is permissible to carry concealed weapons. Pursuant to the provisions of this bill, concealed weapons can be carried into police stations and highway patrol offices, bars that serve liquor, elementary and high schools, child care facilities, and churches if the relevant person or entity authorizes it, but the public is not notified of which of these areas allows the use of concealed weapons. Considering the variety of areas in which weapons may be carried, Missouri citizens will never know at any given time whether they are in an area that allows others to carry concealed weapons. Similarly, the bill would not provide notice to citizens with concealed weapon permits as to what areas have been opened to concealed weapons by the decision of the controlling entity.

Many citizens are concerned that this legislation will increase the number of concealed weapons in social areas, including restaurants and bars. Letters that I have received from the Missouri Restaurant Association Trust Fund and individual businesses make clear that those who dine, drink, and work in such establishments will be endangered by this bill.

The citizens of Missouri have already clearly decided that they do not wish to authorize the carrying of concealed weapons in this state. In April of 1999, voters in this state defeated a conceal and carry proposition despite the fact that the proposition would have mandated more firearms training than this bill (twelve hours as opposed to eight), limited reciprocity of the right to carry a concealed weapon to states that had equal requirements for the issuance of a permit (whereas this bill accepts permits from other states regardless of the permit requirements in those states), retained a criminal penalty for armed trespass (as opposed to this bill, which declares that it is not a criminal act to carry a concealed weapon into a prohibited area), and allowed sheriffs to consider juvenile court records when considering an application for a permit (as opposed to this bill, which does not). Despite the fact that the 1999 conceal and carry proposition was more protective of public safety than this legislation, the citizens of this state voted it down.

House Bill Nos. 349, 120, 136, & 328, while seeming to limit the eligible class of people who can receive a permit, fails to do so. The bill does not require sheriffs to make any inquiry into a person's fitness to have a permit other than inquiries "he or she deems necessary." Furthermore, the legislation allows a sheriff to refuse to issue a permit only if the sheriff meets the high standard of determining that the applicant is ineligible or having a "substantial and demonstrable" reason to believe the applicant has made a false statement. Finally, and most importantly, although the bill allows a sheriff to refuse a permit on the grounds that an applicant has been adjudged mentally incompetent five years prior to making the application or was ever committed to a mental health institution, there is no single database that contains such information that a sheriff can use to check. The bill presents a significant risk, therefore, of allowing people with substantial mental impairment to carry concealed weapons.

House Bill Nos. 349, 120, 136, & 328 requires first-time applicants to take and pass an eight-hour program on firearm safety, to complete a live fire exercise, and to submit to a criminal background fingerprint check. However, none of the same is required to renew a permit. The provisions of this bill, therefore, would allow a person to carry a concealed weapon without having any new firearm safety training, without having to show the ability to fire the weapon with any degree of proficiency, and without having received a background check for years on end.

Pursuant to current law, several groups of people are allowed to carry concealed weapons. These groups are trained to use firearms in defense of the safety of others or are at a heightened risk of attack due to their employment. They include state, county, and municipal law enforcement officers; members of the armed forces or national guard performing official duties; state and federal judges; probation and parole officers; and wardens, superintendents, and keepers of prisons. Current law regarding concealed weapons, therefore, strikes an optimal balance between arming those who are in particular danger and who are charged with keeping the peace in Missouri and limiting the number of concealed weapons so that those who protect us are not in greater danger.

House Bill Nos. 349, 120, 136, & 328 provides that "information regarding any holder of a certificate of qualification or a concealed carry endorsement is a closed record." There is absolutely no defensible public policy that justifies keeping this information – which otherwise would be open pursuant to the state's sunshine law – from the public and the press of this state. According to section 610.011, RSMo, "It is the public policy of this state that meetings, records, votes, actions, and deliberations of public bodies be open to the public unless otherwise provided by law." This legislation violates the spirit of that section of our sunshine law.

For all of the above stated reasons for disapproval, I am returning **Senate Substitute for House Substitute for House Committee Substitute for House Bill Nos. 349, 120, 136, & 328** without my approval.

Respectfully submitted,

/s/ Bob Holden
Governor

July 9, 2003

TO THE SECRETARY OF STATE OF THE STATE OF MISSOURI

Herewith I return to you **House Bill No. 375** entitled:

"AN ACT"

To repeal section 58.451, RSMo, and to enact in lieu thereof one new section relating to coroners' reports.

I disapprove of **House Bill No. 375**. My reasons for disapproval are as follows:

House Bill No. 375 makes a good faith attempt, yet fails, to clarify the rules for determining the place of death and designating responsibility for death investigations under Missouri law. For example, if an individual is transported from our sister state Illinois into Missouri and subsequently expires, neither state, according to the language of this bill, would have jurisdiction to investigate that death or to issue a death certificate.

In addition, **House Bill No. 375** could generate unforeseen and burdensome costs to the counties as it requires small rural counties to both assume the responsibility for any and all death investigations, and to pay for a medical examiner to conduct an autopsy if needed pursuant to an investigation. Currently, these costs are frequently assumed by larger counties in which major trauma centers reside.

Finally, **House Bill No. 375** is silent, and may likely create complications and delays, regarding organ donor programs.

For all of the above stated reasons for disapproval, I am returning **House Bill No. 375** without my approval.

Respectfully submitted,

/s/ Bob Holden
Governor

July 9, 2003

TO THE SECRETARY OF STATE OF THE STATE OF MISSOURI

Herewith I return to you **House Bill No. 376** entitled:

"AN ACT"

To repeal section 58.096, RSMo, and to enact in lieu thereof one new section relating to deputy coroner compensation.

I disapprove of **House Bill No. 376**. My reason for disapproval is as follows:

The language contained in this bill is similar to the language contained in Senate Bill No. 376, which was also truly agreed to and finally passed during the 2003 regular session and which I signed into law on July 1, 2003. The two bills do not contain *identical* language, however. Indeed, this bill, unlike Senate Bill No. 376, erroneously deletes the phrase "by the provisions of" from subsection 2 of 58.095. I can effectuate the intent of both bills, however, by signing Senate Bill 376 into law, which I have done, and vetoing this bill on technical grounds.

For the above stated reason for disapproval, I am returning **House Bill No. 376** without my approval.

Respectfully submitted,

/s/ Bob Holden
Governor

July 9, 2003

TO THE SECRETARY OF STATE OF THE STATE OF MISSOURI

Herewith I return to you **House Bill No. 478** entitled:

"AN ACT"

To amend chapter 301, RSMo, by adding thereto one new section relating to special license plates.

I disapprove of said **House Bill No. 478**. My reasons for disapproval are as follows:

There are currently available over 100 specialty plates available from which the citizens of Missouri may choose. The fiscal note for this bill indicates that it would cost over \$11,000 to the Department of Revenue for this additional plate alone, and yet the General Assembly appropriated no funds for these costs. Any revenue generated by plate fees would go to the State Highway Fund rather than the Department of Revenue and cannot be given a fair dependable estimate at this time.

Finally, the Missouri law enforcement community has expressed its continued disapproval of specialty plates and the challenges it presents to them in serving Missouri's public safety needs.

For all of the above stated reasons for disapproval, I am returning **House Bill No. 478**.

Respectfully submitted,

/s/ Bob Holden
Governor

July 9, 2003

TO THE SECRETARY OF STATE OF THE STATE OF MISSOURI

Herewith I return to you **House Committee Substitute for House Bill No. 493** entitled:

"AN ACT"

To amend chapter 301, RSMo, by adding thereto one new section relating to special license plates.

I disapprove of said **House Committee Substitute for House Bill No. 493**. My reasons for disapproval are as follows:

There are currently available over 100 specialty plates available from which the citizens of Missouri may choose. The fiscal note for this bill indicates that it would cost over \$10,000 to the Department of Revenue for this additional plate alone, and yet the General Assembly appropriated no funds for these costs. Any revenue generated by plate fees would go to the State Highway Fund rather than the Department of Revenue and cannot be given a fair dependable estimate at this time.

Finally, the Missouri law enforcement community has expressed its continued disapproval of specialty plates and the challenges it presents to them in serving Missouri's public safety needs.

For all of the above stated reasons for disapproval, I am returning **House Committee Substitute for House Bill No. 493**.

Respectfully submitted,

/s/ Bob Holden
Governor

July 9, 2003

TO THE SECRETARY OF STATE OF THE STATE OF MISSOURI:

Herewith I return to you **House Bill No. 594**, entitled:

"AN ACT"

To repeal section 233.295, RSMo, and to enact in lieu thereof one new section relating to dissolution of road districts in certain counties.

I disapprove of **House Bill No. 594**. My reason for disapproval is as follows:

Several sections of law provide for the dissolution of road districts. One example is 233.295.2, a section of law that would immediately precede proposed new subsection 233.295.4 set out in this bill. In subsection 2, only registered voters residing within the road district may petition to dissolve the district. In new subsection 4, however, registered voters in the county could vote to dissolve the road district even if they do not live within its boundaries. This technical error may frustrate the right of self-determination for those that reside within a road district in the affected county, and this is particular problem with respect to Jasper county, which contains nine road districts.

For the above-stated reason for disapproval, I am returning **House Bill No. 594** without my approval.

Respectfully submitted,

/s/ Bob Holden
Governor

July 9, 2003

TO THE SECRETARY OF STATE OF THE STATE OF MISSOURI

Herewith I return to you **Senate Substitute for Senate Committee Substitute for House Bill No. 598** entitled:

"AN ACT"

To repeal sections 301.010, 301.130, 301.132, 301.141, 301.142, 301.144, 301.147, 301.456, 301.463, 301.567, 301.3098, 301.4000, 304.013, 307.125, 307.127, 643.310, and 643.315, RSMo, section 307.366 as enacted by conference committee substitute for senate committee substitute for house committee substitute for house bills nos. 603, 722 & 783, ninetieth general assembly, first regular session, section 307.366 as enacted by conference committee substitute for house substitute for senate substitute for senate bill no. 19, ninetieth general assembly, first regular session, and sections 307.366 and 643.315 as truly agreed to and finally passed by senate bill no. 54, ninety-second general assembly, first regular session, and to enact in lieu thereof fifty-one new sections relating to motor vehicle registration, with penalty provisions and an effective date for certain sections.

I disapprove of said **Senate Substitute for Senate Committee Substitute for House Bill No. 598**. My reasons for disapproval are as follows:

Senate Substitute for Senate Committee Substitute for House Bill No. 598 creates 17 additional specialty plates. There are currently available over 100 specialty plates available from which the citizens of Missouri may choose. The fiscal note for this bill indicates that there would be a cost of over \$125,000 to the Department of Revenue to implement the bill's specialty plate provisions, and yet the General Assembly appropriated no funds

for these costs. Any revenue generated by plate fees would go to the State Highway Fund rather than the Department of Revenue and cannot be given a fair dependable estimate at this time.

The Missouri law enforcement community has expressed its continued disapproval of specialty plates and the challenges it presents to them in serving Missouri's public safety needs.

The language in **Senate Substitute for Senate Committee Substitute for House Bill No. 598** erroneously and unintentionally repeals critical provisions within Senate Bill No. 54, which I signed into law on June 19, 2003.

Some of the bill's most worthy provisions are included in bills I have previously signed into law, such as: modifications to inappropriate restrictions on US Veteran motorcycle plates, which is included in House Bill 187, and which I signed into law on June 24, 2003, and modifications to state regulations regarding disabled placards, which is included in Senate Committee Substitute for House Bill No. 491, and which I signed into law on July 3, 2003.

Finally, because this bill originally started as one which merely increased the weight eligibility for motor vehicles for special personalized license plates, the great majority of the bill would be in constitutional peril if signed into law due to violations of the Missouri Constitution's Article III provisions regarding original purpose and single-subject mandates.

Respectfully submitted,

/s/ Bob Holden
Governor

July 11, 2003

TO THE SECRETARY OF STATE OF THE STATE OF MISSOURI:

Herewith I return to you **Conference Committee Substitute for Senate Substitute for House Substitute for House Committee Substitute for House Bill Nos. 679 & 396** entitled:

"AN ACT"

To repeal sections 26.740, 43.500, 43.503, 43.506, 43.521, 43.527, 43.530, 43.540, 43.543, 135.327, 168.071, 192.016, 207.050, 207.060, 208.152, 208.204, 210.025, 210.109, 210.110, 210.115, 210.145, 210.152, 210.160, 210.183, 210.201, 210.211, 210.518, 210.565, 210.760, 210.903, 210.909, 210.922, 210.937, 211.031, 211.032, 211.059, 211.171, 211.181, 211.321, 302.272, 352.400, 402.199, 402.200, 402.205, 402.215, 402.217, 453.020, 453.060, 453.110, 475.024, 491.075, 492.304, 537.046, 630.140, 630.167, 630.170, 630.210, and 660.317, RSMo, and to enact in lieu thereof eighty-five new sections relating to the state foster care and protective services for children, with penalty provisions.

I disapprove of **Conference Committee Substitute for Senate Substitute for House Substitute for House Committee Substitute for House Bill Nos. 679 & 396**. My reasons for disapproval are as follows:

With respect to de novo court reviews of agency determinations that a person abused or neglected a child, current law only prohibits the alleged abuser from subpoenaing the victim or the abuse reporter to give testimony. Proposed section 210.152.5 of this bill would also prohibit the division of family services from subpoenaing the victim or the abuse reporter. In many cases, the victim or reporter will have the best or only information regarding an alleged instance of abuse but will be unwilling to testify for a host of reasons, including intimidation by the abuser. If the division is unable to compel testimony, they may be unable to prove that abuse took place, leading to the grave possibility that child abusers may escape identification and continue living and working where children may be exposed to their continued patterns of abuse. This problem is particularly acute considering the new, higher standard of a "preponderance of the evidence" that the division must meet. Pursuant

to this bill, the division is required to shoulder a greater burden of proof while losing one of its most useful tools, the subpoena.

In proposed section 210.025 of this bill, the standard by which a finding of abuse or neglect must be made before the division of family services may deny state or federal funding to an applicant is raised from “probable cause” to “preponderance of the evidence.” No provision denies potential funding to people who were found to have abused or neglected children under the previous standard of probable cause, however. If those who were previously found to have abused or neglected children make a new application for funding and the division of family services is unable to meet the new, higher standard, perhaps because evidence was not retained or because witnesses are no longer available, or because of the problem with section 210.152.5 mentioned above, people who were found to abuse or neglect children will receive state or federal funds. Allowing state and federal money to flow to such people violates the spirit of the bill.

This bill repeals and reenacts section 211.321. In doing so, language that allows a juvenile officer to communicate information important in abuse, neglect, truancy, and delinquency cases to school officials, law enforcement officials, prosecutors, and others who have an interest and can help with the case was deleted. Such communication is critical to the efficient and reasonable conclusion of such cases. Without the authorization to disclose this information to law enforcement, the juvenile officer becomes a silent witness, unable to assist in the apprehension and conviction of child abusers. They will be required to stand idly by while child molesters and abusers escape prosecution. In addition, the juvenile officers would be unable to share vital information with state or local agencies best able to provide or obtain treatment for abused children. This treatment is essential to the mental and physical recovery of the abused or neglected child.

Proposed section 211.059 requires that “[a]ny interrogation of or interview with a child taken into custody by a juvenile officer or law enforcement official based on allegations of child abuse or neglect shall, whenever possible, be audiotape, videotape, or digitally recorded...” Considerable concern has been raised that the required taping of victims who are already severely traumatized by their experiences will intimidate victims such that they will be unable or unwilling to testify. If testimony is chilled, it will directly impact the ability of law enforcement and the department of social service successfully to investigate, prevent, or prosecute abuse and neglect cases.

Proposed section 210.109.3(3) allows school reporters who are required by law to report child abuse and neglect to make anonymous reports. No other mandatory reporter is allowed to report anonymously. There is no public policy that justifies treating school mandatory reporters differently, and the interest of protecting children requires that all reports made by mandatory reporters contain as much information as possible.

For the above-stated reasons for disapproval, I am returning **Conference Committee Substitute for Senate Substitute for House Substitute for House Committee Substitute for House Bill Nos. 679 & 396** without my approval.

Respectfully submitted,

/s/ Bob Holden
Governor

HOUSE BILLS VETOED FROM THE THE FIRST REGULAR SESSION

Speaker Hanaway read the following House Bill vetoed from the First Regular Session: **HS HCS HB 156**.

Speaker Pro Tem Jetton assumed the Chair.

Speaker Hanaway resumed the Chair.

HS HCS HB 156, relating to informed consent for abortion, was taken up by Representative Phillips.

Representative Phillips moved that **HS HCS HB 156** be passed, the objections of the Governor thereto notwithstanding.

Which motion was adopted by the following vote:

AYES: 121

Angst	Avery	Baker	Barnitz	Bean
Bearden	Behnen	Bivins	Black	Bough
Bringer	Brown	Bruns	Burnett	Byrd
Cooper 120	Cooper 155	Crawford	Crowell	Cunningham 145
Cunningham 86	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dougherty	Dusenberg
Emery	Engler	Ervin	Goodman	Green
Guest	Hampton	Harris 110	Henke	Hobbs
Holand	Hunter	Ice	Jackson	Jetton
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Miller	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Selby	Self	Shoemaker	Shoemyer
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Ward	Wasson	Wildberger	Wilson 119
Wilson 130	Wood	Wright	Yaeger	Yates
Madam Speaker				

NOES: 038

Abel	Bishop	Bland	Boykins	Brooks
Campbell	Carnahan	Corcoran	Curls	Darrough
Donnelly	El-Amin	Fares	Fraser	Graham
Haywood	Hilgemann	Hoskins	Hubbard	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Lowe
Page	Sager	Skaggs	Thompson	Walker
Walton	Whorton	Willoughby	Wilson 25	Wilson 42
Witte	Young	Zweifel		

PRESENT: 000

ABSENT WITH LEAVE: 002

George Harris 23

VACANCIES: 002

Speaker Hanaway read the following House Bill vetoed from the First Regular Session: **SS HS HCS HBs 349, 120, 136 & 328**.

SS HS HCS HBs 349, 120, 136 & 328, relating to concealed firearms, was taken up by Representative Crawford.

Representative Crawford moved that **SS HS HCS HBs 349, 120, 136 & 328** be passed, the objections of the Governor thereto notwithstanding.

Which motion was adopted by the following vote:

AYES: 115

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bivins	Black
Bough	Bringer	Brown	Bruns	Byrd
Cooper 120	Cooper 155	Crawford	Crowell	Cunningham 145
Cunningham 86	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dougherty	Dusenberg	Emery
Engler	Ervin	Goodman	Green	Guest
Hampton	Harris 110	Henke	Hobbs	Holand
Hunter	Ice	Jackson	Jetton	Johnson 47
Kelly 144	Kelly 36	King	Kingery	Kuessner
Lager	Lawson	Lembke	LeVota	Liese
Lipke	Luetkemeyer	Marsh	May	Mayer
McKenna	Miller	Moore	Morris	Munzlinger
Myers	Nieves	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sager	Salva	Sander	Schaaf
Schlottach	Schneider	Seigfreid	Selby	Self
Shoemaker	Shoemyer	Smith 118	Smith 14	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Threlkeld
Townley	Viebrock	Wagner	Wallace	Ward
Wasson	Whorton	Wilson 119	Wilson 130	Witte
Wood	Wright	Yates	Young	Madam Speaker

NOES: 043

Bishop	Bland	Boykins	Brooks	Burnett
Campbell	Carnahan	Corcoran	Curls	Darrrough
Daus	Donnelly	El-Amin	Fares	Fraser
Graham	Haywood	Hilgemann	Hoskins	Hubbard
Johnson 61	Johnson 90	Jolly	Jones	Lowe
Meiners	Muckler	Page	Schoemehl	Skaggs
Spreng	Thompson	Villa	Vogt	Walker
Walsh	Walton	Wildberger	Willoughby	Wilson 25
Wilson 42	Yaeger	Zweifel		

PRESENT: 001

Kratky

ABSENT WITH LEAVE: 002

George Harris 23

VACANCIES: 002

MESSAGE FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SR 1**.

SENATE RESOLUTION NO. 1

BE IT RESOLVED by the Senate that the Secretary of Senate inform the House of Representatives that the Senate is duly convened and is now in session as provided by Section 32, Article III of the Constitution and is ready for the consideration of its business.

On motion of Representative Crowell, the House recessed until 1:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Hanaway.

HOUSE BILLS VETOED FROM THE FIRST REGULAR SESSION

Speaker Hanaway read the following House Bills vetoed from the First Regular Session: **CCS SCS HS HB 2, CCS SCS HS HB 3, CCS SCS HS HB 10, CCS SCS HS HB 11 and SS SCS HCS HB 257.**

SS SCS HCS HB 257, relating to tax credits, was taken up by Representative Munzlinger.

Representative Munzlinger moved that **SS SCS HCS HB 257** be passed, the objections of the Governor thereto notwithstanding.

Which motion was defeated by the following vote:

AYES: 096

Angst	Avery	Baker	Barnitz	Bean
Bearden	Behnen	Bivins	Black	Bough
Bringer	Brown	Bruns	Byrd	Cooper 120
Cooper 155	Crawford	Crowell	Cunningham 145	Cunningham 86
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Dusenberg	Emery	Engler	Ervin
Fares	Goodman	Guest	Hobbs	Holand
Hunter	Ice	Jackson	Jetton	Johnson 47
Kelly 36	King	Kingery	Lager	Lawson
Lipke	Luetkemeyer	Marsh	May	Mayer
Miller	Moore	Morris	Munzlinger	Myers

Nieves	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Salva
Sander	Schaaf	Schlottach	Schneider	Seigfreid
Self	Shoemaker	Smith 118	Smith 14	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Threlkeld
Townley	Viebrock	Wallace	Wasson	Whorton
Wilson 119	Wilson 130	Witte	Wright	Yates
Madam Speaker				

NOES: 059

Abel	Bishop	Bland	Boykins	Brooks
Burnett	Campbell	Carnahan	Corcoran	Curls
Darrough	Daus	Donnelly	Dougherty	El-Amin
Fraser	Graham	Green	Harris 110	Haywood
Henke	Hilgemann	Hoskins	Hubbard	Johnson 61
Johnson 90	Jolly	Jones	Kratky	Kuessner
Lembke	LeVota	Liese	Lowe	McKenna
Meiners	Muckler	Ransdall	Schoemehl	Selby
Shoemyer	Skaggs	Spreng	Thompson	Villa
Vogt	Wagner	Walker	Walsh	Walton
Ward	Wildberger	Willoughby	Wilson 25	Wilson 42
Wood	Yaeger	Young	Zweifel	

PRESENT: 001

Hampton

ABSENT WITH LEAVE: 005

George	Harris 23	Kelly 144	Page	Sager
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VACANCIES: 002

Representative Stevenson requested a verification of the roll call on the motion to pass **SS SCS HCS HB 257**, the objections of the Governor thereto notwithstanding.

The Speaker read the following House Bills vetoed from the First Regular Session: **HB 278** and **CCS SS SCS HB 327**.

CCS SS SCS HB 327, relating to highway construction and maintenance, was taken up by Representative Lipke.

Representative Lipke moved that **CCS SS SCS HB 327** be passed, the objections of the Governor thereto notwithstanding.

Which motion was defeated by the following vote:

AYES: 091

Angst	Avery	Baker	Barnitz	Bean
Bearden	Behnen	Bivins	Black	Bough
Brown	Bruns	Byrd	Cooper 120	Cooper 155

Crawford	Crowell	Cunningham 145	Cunningham 86	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Dusenberg
Emery	Engler	Ervin	Goodman	Guest
Hobbs	Holand	Hunter	Ice	Jackson
Jetton	Johnson 47	Kelly 144	King	Kingery
Lager	Lawson	Lembke	Lipke	Luetkemeyer
Marsh	May	Mayer	Miller	Moore
Morris	Munzlinger	Myers	Nieves	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sander	Schaaf	Schlottach
Schneider	Self	Shoemaker	Smith 118	Smith 14
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Threlkeld	Townley	Viebrock	Wallace	Wasson
Wilson 119	Wilson 130	Wood	Wright	Yates
Madam Speaker				

NOES: 068

Abel	Bishop	Bland	Boykins	Bringer
Brooks	Burnett	Campbell	Carnahan	Corcoran
Curls	Darrough	Daus	Davis 122	Donnelly
Dougherty	El-Amin	Fares	Fraser	Graham
Green	Hampton	Harris 110	Haywood	Henke
Hilgemann	Hoskins	Hubbard	Johnson 61	Johnson 90
Jolly	Jones	Kelly 36	Kratky	Kuessner
LeVota	Liese	Lowe	McKenna	Meiners
Muckler	Page	Ransdall	Sager	Salva
Schoemehl	Seigfreid	Selby	Shoemyer	Skaggs
Spreng	Thompson	Villa	Vogt	Wagner
Walker	Walsh	Walton	Ward	Whorton
Wildberger	Willoughby	Wilson 25	Wilson 42	Witte
Yaeger	Young	Zweifel		

PRESENT: 000

ABSENT WITH LEAVE: 002

George Harris 23

VACANCIES: 002

The Speaker read the following House Bills vetoed from the First Regular Session: **HB 375**, **HB 376** and **HB 478**.

HB 478, relating to a special license plate, was taken up by Representative Moore.

Representative Moore moved that **HB 478** be passed, the objections of the Governor thereto notwithstanding.

Which motion was defeated by the following vote:

AYES: 091

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dougherty	Emery
Engler	Ervin	Fares	Goodman	Guest
Hobbs	Holand	Hunter	Ice	Jackson
Jetton	Johnson 47	Kelly 144	King	Kingery
Lager	Lawson	Lembke	Lipke	Luetkemeyer
Marsh	May	Mayer	Miller	Moore
Morris	Munzlinger	Myers	Nieves	Parker
Pearce	Phillips	Portwood	Purgason	Quinn
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Salva	Sander	Schaaf	Schlottach
Schneider	Self	Shoemaker	Smith 14	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Threlkeld
Townley	Viebrock	Wallace	Walton	Wasson
Whorton	Wilson 119	Wilson 130	Wood	Wright
Madam Speaker				

NOES: 065

Abel	Barnitz	Bishop	Bland	Boykins
Bringer	Burnett	Campbell	Carnahan	Corcoran
Curls	Darrough	Daus	Davis 122	Donnelly
Dusenberg	El-Amin	Fraser	Graham	Green
Hampton	Harris 110	Henke	Hilgemann	Hoskins
Hubbard	Johnson 61	Johnson 90	Jolly	Jones
Kelly 36	Kratky	Kuessner	LeVota	Liese
Lowe	McKenna	Meiners	Muckler	Page
Ransdall	Sager	Schoemehl	Seigfreid	Selby
Shoemyer	Skaggs	Smith 118	Spreng	Thompson
Villa	Vogt	Wagner	Walker	Walsh
Ward	Wildberger	Willoughby	Wilson 25	Wilson 42
Witte	Yaeger	Yates	Young	Zweifel

PRESENT: 000

ABSENT WITH LEAVE: 005

Brooks	George	Harris 23	Haywood	Pratt
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VACANCIES: 002

Speaker Hanaway read the following House Bills vetoed from the First Regular Session **HCS HB 493** and **HB 594**.

HB 594, relating to dissolution of road districts, was taken up by Representative Emery.

Representative Emery moved that **HB 594** be passed, the objections of the Governor thereto notwithstanding.

Which motion was defeated by the following vote:

AYES: 092

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dougherty	Dusenberg
Emery	Engler	Ervin	Fares	Goodman
Guest	Harris 110	Hobbs	Holand	Hunter
Ice	Jackson	Jetton	Johnson 47	Kelly 144
King	Kingery	Lager	Lembke	Lipke
Luetkemeyer	Marsh	May	Mayer	Miller
Moore	Morris	Munzlinger	Myers	Nieves
Parker	Pearce	Phillips	Portwood	Purgason
Quinn	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sander	Schaaf	Schlottach
Schneider	Self	Shoemaker	Smith 118	Smith 14
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Threlkeld	Townley	Viebrock	Wallace	Wasson
Whorton	Wilson 119	Wilson 130	Wood	Wright
Yates	Madam Speaker			

NOES: 065

Abel	Barnitz	Bishop	Bland	Boykins
Bringer	Burnett	Campbell	Carnahan	Corcoran
Curls	Darrough	Daus	Davis 122	Donnelly
El-Amin	Fraser	Graham	Green	Hampton
Haywood	Henke	Hilgemann	Hoskins	Hubbard
Johnson 61	Johnson 90	Jolly	Jones	Kelly 36
Kratky	Kuessner	Lawson	LeVota	Liese
Lowe	McKenna	Meiners	Muckler	Page
Ransdall	Sager	Salva	Schoemehl	Seigfreid
Selby	Shoemyer	Skaggs	Spreng	Thompson
Villa	Vogt	Wagner	Walker	Walsh
Walton	Ward	Wildberger	Willoughby	Wilson 25
Wilson 42	Witte	Yaeger	Young	Zweifel

PRESENT: 000

ABSENT WITH LEAVE: 004

Brooks	George	Harris 23	Pratt
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VACANCIES: 002

Speaker Hanaway read the following House Bill vetoed from the First Regular Session: **SS SCS HB 598**.

Representative Crowell assumed the Chair.

SS SCS HB 598, relating to special license plates, was taken up by Representative Schlottach.

Representative Schlottach moved that **SS SCS HB 598** be passed, the objections of the Governor thereto notwithstanding.

Which motion was defeated by the following vote:

AYES: 090

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dougherty	Emery
Engler	Ervin	Fares	Goodman	Guest
Hobbs	Holand	Hunter	Ice	Jackson
Jetton	Johnson 47	Kelly 144	King	Kingery
Lager	Lawson	Lembke	Lipke	Luetkemeyer
May	Mayer	Miller	Moore	Morris
Munzlinger	Myers	Nieves	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Salva	Sander	Schaaf	Schlottach
Schneider	Self	Shoemaker	Smith 14	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Threlkeld
Townley	Viebrock	Wallace	Wasson	Whorton
Wilson 119	Wilson 130	Wood	Wright	Madam Speaker

NOES: 067

Abel	Barnitz	Bishop	Bland	Boykins
Bringer	Burnett	Campbell	Carnahan	Corcoran
Curls	Darrough	Daus	Davis 122	Donnelly
Dusenberg	El-Amin	Fraser	Graham	Green
Hampton	Harris 110	Haywood	Henke	Hilgemann
Hoskins	Hubbard	Johnson 61	Johnson 90	Jolly
Jones	Kelly 36	Kratky	Kuessner	LeVota
Liese	Lowe	McKenna	Meiners	Muckler
Page	Ransdall	Sager	Schoemehl	Seigfreid
Selby	Shoemyer	Skaggs	Smith 118	Spreng
Thompson	Villa	Vogt	Wagner	Walker
Walsh	Walton	Ward	Wildberger	Willoughby
Wilson 25	Wilson 42	Witte	Yaeger	Yates
Young	Zweifel			

PRESENT: 000

ABSENT WITH LEAVE: 004

Brooks	George	Harris 23	Marsh
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VACANCIES: 002

Representative Crowell read the following House Bill vetoed from the First Regular Session:
CCS SS HS HCS HBs 679 & 396.

CCS SS HS HCS HBs 679 & 396, relating to foster care, was taken up by Representative Hanaway.

Representative Hanaway moved that **CCS SS HS HCS HBs 679 & 396** be passed, the objections of the Governor thereto notwithstanding.

Which motion was defeated by the following vote:

AYES: 096

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Dougherty
Dusenberg	Emery	Engler	Ervin	Fares
Goodman	Guest	Harris 110	Hobbs	Holand
Hunter	Ice	Jackson	Jetton	Johnson 47
Kelly 144	King	Kingery	Lager	Lembke
Lipke	Luetkemeyer	May	Mayer	Miller
Moore	Morris	Munzlinger	Myers	Nieves
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sager	Sander
Schaaf	Schlottach	Schneider	Self	Shoemaker
Smith 118	Smith 14	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Threlkeld	Townley	Viebrock
Wallace	Ward	Wasson	Whorton	Wilson 119
Wilson 130	Wood	Wright	Yates	Young
Madam Speaker				

NOES: 054

Abel	Barnitz	Bishop	Bland	Bringer
Brooks	Burnett	Campbell	Carnahan	Curls
Darrough	Daus	Davis 122	Donnelly	Fraser
Graham	Green	Hampton	Haywood	Henke
Hilgemann	Hoskins	Hubbard	Johnson 90	Jolly
Jones	Kelly 36	Kuessner	LeVota	Liese
Lowe	Meiners	Muckler	Page	Ransdall
Salva	Schoemehl	Seigfreid	Selby	Shoemyer
Skaggs	Spreng	Thompson	Villa	Vogt
Walker	Walton	Wildberger	Willoughby	Wilson 25
Wilson 42	Witte	Yaeger	Zweifel	

PRESENT: 000

ABSENT WITH LEAVE: 011

Boykins	El-Amin	George	Harris 23	Johnson 61
Kratky	Lawson	Marsh	McKenna	Wagner
Walsh				

VACANCIES: 002

Representative Wright requested verification of the roll call on the motion to pass **CCS SS HS HCS HBs 679 & 396**, the objection of the Governor thereto notwithstanding.

Speaker Hanaway resumed the Chair.

HOUSE RESOLUTION

Representative Crowell offered **House Resolution No. 2** which was read.

HOUSE RESOLUTION NO. 2

BE IT RESOLVED by the House of Representatives, that the Chief Clerk of the House inform the Senate that the House, having been duly convened as provided by Section 32, Article III of the Constitution, made no motions to override the Governor's vetoes on **CCS SCS HS HB 2, CCS SCS HS HB 3, CCS SCS HS HB 10, CCS SCS HS HB 11, HB 278, HB 375, HB 376** and **HCS HB 493** when the bills were called by the Speaker.

Representative Crowell moved that Rule 59 be suspended to allow for the adoption of **House Resolution No. 2**.

Which motion was adopted by the following vote:

AYES: 150

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	Goodman	Green	Guest
Hampton	Harris 110	Haywood	Henke	Hilgemann
Hobbs	Hoskins	Hubbard	Hunter	Icet
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lembke
LeVota	Liese	Lipke	Lowe	Luetkemeyer
May	Mayer	McKenna	Meiners	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Ruestman
Rupp	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Viebrock	Villa	Vogt	Wagner
Walker	Wallace	Walsh	Walton	Ward
Wasson	Whorton	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 002

Sager Skaggs

PRESENT: 000

ABSENT WITH LEAVE: 009

George
Marsh

Graham
Salva

Harris 23
Townley

Holand
Wildberger

Lawson

VACANCIES: 002

On motion of Representative Crowell, **House Resolution No. 2** was adopted.

ADJOURNMENT

On motion of Representative Crowell, the House adjourned until Thursday, September 11, 2003, upon the recess of the extraordinary session.

JOURNAL OF THE HOUSE

VETO SESSION

First Regular Session, 92nd GENERAL ASSEMBLY

SECOND DAY, THURSDAY, SEPTEMBER 11, 2003

The House met pursuant to adjournment.

Speaker Hanaway in the Chair.

There was a moment of silent prayer in memory of the victims of the September 11, 2001 tragedy.

Representative Bringer led members of the House in singing "Amazing Grace".

The Journal of the first day was approved as corrected.

ADJOURNMENT

On motion of Representative Crowell, the House adjourned until Friday, September 12, 2003, upon the recess of the extraordinary session.

CORRECTIONS TO THE HOUSE JOURNAL

Correct House Journal, Wednesday, September 10, 2003, page 24, roll call, by showing Representative Sager voting "no" rather than "aye".

AFFIDAVIT

I, State Representative Ray Salva, District 51, hereby state and affirm that my vote as recorded on Page 26 of the House Journal for Veto Session for September 10, 2003, showing that I was absent was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 11th day of September 2003.

/s/ Ray Salva
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 11th day of September in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

JOURNAL OF THE HOUSE

VETO SESSION

First Regular Session, 92nd GENERAL ASSEMBLY

THIRD DAY, FRIDAY, SEPTEMBER 12, 2003

The House met pursuant to adjournment.

Speaker Pro Tem Jetton in the Chair.

There was a moment of silent prayer.

The Pledge of Allegiance to the flag was recited.

The Journal of the second day was approved as printed.

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has passed **SS for SB 13**, the objections of the Governor thereto notwithstanding.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the attached is a certified copy of the Roll Call on **SS for SB 13**.

AYES: 023

Bartle	Caskey	Cauthorn	Champion	Childers
Clemens	Dolan	Foster	Gibbons	Goode
Griesheimer	Gross	Kinder	Klindt	Loudon
Nodler	Russell	Scott	Shields	Steelman
Stoll	Vogel	Yeckel		

NOES: 010

Bland	Bray	Coleman	Days	Dougherty
Jacob	Kennedy	Mathewson	Quick	Wheeler

PRESENT: 000

ABSENT WITH LEAVE: 000

VACANCIES: 001

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has passed **SS for HS for HCS for HBs 349, 120, 136 & 328**, the objections of the Governor thereto notwithstanding.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the attached is a certified copy of the Roll Call on **SS for HS for HCS for HBs 349, 120, 136 & 328**.

AYES: 023

Bartle	Caskey	Cauthorn	Champion	Childers
Clemens	Dolan	Foster	Gibbons	Griesheimer
Gross	Kinder	Klindt	Loudon	Mathewson
Nodler	Russell	Scott	Shields	Steelman
Stoll	Vogel	Yeckel		

NOES: 010

Bland	Bray	Coleman	Days	Dougherty
Goode	Jacob	Kennedy	Quick	Wheeler

PRESENT: 000

ABSENT WITH LEAVE: 000

VACANCIES: 001

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has passed **HS for HCS for HB 156**, the objections of the Governor thereto notwithstanding.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the attached is a certified copy of the Roll Call on **HS for HCS for HB 156**.

AYES: 025

Bartle	Caskey	Cauthorn	Champion	Childers
Clemens	Dolan	Dougherty	Foster	Gibbons
Griesheimer	Gross	Kennedy	Kinder	Klindt
Loudon	Mathewson	Nodler	Russell	Scott
Shields	Steelman	Stoll	Vogel	Yeckel

NOES: 008

Bland	Bray	Coleman	Days	Goode
Jacob	Quick	Wheeler		

PRESENT: 000

ABSENT WITH LEAVE: 000

VACANCIES: 001

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SR 3**.

SENATE RESOLUTION NO. 3

BE IT RESOLVED by the Senate that the Secretary of Senate inform the House of Representatives that the Senate, having been duly convened as provided by Section 32, Article III of the Constitution, made no motion to override the Governor's vetoes of House Committee Substitute for Senate Committee Substitute for Senate Bill No. 7; Senate Committee Substitute for Senate Bill No. 29; Senate Bill No. 203; Senate Committee Substitute No. 2 for Senate Bill No. 224; Senate Bill No. 250; House Committee Substitute for Senate Committee Substitute for Senate Bill No. 358; House Committee Substitute for Senate Bill No. 401; and Senate Bill No. 425 when the bills were so called by the President.

**SENATE BILL VETOED FROM THE
FIRST REGULAR SESSION**

Speaker Pro Tem Jetton read the following Senate Bill vetoed from the First Regular Session:
SS SB 13.

SS SB 13, relating to firearms manufacturers, was taken up by Representative Crawford.

Representative Crawford moved that **SS SB 13** be passed, the objections of the Governor thereto notwithstanding.

Which motion was adopted by the following vote:

AYES: 119

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bivins	Black
Bough	Bringer	Brown	Bruns	Byrd
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dougherty	Dusenberg
Emery	Engler	Ervin	Fares	Goodman
Green	Guest	Hampton	Harris 110	Henke
Hobbs	Holand	Hunter	Ice	Jackson
Jetton	Johnson 47	Kelly 144	Kelly 36	King
Kingery	Kuessner	Lager	Lawson	Lembke
LeVota	Liese	Lipke	Luetkemeyer	May
Mayer	McKenna	Miller	Moore	Morris
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Threlkeld	Townley	Viebrock
Wagner	Wallace	Ward	Wasson	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright	Yates	Young	Madam Speaker	

NOES: 038

Bland	Boykins	Brooks	Burnett	Campbell
Carnahan	Curls	Daus	Donnelly	El-Amin
Fraser	George	Graham	Harris 23	Haywood
Hilgemann	Hoskins	Hubbard	Johnson 90	Jolly
Jones	Kratky	Lowe	Meiners	Muckler
Schoemehl	Skaggs	Thompson	Villa	Vogt
Walker	Walsh	Walton	Willoughby	Wilson 25
Wilson 42	Yaeger	Zweifel		

PRESENT: 000

ABSENT WITH LEAVE: 004

Bishop	Darrough	Johnson 61	Marsh
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VACANCIES: 002

ADJOURNMENT

On motion of Representative Crowell, the Veto Session of the Ninety-second General Assembly, First Regular Session, was adjourned sine die pursuant to the Constitution.

CATHERINE L. HANAWAY
Speaker of the House

STEPHEN S. DAVIS
Chief Clerk of the House